



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, June 27, 2023 - 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
CONNIE CHAN, MATT DORSEY, JOEL ENGARDIO, RAFAEL MANDELMAN,
MYRNA MELGAR, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Chan, Mandelman, Safai, Ronen, Walton

Budget and Finance Committee

Supervisors Chan, Mandelman, Safai

Government Audit and Oversight Committee

Supervisors Preston, Stefani, Chan

Homelessness and Behavioral Health Select Committee

Supervisors Ronen, Mandelman, Walton

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Stefani, Engardio, Dorsey

Rules Committee

Supervisors Dorsey, Walton, Safai

Meeting Days

Wednesday

1:30 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Friday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

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

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents: 1) Legislation; 2) Budget and Legislative Analyst report; 3) Department or Agency cover letter and/or report; 4) Public correspondence. These items are available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk or at <https://sfbos.org/legislative-research-center-lrc>.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where legislation is the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) vocal or audible support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones or electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room. Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives; except that public speakers using interpretation assistance will be allowed to testify for twice the amount of time. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want to display a document should place it on the overhead during their public comment and remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Board and Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding agenda items. These comments will be made a part of the official public record and brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board or the Clerk of the Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications not received prior to the hearing may be delivered to the Clerk of the Board or the Clerk of the Committee and will be shared with the Members.

COPYRIGHT: All system content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who wish to utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

AGENDA PACKET: Available at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 28, 78 or 99 (depending on your provider). For DVD copies call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino if requests are made at least 48 hours in advance of the meeting, to help ensure availability. For more information or to request services: Contact Wilson Ng at (415) 554-5184.

傳譯服務: 所有常規及特別市參事會議和常務委員會會議將提供西班牙文, 中文以及菲律賓文的傳譯服務, 但必須在會議前最少48小時作出請求, 以確保能獲取到傳譯服務. 將因應請求提供交替傳譯服務, 以便公眾向有關政府機構發表意見. 如需更多資訊或請求有關服務, 請致電 (415) 554-5184 聯絡我們.

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol, Tsino at Pilipino para sa lahat ng mga regular at espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications. The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 28, 78 or 99 (depending on your provider). Board and Committee meeting agendas and minutes are available on the Board's website www.sfbos.org and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 wilson.l.ng@sfgov.org

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at soft@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit <http://www.sfethics.org>.

Remote Access to Information and Participation

The Board of Supervisors (www.sfbos.org) and its committees convene hybrid meetings that allow in-person attendance, in-person public comment (prioritized before remote public comment), remote access (watch: www.sfgovtv.org), and remote public comment via teleconference (<https://sfbos.org/remote-meeting-call>). Members of the public may also submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001](tel:14156550001) / Meeting ID: 2596 338 6179 # #

(Press *3 to enter the speaker line)

ROLL CALL AND PLEDGE OF ALLEGIANCE

Pursuant to Board Rule 4.7.1 the President shall present the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula.

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the May 16, 2023, and May 23, 2023, Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 16

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani

1. [230400](#) **[Settlement of Lawsuit - New Cingular Wireless PCS LLC - \$463,593]**
Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless PCS LLC against the City and County of San Francisco for \$463,593; the lawsuit was filed on December 12, 2022, in San Francisco Superior Court, Case No. CGC-22-603406; entitled New Cingular Wireless PCS LLC. v. City and County of San Francisco et al.; the lawsuit involves a claim for refund of penalties and interest related to the access line tax for tax periods February 1, 2021, through and including August 31, 2021. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [230494](#) **[Settlement of Lawsuit - Esquivel Grading & Paving, Inc. and Con-Quest Contractors, Inc. - \$250,000]**
Ordinance authorizing settlement of the lawsuit filed by Esquivel Grading & Paving, Inc. against the City and County of San Francisco by the payment of \$250,000; the action against the City was filed on April 12, 2022, in the Superior Court of California, County of San Francisco, Case No. CGC-20-587321; entitled Con-Quest Contractors, Inc. v. Esquivel Grading & Paving, Inc., et al.; the lawsuit involves alleged breach of contract; material terms of the settlement are that the City will pay Con-Quest Contractors, Inc. \$250,000 and Esquivel will pay Con-Quest \$150,000. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 3. [230495](#) **[Settlement of Lawsuit - Richard F. Bettencourt, et al. - City to Receive \$300,000]****

