

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, April 26, 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

Regular Meeting

SHAMANN WALTON, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Appropriations Committee

Supervisors Ronen, Safai, Mar, Chan, Walton

Wednesday
1:00 PM

Budget and Finance Committee

Supervisors Ronen, Safai, Mar

Wednesday
10:30 AM

Government Audit and Oversight Committee

Supervisors Preston, Chan, Mandelman

1st and 3rd Thursday
10:00 AM

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Monday
1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Stefani, Haney

2nd and 4th Thursday
10:00 AM

Rules Committee

Supervisors Peskin, Mandelman, Chan

Monday
10:00 AM

Youth, Young Adult, and Families Committee

Supervisors Ronen, Safai, Melgar

2nd Friday
10:00 AM

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, April 26, 2022, with President Shamann Walton presiding.

President Walton called the meeting to order at 10:05 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) 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; 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) 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.

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) 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 March 22, 2022, Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Preston, moved to approve the March 22, 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.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

220090 [Administrative Code - Shelter Grievance Advisory Committee and Shelter Grievance Policy]

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

Ordinance amending the Administrative Code to establish the Shelter Grievance Advisory Committee to advise the Department of Homelessness and Supportive Housing regarding policies and procedures for clients of City-funded shelters to appeal denial of shelter services; and to codify the City's Shelter Grievance Policy establishing an administrative appeal process for clients of City-funded shelters denied shelter services for violating a shelter's rules.

FINALLY PASSED by the following vote:

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

Noes: 1 - Mandelman

Recommendations of the Land Use and Transportation Committee

211297 [Police, Building Codes - Bond for Labor Standards Compliance in Certain Residential Construction Projects]

Sponsors: Haney; Preston, Mar, Melgar and Mandelman

Ordinance amending the Police Code to add Article 33O to require owners of certain residential construction projects to maintain a labor compliance bond and to condition release of such bond on specified reporting and labor standards compliance for work on the project; and amending the Building Code to require owners of such projects to file a labor compliance bond as a condition of receiving a permit for construction.

FINALLY PASSED by the following vote:

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

220190 [Planning Code - Landmark Designation - 2261 Fillmore Street (aka Clay Theatre)]

Sponsors: Stefani; Peskin, Preston and Mandelman

Ordinance amending the Planning Code to designate 2261 Fillmore Street (aka Clay Theatre), Assessor's Parcel Block No. 0630, Lot No. 002, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; and affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

220242 [Administrative Code - Limits on Storage and Use of DNA Profiles]

Sponsors: Ronen; Walton and Preston

Ordinance amending the Administrative Code to prohibit the Police Department or other City departments from uploading or storing DNA profiles from crime victims reference samples ("Victim Reference DNA Profiles") in any City DNA database that is not subject to the federal and state rules governing Combined DNA Index Systems ("CODIS") databases ("Non-CODIS DNA Databases"), and from storing DNA profiles obtained from crime scene evidence ("Evidentiary DNA Profiles") in any Non-CODIS DNA Database for longer than 60 days; to require that, by July 1, 2022, or 15 days after the effective date of this ordinance, the Police Department purge from Non-CODIS DNA Databases Evidentiary DNA Profiles stored for longer than 60 days and Victim Reference DNA Profiles stored for any length of time; and to limit the Police Department and other City departments to using Non-CODIS DNA Databases only for quality assurance purposes, and not for any investigative purposes; to require the Controller to submit an audit report regarding Non-CODIS DNA Databases; and to require posting on the Police Department website and other City websites a description of how the Department handles and stores a Victim's DNA .

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

220338 [Appropriation - General Reserve - Various Departments - Workers' Compensation - \$13,131,917 - FY2021-2022]

Sponsor: Mayor

Ordinance appropriating \$13,131,917 of General Fund General Reserves to the Fire Department, Department of Public Health, Sheriff's Department and Department of Emergency Management for increased workers' compensation costs, and the authority to receive and expend these funds in the Department of Human Resources in Fiscal Year (FY) 2021-2022; this Ordinance requires a two-thirds approval 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

220181 [California Constitution Appropriations Limit for FY2021-2022]

Resolution establishing the appropriations limit for Fiscal Year (FY) 2021-2022 pursuant to California Constitution Article XIII B. (Controller)

(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. 220196 and 220197 be called together.