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco for payment to San Francisco for \$300,000; the lawsuit was filed on November 15, 2019, in Stanislaus County Superior Court, Case No. CV-19-006916; entitled City and County of San Francisco v. Richard F. Bettencourt, et al.; the lawsuit involves damage to approximately 500 feet of San Joaquin Pipeline (“SJPL No. 1”); other material terms of the settlement are the City shall receive \$300,000. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 4. [230496](#) **[Settlement of Lawsuit - Cheryl Thornton - \$100,000]****

Ordinance authorizing settlement of the lawsuit filed by Cheryl Thornton against the City and County of San Francisco for \$100,000; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 3:21-cv-02938-SI; entitled Cheryl Thornton v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. [230497](#) **[Settlement of Lawsuit - Darlene Daevu - \$90,000]****

Ordinance authorizing settlement of the lawsuit filed by Darlene Daevu against the City and County of San Francisco for \$90,000; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 4:21-cv-02936-JST; entitled Darlene Daevu v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 6. [230498](#) **[Settlement of Lawsuit - Dellfinia Hardy - \$116,250]****

Ordinance authorizing settlement of the lawsuit filed by Dellfinia Hardy against the City and County of San Francisco for \$116,250; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 3:21-cv-02934-SI; entitled Dellfinia Hardy v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. [230530](#) **[Settlement of Lawsuit - Jane Doe 1, Jane Doe 4, Jane Doe 5, Jane Doe 6, Jane Doe 9, John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 6, John Doe 7 - \$2,223,500]**

Ordinance authorizing settlement of the lawsuit, subject to the approval of the Probate Court, filed by Jane Doe 1, Jane Doe 4, Jane Doe 5, Jane Doe 6, Jane Doe 9, John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 6, John Doe 7 against the City and County of San Francisco for \$2,223,500; the lawsuit was filed on May 28, 2021, in San Francisco Superior Court, Case No. CGC-21-592296; entitled Jane Doe 1, et al. v. City and County of San Francisco, et al.; the lawsuit involves allegations of abuse and privacy violations brought by current and former residents of Laguna Honda Hospital and Rehabilitation Center. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [230531](#) **[Settlement of Lawsuit - Jonathan Valladares - \$45,000]**

Ordinance authorizing settlement of the lawsuit filed by Jonathan Valladares against the City and County of San Francisco for \$45,000; the lawsuit was filed on October 3, 2019, in San Francisco Superior Court, Case No. CGC-19-579765; entitled Jonathan Valladares v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [230532](#) **[Settlement of Lawsuit - Ricky Williams - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Ricky Williams against the City and County of San Francisco for \$75,000; the lawsuit was filed on October 1, 2020, in San Francisco Superior Court, Case No. CGC-20-587073; entitled Ricky Williams v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [230533](#) **[Settlement of Lawsuit - Patrick Jackson - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Patrick Jackson against the City and County of San Francisco et al. for \$50,000; the lawsuit was filed on February 23, 2022, in San Francisco Superior Court, Case No. CGC-22-598303; entitled Patrick Jackson v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [230534](#) **[Settlement of Lawsuit - Abdul Nevarez and Priscilla Nevarez - \$227,500]**
Ordinance authorizing settlement of the lawsuit filed by Abdul Nevarez and Priscilla Nevarez against the City and County of San Francisco for \$227,500; the lawsuit was filed on September 27, 2019, in United States District Court, Northern District of California, Case No. 19-CV-06155-SK; entitled Abdul Nevarez and Priscilla Nevarez v. City of San Francisco, et al.; the lawsuit involves disability access violations in the City's golf courses; other material terms of the settlement are making certain disability access improvements at the Harding Park and Fleming Park golf courses. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [230555](#) **[Settlement of Lawsuit - David Cordero - \$69,999]**
Ordinance authorizing settlement of the lawsuit filed by David Cordero against the City and County of San Francisco for \$69,999; the lawsuit was filed on April 9, 2019, in U.S. District Court for the Northern District of California, Case No. 19-cv-01834; entitled David Cordero v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations arising out of a traffic stop on August 12, 2018. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. [230556](#) **[Settlement of Lawsuit - Xavier Pittman - \$195,000]**
Ordinance authorizing settlement of the lawsuit filed by Xavier Pittman against the City and County of San Francisco for \$195,000; the lawsuit was filed on April 19, 2022, in United States District Court for the Northern District of California, Case No. 22-cv-02412-LB; entitled Xavier Pittman v. City and County of San Francisco, et al.; the lawsuit involves an officer involved shooting. (City Attorney)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