220196 [Contract Agreement - Alliant Insurance Services, Inc. - Insurance Brokerage Services - Not to Exceed \$75,000,000]

Resolution authorizing the City Administrator, through the Director of the Risk Management Division, to enter into a contract for insurance brokerage services with Alliant Insurance Services for an amount not to exceed \$75,000,000 for a three-year term to commence on July 1, 2022, through June 30, 2025, with three two-year options to renew at the City's sole and absolute discretion, pursuant to Charter, Section 9.118. (City Administrator)

(Fiscal Impact)

ADOPTED by the following vote:

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

220197 [Contract Agreement - Arthur J. Gallagher & Co. Insurance Brokers of California, Inc. - Insurance Brokerage Services - Not to Exceed \$30,000,000]

Resolution authorizing the City Administrator, through the Director of the Risk Management Division, to enter into a contract for insurance brokerage services with Arthur J. Gallagher & Co. Insurance Brokers of California, Inc. for an amount not to exceed \$30,000,000 for a three-year term to commence on July 1, 2022, through June 30, 2025, with three two-year options to renew at the City's sole and absolute discretion, pursuant to Charter, Section 9.118. (City Administrator) (Fiscal Impact)

ADOPTED by the following vote:

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

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) (Fiscal Impact)

ADOPTED by the following vote:

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

220245 [Updated Emergency Declaration - Tree Removal, Slope Repair and Debris Removal at Stern Grove - Not to Exceed \$20,000,000]

Sponsor: Mar

Resolution approving an updated emergency declaration of the San Francisco Public Utilities Commission (SFPUC) pursuant to Administrative Code, Section 6.60, to contract resources for tree removal, slope repair and debris removal in Stern Grove, which was damaged by flooding caused by a failed air valve on a water transmission pipeline, increasing the cost by \$16,000,000 for a total not to exceed amount of \$20,000,000. (Public Utilities Commission) (Fiscal Impact)

ADOPTED by the following vote:

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

220293 [Execute Standard Agreement and Accept and Expend - Retroactive - California Department of Housing and Community Development - Bayview Vehicle Triage Center Program - \$5,600,000]

Sponsors: Mayor; Walton, Safai, Ronen, Mar and Mandelman

Resolution authorizing the Department of Homelessness and Supportive Housing to execute a Standard Agreement with the California Department of Housing and Community Development for \$5,600,000 of 2021-22 California Budget Act funds; to retroactively accept and expend those funds for capital expenses related to the Bayview Vehicle Triage Center for costs incurred July 1, 2021, through June 30, 2026; 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 Planning Code, Section 101.1. (Department of Homelessness and Supportive Housing)

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

220343 [City and County of San Francisco Finance Corporation Lease Revenue Refunding Bonds, Series 2008-1 (Moscone Center Expansion Project) and Series 2008-2 (Moscone Center Expansion Project) - Alternate Credit Agreements]

Sponsor: Mayor

Resolution authorizing the issuance and delivery of alternate credit facilities to support the outstanding City and County of San Francisco Finance Corporation Lease Revenue Refunding Bonds, Series 2008-1 (Moscone Center Expansion Project) and City and County of San Francisco Finance Corporation Lease Revenue Refunding Bonds, Series 2008-2 (Moscone Center Expansion Project); approving the form of a first supplement to trust agreement, the form of a first amendment to project lease, the forms of the reimbursement agreements among the City and County of San Francisco, the City and County of San Francisco Finance Corporation and one or more credit providers, the forms of the fee agreements, the form of a remarketing supplement, the forms of the remarketing agreements, the forms of the custodian agreements and certain other related financing documents; approving modifications to said documents; approving the execution and delivery of said documents; granting general authority to City officials to take necessary actions in connection with the remarketing of said Bonds, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

ADOPTED by the following vote:

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

220344 [Purchase of Real Property - City Gardens Bridge, LLC - 333-12th Street - Apply for Grant - California Department of Housing and Community Development - Homekey Grant Program - \$147,540,000]

Sponsors: Mayor; Haney, Ronen, Safai and Mar

Resolution 1) approving and authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing ("HSH"), to acquire certain property located at 333-12th Street ("Property") for \$145,000,000 plus up to \$2,250,000 in interest, payable in two installments, plus an estimated \$290,000 for typical closing costs, for a total anticipated amount not to exceed \$147,540,000; 2) approving and authorizing HSH, on behalf of the City, to apply to the California Department of Housing and Community Development for a Homekey Grant; 3) approving and authorizing an Agreement of Purchase and Sale for Real Estate for the acquisition of the Property from City Gardens Bridge, LLC ("Purchase Agreement"), which includes a liquidated damages clause of up to \$5,000,000 as well as certain other remedies, in case of default by the City; 4) authorizing the Director of Property to execute the Purchase Agreement, make certain modifications, and take certain actions in furtherance of this Resolution and the Purchase Agreement, as defined herein; 5) affirming the Planning Department's determination under the California Environmental Quality Act; and 6) adopting the Planning Department's findings that the Purchase Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

ADOPTED by the following vote:

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

220346 [Standard Agreement - California Department of Housing and Community Development California Housing Accelerator Program - Treasure Island Parcel C3.1 - \$55,601,514]

Sponsor: Mayor

Resolution authorizing Treasure Island Development Authority (the "Authority") to execute a Standard Agreement and other related documents with the State of California Department of Housing and Community Development ("HCD") under the California Housing Accelerator Program which the Standard Agreement includes an award not to exceed \$55,601,514 as a loan to Mercy Housing California 82, L.P. ("Developer"), as sole borrower, for construction of a development affordable to low- and moderate-income families at Treasure Island Parcel C3.1, located at Avenue C (old address)/78 Johnson (new address) for a term of five years to commence upon execution of the Standard Agreement by HCD.

ADOPTED by the following vote:

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

220347 [Loan Agreement - Mercy Housing California 82, L.P. - 100% Affordable Housing - 6th Street at Avenue C/78 Johnson Street - Not to Exceed \$33,452,317]

Sponsor: Mayor

Resolution approving and authorizing the execution of a Loan Agreement with Mercy Housing California 82, L.P., a California limited partnership, in an amount not to exceed \$33,452,317 for a minimum term of 57 years to finance the construction of a 138-unit multifamily rental housing development (plus one staff unit) for low and moderate income families located at 6th Street at Avenue C (old address)/78 Johnson Street (new address) ("Treasure Island Parcel C3.1"); and adopting findings that the Loan Agreement is consistent with the General Plan, and the priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

ADOPTED by the following vote:

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

Recommendations of the Public Safety and Neighborhood Services Committee

220410 [Health Code - Skilled Nursing Care Transfer Reporting Requirements]

Sponsors: Safai; Ronen, Mar, Stefani and Mandelman

Ordinance amending the Health Code to require general acute care hospitals and hospital-based skilled nursing facilities in the City to report annually to the Department of Public Health the number of, and certain demographic information regarding, patients transferred to a health facility outside of the City to receive skilled nursing care and patients who qualify for skilled nursing care but are not transferred to a health facility outside of the City.