14. **230371** **[Planning and Building Codes - Commercial to Residential Adaptive Reuse and Downtown Economic Revitalization]**

Sponsors: Mayor; Peskin, Mandelman and Stefani

Ordinance amending the Planning Code to 1) facilitate residential uses Downtown by authorizing the conversion of non-residential uses to residential use in C (Commercial) zoning districts, and exempting such projects from requirements for rear yard, open space, streetscape improvements, dwelling unit exposure, bike parking, transportation demand management, dwelling unit mix, and Intermediate Length Occupancy controls, permitting live work units in such projects, streamlining administrative approvals for projects in the C-3 zoning district, and modifying the dimensional limits on exemptions to height restrictions for mechanical equipment, elevator, stair, and mechanical penthouses; 2) economically revitalize Downtown by adding Flexible Workspace as a defined use, authorizing large scale retail uses in the C-3 zoning district, allowing window displays in the C-3 zoning district, allowing Flexible Workspace as an active ground floor commercial use along certain street frontages in C-3 zoning districts, allowing accessory storage in any C zoning district, allowing the temporary installation for 60 days of certain signs in the C-3-R district, allowing temporary non-residential uses in vacant spaces for up to one year, including formula retail, reducing density limits for Residential Dwelling Units and Senior Housing in the C-2 zoning districts east of or fronting Franklin Street/13th Street and north of Townsend Street, principally permitting Laboratory, Life Science, Agricultural and Beverage Processing, and Animal Hospitals in C-2 zoning districts, principally permitting Senior Housing, Residential Care Facilities, Outdoor Entertainment, Open Recreation Areas, Animal Hospitals, and Trade Schools in the C-3 zoning district, allowing formula retail as a ground floor use on Market Street, principally permitting office and design professional uses on the second floor and higher in the C-3-R zoning district, and requiring consideration of office vacancy in consideration of granting exceptions in the Transit Center Commercial Special Use District; 3) streamline sign permitting citywide and in the C-3 districts by allowing for the repair and rehabilitation of certain neon signs, and exempting existing business signs in the C-3 zoning district from certain zoning controls; 4) streamline Historic Preservation review of administrative certificates of appropriateness, and minor permits to alter for awnings, and Qualifying Scopes of Work, as may be delegated by the Historic Preservation Commission; 5) increase threshold for large projects subject to commercial to residential ratios in the C-3-O district, and provide alternatives to on-site open space in certain C-3 districts by allowing for payment of an in lieu fee as an alternative to providing open space; 6) facilitate residential adaptive reuse by amending the Building Code to add standards for adaptive reuse of non-residential buildings; and 7) principally permit formula retail and waive size limitations for such uses on a portion of Showplace Square Area (555-9th Street, Assessor's Parcel Block No. 3781, Lot No. 003); affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. [230493](#) **[Planning Code - Landmark Designation - The Church for the Fellowship of All Peoples]**

Sponsors: Peskin; Preston and Melgar

Ordinance amending the Planning Code to designate The Church for the Fellowship of All Peoples, at 2041 Larkin Street, Assessor’s Parcel Block No. 0572, Lot No. 003, 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)

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Dorsey, Walton, Safai

16. [230451](#) **[Administrative Code - Official Animal - Wild Parrot]**

Sponsors: Melgar; Peskin and Mandelman

Ordinance amending the Administrative Code to designate the wild parrot as the official animal of the City and County of San Francisco.