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

PASSED ON FIRST READING by the following vote:

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

220165 [Liquor License - 3218 Fillmore Street - Dad & Son's Market]

Resolution determining that the issuance of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Dad & Son's Market, located at 3218 Fillmore Street (District 2), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

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

Recommendations of the Rules Committee

220284 [Administrative Code - Cleaning Standards and Health Information Protocols for Single Room Occupancy Hotels]

Sponsors: Peskin; Chan

Ordinance amending the Administrative Code to update protections for occupants of Single Room Occupancy (SRO) hotels by replacing hotel operators' responsibility to clean common areas after a COVID-19 outbreak with a new minimum cleaning standard and, upon request, requiring SRO hotel operators to provide contact tracing information related to any infectious or contagious disease; during the COVID-19 pandemic, to require the Department of Public Health (DPH) to maintain a telephone hotline to respond to questions from SRO residents regarding isolation and quarantine, testing, and other COVID-19 related matters; and to update COVID-19 regulations by removing outdated provisions including those related to notice of and access to isolation and quarantine hotels, DPH responsibilities to post in SRO hotels information related to isolation and quarantine, and DPH responsibilities to maintain public facing data relating to COVID-19 cases in SRO Hotels.

PASSED ON FIRST READING by the following vote:

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

220405 [Appointments, Commission of Animal Control and Welfare - Annemarie Fortier, Irina Ozernoy, and Brian VanHorn]

Motion appointing Annemarie Fortier, Irina Ozernoy, and Brian VanHorn, terms ending April 30, 2024, to the Commission of Animal Control and Welfare. (Rules Committee)

Motion No. M22-064

APPROVED by the following vote:

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

220409 [Appointment, Sunshine Ordinance Task Force - Dean Schmidt, Lila LaHood, Laura Stein, Matthew Yankee, Chris Hyland, Laurie Jones Neighbors, and Thuan Thao Hill]

Motion appointing Dean Schmidt, Lila LaHood, Laura Stein, Matthew Yankee, Chris Hyland, Laurie Jones Neighbors, and Thuan Thao Hill, terms ending April 27, 2024, to the Sunshine Ordinance Task Force. (Rules Committee)

Motion No. M22-065

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

Due to the late hour, the Small Business Week celebratory event did not occur; however, the following commendations were acknowledged during Roll Call for Introductions (see below) by each District Supervisor:

District 1 (Supervisor Chan) Honoree

- K Elements BBQ

District 2 (Supervisor Stefani) Honoree

- GIO Gelati

District 3 (Supervisor Peskin) Honoree

- Café Jacqueline

District 4 (Supervisor Mar) Honoree

- Sunset Mercantile

District 5 (Supervisor Preston) Honoree

- Bean Bag Cafe

District 6 (Supervisor Haney) Honoree

- Allstars Donuts and Burgers

District 7 (Supervisor Melgar) Honoree

- Monza Pizzeria

District 8 (Supervisor Mandelman) Honoree

- The Lookout

District 9 (Supervisor Ronen) Honoree

- La Nee Thai Massage

District 10 (President Walton) Honoree

- Mission Blue

District 11 (Supervisor Safai) Honoree

- Excelsior Coffee

SPECIAL ORDER 3:00 P.M.

President Walton requested File Nos. 220232, 220233, 220234, and 220235 be called together.

220232 [Hearing - Appeal of Tentative Map Approval - 0 Palo Alto Avenue]

Hearing of persons interested in or objecting to the decision of Public Works, dated February 25, 2022, approving a Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002. (District 7) (Appellant: Katherine Bleich) (Filed March 4, 2022) (Clerk of the Board)

President Walton opened the public hearing and Supervisor Melgar provided opening remarks, indicating she would be making a motion to continue this Hearing and its associated Motion to a future date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuance. There were no speakers. President Walton closed public comment on the continuance.

Supervisor Melgar, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of May 3, 2022. The motion carried by the following vote:

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

220233 [Approving Decision of Public Works and Approving Tentative Map - 0 Palo Alto Avenue]

Motion approving the decision of Public Works and approving the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002; 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)

Supervisor Melgar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 3, 2022. The motion carried by the following vote:

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

220234 [Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 0 Palo Alto Avenue]

Motion conditionally disapproving the decision of Public Works and disapproving the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002, subject to the Board of Supervisors' adoption of written findings in support of the disapproval. (Clerk of the Board)

Supervisor Melgar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 3, 2022. The motion carried by the following vote:

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

220235 [Preparation of Findings Related to the Tentative Map - 0 Palo Alto Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002. (Clerk of the Board)

Supervisor Melgar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of May 3, 2022. The motion carried by the following vote:

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

SPECIAL ORDER 3:00 P.M.

President Walton requested File Nos. 220319, 220320, 220321, and 220322 be called together.

220319 [Hearing - Appeal of Tentative Map Approval - 2556 Filbert Street]

Hearing of persons interested in or objecting to the decision of Public Works, dated March 18, 2022, approving a Tentative Map for a two-lot subdivision project at 2556 Filbert Street, Assessor's Parcel Block No. 0944, Lot Nos. 025 and 026. (District 2) (Appellant: Roberta Holden) (Filed March 28, 2022) (Clerk of the Board)

President Walton opened the public hearing and indicated this matter has been withdrawn by the appellant. The President then inquired as to whether any individual wished to address the Board, with the understanding that it has been withdrawn. There were no speakers. President Walton closed public comment and declared the matter heard and filed.

HEARD AND FILED

220320 [Approving Decision of Public Works and Approving Tentative Map - 2556 Filbert Street]

Motion approving the decision of Public Works and approving the Tentative Map for a two-lot subdivision project at 2556 Filbert Street, Assessor's Parcel Block No. 0944, Lot Nos. 025 and 026; 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. M22-063

Supervisor Peskin, seconded by Supervisor Stefani, moved that this Motion be APPROVED. The motion carried by the following vote:

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

220321 [Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 2556 Filbert Street]

Motion conditionally disapproving the decision of Public Works and disapproving the Tentative Map for a two-lot subdivision project at 2556 Filbert Street, Assessor's Parcel Block No. 0944, Lot Nos. 025 and 026, subject to the Board of Supervisors' adoption of written findings in support of the disapproval. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Stefani, moved that this Motion be TABLED. The motion carried by the following vote:

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

220322 [Preparation of Findings Related to the Tentative Map - 2556 Filbert Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a two-lot subdivision project at 2556 Filbert Street, Assessor's Parcel Block No. 0944, Lot Nos. 025 and 026. (Clerk of the Board)

Supervisor Peskin, seconded by Supervisor Stefani, moved that this Motion be TABLED. The motion carried by the following vote:

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

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

220264 [Planning Code - Adult Sex Venues]

Sponsors: Mandelman; Haney and Melgar

Ordinance amending the Planning Code to define Adult Sex Venue and principally permit, conditionally permit, or prohibit Adult Sex Venues in Commercial; Residential-Commercial; Production, Distribution and Repair (PDR); Neighborhood Commercial; Neighborhood Commercial Transit; and Mixed Use Districts; to prohibit Adult Sex Venues as an accessory use; to prohibit Adult Businesses in the Chinatown Community Business 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.

PASSED ON FIRST READING 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.

Members of the Board announced the Small Businesses they intended to honor during the Special Order at 2:30 p.m. (see above).

PUBLIC COMMENT

Aria; expressed support for a future hearing on museums and shared information on the de Young Museum.

Joe Kunzler; wished Supervisor Haney well and expressed concerns regarding the masking mandate on Muni lines.

Jordan Davis; expressed concerns regarding homelessness and lack of affordable housing.

Barry Taranto; expressed concerns regarding the lack of bathroom access in the Tenderloin.

Citizen 22; shared in song various concerns.

David Pilpel; expressed concerns regarding various City meetings and thanked the Clerk and her staff for their efforts.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

220434 [Approval of a 90-Day Extension for Planning Commission Review of Conditional Use Appeals (File No. 220130)]

Sponsors: Melgar; Peskin, Walton, Preston and Ronen

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 220130) amending the Planning Code to allow the signatures of Verified Tenants to count towards the threshold needed to permit an appeal of a Conditional Use authorization; clarifying timelines applicable to appeals of Conditional Use authorizations, and affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

220435 [Armenian Genocide Commemoration Day - April 24, 2022]

Sponsors: Peskin; Walton, Mandelman, Melgar, Chan, Safai and Stefani

Resolution designating April 24, 2022, as "Armenian Genocide Commemoration Day" in the City and County of San Francisco, marking the 107th anniversary of the Armenian Genocide and the 25th anniversary of the preservation of the Mt. Davidson Cross by the Council of Armenian American Organizations of Northern California; and urging members of Congress to support the bipartisan Armenian Genocide Education Act.