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Walton

17. [230642](#) **[Proposed Interim Budget and Appropriation Ordinance for Departments - FYs 2023-2024 and 2024-2025]**
Sponsor: Mayor
Proposed Interim Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2023, for the Fiscal Years (FYs) ending June 30, 2024, and June 30, 2025.

(Supervisors Preston and Walton voted No on First Reading.)

06/13/2023; NOT AMENDED.

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
18. [230643](#) **[Proposed Interim Annual Salary Ordinance - FYs 2023-2024 and 2024-2025]**
Sponsor: Mayor
Proposed Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2024, and June 30, 2025, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations.

(Supervisors Preston and Walton voted No on First Reading.)

06/13/2023; NOT AMENDED.

06/13/2023; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman

19. [230204](#) **[Airline and Airport 2023 Lease and Use Agreement]**
Resolution approving the 2023 Lease and Use Agreement between the City and County of San Francisco, acting by and through its Airport Commission, and 29 airlines to conduct flight operations at the San Francisco International Airport, for a term of ten years, from July 1, 2023, through June 30, 2033; affirming the Planning Department's determination under the California Environmental Quality Act; and to authorize the Airport Director to enter into modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

20. [230342](#) **[Airline and Airport 2023 Lease and Use Agreement - Various Airlines]**
Resolution approving the 2023 Lease and Use Agreement between the City and County of San Francisco, acting by and through its Airport Commission, and 11 airlines to conduct flight operations at the San Francisco International Airport, for a term of ten years, from July 1, 2023, through June 30, 2033; affirming the Planning Department's determination under the California Environmental Quality Act; and to authorize the Airport Director to enter into modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Airport Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

21. [230473](#) **[Airport Commission Bond-Related Authorizations]**
Resolution approving the issuance of not to exceed \$6,060,195,000 aggregate principal amount of San Francisco International Airport Second Series Refunding Revenue Bonds to refinance Bonds and Subordinate Bonds; approving the issuance of not to exceed \$60,525,000 aggregate principal amount of San Francisco International Airport Special Facilities Bonds to refund bonds issued to finance fuel storage and delivery facilities; approving the issuance of not to exceed \$262,530,000 aggregate principal amount of San Francisco International Airport Special Facilities Bonds to refund bonds issued to finance the Airport Hotel; approving revolving lines of credit and term loans in an available principal amount, together with the aggregate outstanding principal amount of Subordinate Bonds issued as Commercial Paper Notes, not to exceed \$600,000,000; approving the purchase of Bonds or Subordinate Bonds by the Airport; approving the maximum interest rates, maturity dates and number of issues of such Capital Plan Bonds, Refunding Bonds, Subordinate Bonds and Special Facilities Bonds; approving certain Resolutions of the Airport Commission; and approving certain other related matters, as defined herein.
(Airport Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman, Safai

22. [230541](#) **[Real Property Lease - YMCA of San Francisco - Building 49 - 701 Illinois Street - Crane Cove Park - Initial Annual Base Rent \$92,809.80]**
Sponsors: Mayor; Walton, Mandelman and Safai
Resolution approving and authorizing the execution, delivery, and performance of Lease No. 16997 for Building 49 located at 701 Illinois Street within Crane Cove Park by the Young Men's Christian Association (YMCA) of San Francisco, for an initial term of 10 years plus options to extend for a total term of up to 34 years, 11 months, with an initial annual base rent of \$92,809.80 and a fee waiver for a companion license agreement, effective upon approval of this Resolution; making findings under the California Environmental Quality Act; and to authorize the Executive Director of the Port to enter into any additions, amendments or other modifications to the Lease that do not materially increase the obligations or liabilities of the City or Port and are necessary or advisable to complete the transactions which this Resolution contemplates and effectuate the purpose and intent of this Resolution. (Port)

Question: Shall this Resolution be ADOPTED?

23. [230580](#) **[Real Estate Loan Document Amendments - BHC Balboa Builders, LLC - Balboa Reservoir Purchase - \$11,400,000]**
Sponsors: Melgar; Mandelman and Safai
Resolution approving the terms and conditions of the First Amendment to the Secured Carry-Back Promissory Note and the First Amendment to the Deed of Trust securing payment of the Balboa Reservoir purchase price of \$11,400,000.