Supervisors Mandelman, Melgar, Chan, Safai, and Stefani requested to be added as co-sponsors.

ADOPTED

220384 [Committee of the Whole - Report of Assessment Costs - Sidewalk Inspection and Repair Program - May 17, 2022, at 4:00 p.m.]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 17, 2022, at 4:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for work done or caused to be done through the Sidewalk Inspection and Repair Program pursuant to Public Works Code, Section 706.9, and Administrative Code, Chapter 80, the cost thereof having been paid for by the City and County out of a revolving fund. (Clerk of the Board)

Motion No. M22-066

APPROVED

220387 [Committee of the Whole - Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program - May 17, 2022, at 4:00 p.m.]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 17, 2022, at 4:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

Motion No. M22-067

APPROVED

220423 [Final Map No. 9073 - 311 Grove Street]

Motion approving Final Map No. 9073, an eight residential unit condominium project, located at 311 Grove Street, being a subdivision of Assessor's Parcel Block No. 0809, Lot No. 020; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M22-068

APPROVED

The foregoing items were acted upon by the following vote:

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

Farewell Remarks

Supervisor Haney officially announced that he will be resigning from the Board of Supervisors on Tuesday, May 3, 2022; therefore, this will be his last Board meeting. He is being sworn into the California State Assembly, representing District 17, at 10:00 a.m. on Tuesday, May 3, 2022. He thanked the Members of the Board, his Legislative Aides, the Clerk of the Board and her staff, and the various City Departments for the collaboration and efforts during his tenure. He promised to continue working to serve San Francisco and offered an open invitation to continue his work with the Board and City on the many important and pressing issues that he can assist with in his next role. Members of the Board provided their thoughts and well wishes to Assembly Member-elect Haney.

Clerk Calvillo informed the Board that the Engrossed Resolution for outgoing Supervisor Haney, pursuant to Board Rule 6.11.1, will be considered by the Board at the May 3, 2022, meeting.

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.

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

220315 [Administrative, Campaign and Governmental Conduct Codes - Administrative Support for Sanitation and Streets Department; Form 700 Filing Requirements for Public Works Commission, Sanitation and Streets Commission, and Director of Sanitation and Streets]

Ordinance amending the Administrative Code to require the Department of Public Works to provide the new Department of Sanitation and Streets with administrative support, including human resources, performance management, finance, budgeting, technology, emergency planning, training, and employee safety services; and amending the Campaign and Governmental Conduct Code to require Public Works Commissioners, Sanitation and Streets Commissioners, and the Director of Sanitation and Streets to file Form 700 (Statement of Economic Interests). (City Administrator)

03/28/22; RECEIVED FROM DEPARTMENT.

04/04/22; REFERRED TO DEPARTMENT.

04/05/22; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/5/2022.

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee.

220411 [Settlement of Lawsuit - Daniel Wong, Elaine Mak, and Carolyn Wong - \$450,000]

Ordinance authorizing settlement of the lawsuit filed by Daniel Wong, Elaine Mak, and Carolyn Wong against the City and County of San Francisco for \$450,000; the lawsuit was filed on October 28, 2019, in San Francisco Superior Court, Case No. CGC-19-580302; entitled Daniel Wong, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries from a vehicle collision. (City Attorney)

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220412 [Settlement of Lawsuit - Kristen Lewett - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Kristen Lewett against the City and County of San Francisco for \$500,000; the lawsuit was filed on October 18, 2019, in San Francisco Superior Court, Case No. CGC-19-580048; entitled Kristen Lewett v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

220413 [Water Enterprise Agreement - McMillen Jacobs Associates - Planning and Design Services, Mountain Tunnel Improvements - Not to Exceed \$28,780,000]

Resolution approving Amendment No. 1 to the Mountain Tunnel Improvements Project, Agreement No. CS-249, Planning and Design Services, Mountain Tunnel Improvements, with McMillen Jacobs Associates, to increase the contract amount by \$7,780,000 and increase the contract duration by three years, for a total not to exceed contract amount of \$28,780,000 and a total contract duration of 13 years, with a new term period of February 2016 through February 2029, to provide specialized engineering services for the Mountain Tunnel improvements Project, pursuant to Charter, Section 9.118. (Public Utilities Commission)

04/15/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220414 [Contract Amendment - Baker Places, Incorporated - Mental Health Residential and Substance Use Disorder Services - Not to Exceed \$120,789,738]

Resolution approving Amendment No. 1 to the agreement between Baker Places, Incorporated and the Department of Public Health (DPH) to provide mental health residential and substance use disorder services, to increase the agreement by \$65,314,597 for an amount not to exceed \$120,789,738; to extend the term by five years from June 30, 2022, 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)

04/15/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220415 [Contract Amendment - Health Right 360 - Residential Substance Use Disorder and Mental Health Outpatient Services - Not to Exceed \$163,930,879]

Resolution approving Amendment No. 1 to the agreement between Health Right 360 and the Department of Public Health (DPH), to provide residential substance use disorder and mental health outpatient services, to increase the agreement by \$79,865,964 for an amount not to exceed \$163,930,879; to extend the term by three years from June 30, 2022, for a total agreement term of July 1, 2018, through June 30, 2025; 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)

04/15/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220416 [Contract Amendment - Felton Institute - Behavioral Health Services for Children and Families - Not to Exceed \$77,605,232]

Resolution approving Amendment No. 1 to the agreement between Felton Institute and the Department of Public Health (DPH), to provide behavioral health services for children and families, to increase the agreement by \$41,072,068 for an amount not to exceed \$77,605,232; to extend the term by five years from June 30, 2022, 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)

04/18/22; RECEIVED.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220417 [Agreement Amendment - Retroactive - California Department of Health Care Services - Mental Health Plan - \$0]

Resolution retroactively approving Mental Health Plan Agreement Amendment No. 17-94609 A01, between Department of Public Health (DPH), Community Behavioral Health Services and the California Department of Health Care Services, for the San Francisco Mental Health Plan, to update the terms and conditions reflecting changes that memorialize federal parity regulations, in the amount of \$0 for the term of July 1, 2017, through June 30, 2022; and to authorize DPH to enter into amendments or modifications to the agreement 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 agreement or this Resolution. (Public Health Department)

04/15/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220418 [Contract Amendment - Addiction, Research & Treatment, Inc. dba BAART - Opioid Dependent Substance Abuse Treatment and Education Services - Not to Exceed \$98,283,105]

Resolution approving Amendment No. 1 to the agreement between Addiction, Research & Treatment, Inc. dba BAART and the Department of Public Health (DPH), to provide opioid dependent substance abuse treatment and education services, to increase the agreement by \$62,331,105 for an amount not to exceed \$98,283,105; to extend the term by five years from June 30, 2022, for a total agreement term of July 1, 2018, through June 30, 2027, with one one-year option to extend at the City's sole and absolute discretion; 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)

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220421 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Board of Supervisors.

220422 [Contract Modification - Recology San Francisco. - Refuse Collection Services - Not to Exceed - \$42,100,000]

Resolution authorizing the Office of Contract Administration to enter into a Third Amendment to the agreement between the City and County of San Francisco and Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San Francisco (collectively, "Contractor") for refuse collection services at City facilities; increasing the contract amount by \$26,478,000 for a total not to exceed amount of \$42,100,000 and extending the term by two years from June 30, 2022, for a total contract duration of three years and seven months of December 1, 2020, through June 30, 2024. (Office of Contract Administration)

04/18/22; RECEIVED FROM DEPARTMENT.

04/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 11:21 p.m.