Question: Shall this Resolution be ADOPTED?

24. [230602](#) **[Interagency Cooperation Agreement - Transbay Joint Powers Authority - Phase 2 of the Transbay Program - Anticipated Revenue of Over \$1,000,000]**
Sponsors: Dorsey; Mandelman and Safai
Resolution approving an Interagency Cooperation Agreement between the Transbay Joint Powers Authority (TJPA) and the City and County of San Francisco relating to Phase 2 of the Transbay Program to provide for the City's consultation, services, and cooperation with TJPA to facilitate the planning, design, and construction of the Project with an anticipated revenue of over \$1,000,000 over a 10-year term, effective upon approval by the Board of Supervisors and the Mayor.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Safai, Walton

25. [230670](#) **[Proposed Interim Budget - Office of Community Investment and Infrastructure - Operating as Successor Agency to the San Francisco Redevelopment Agency, FY2023-2024 Interim Budget]**
Sponsor: Mayor
Resolution approving the Fiscal Year ("FY") 2023-2024 Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman, Safai, Ronen, Walton

26. [230711](#) **[Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - National Human Immunodeficiency Virus Behavioral Surveillance (NHBS) - San Francisco - \$2,223,299]**
Sponsors: Mayor; Dorsey and Mandelman
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of up to \$1,254,056 from the Centers for Disease Control and Prevention for a total amount of \$2,223,299 for participation in a program, entitled "National Human Immunodeficiency Virus Behavioral Surveillance (NHBS) - San Francisco," for the period of January 1, 2023, through December 31, 2023. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

27. [230447](#) **[Building, Planning Codes - Existing Awning Amnesty Program]**
Sponsors: Mayor; Peskin, Stefani, Chan and Preston
Ordinance amending the Building and Planning Codes to create a temporary amnesty program for unpermitted awnings that streamlines the application process to legalize awnings, waives applicable fees, and confers legal nonconforming status for awnings and signs that do not comply with the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code Section 302.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Stefani, Engardio, Dorsey

28. [230070](#) **[Urging the Department of Human Resources to Enhance the Competitiveness of Police and Sheriff's Department Recruitment Bonuses and the Police Commission and Sheriff's Department Oversight Board to Develop Full-Duty Staffing Plans]**
Sponsors: Dorsey; Stefani, Mandelman and Engardio
Resolution urging the San Francisco Department of Human Resources to explore ways to adopt policies to match top recruitment bonuses offered by law enforcement agencies in Northern California that compete for new and laterally hired police officers and sheriff deputies; urging the Police Commission and Sheriff's Department Oversight Board to develop sworn staffing plans to achieve recommended full-duty police and sheriff staffing levels; and urging continued improved efficiencies in the recruitment and hiring of prospective San Francisco Police Department officers and San Francisco Sheriff's Department Deputies.
- Question: Shall this Resolution be ADOPTED?**
29. [230469](#) **[Liquor License Issuance - 2565 Mission Street - Arena SF]**
Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to Qualia Entertainment Inc., to do business as Arena SF located at 2565 Mission Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**

30. [230527](#) **[Liquor License Transfer - 2240 Market Street - The Epicurean Trader]**
Resolution determining that the person-to-person, premises-to-premises transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to The Epicurean Trader, Inc., doing business as The Epicurean Trader, located at 2240 Market Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; 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)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Dorsey, Walton, Safai

31. [230165](#) **[Administrative Code - Reporting Requirements for City-Funded Nonprofit Organizations]**
Sponsor: Safai
Ordinance amending the Administrative Code to limit the application of nonprofit reporting requirements to organizations receiving more than \$100,000 annually, require submission of tax and governance documents to confirm nonprofit status, centralize reporting by restoring the City Administrator as the sole collector of information, and require the City Administrator to make reported information publicly available.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. [230482](#) **[Park Code - PROSAC Membership]**
Sponsor: Peskin, Walton, Safai, Chan
Ordinance amending the Park Code to 1) reduce the number of seats on the Parks, Recreation, and Open Space Advisory Committee (PROSAC), 2) provide for alternate members, 3) allow members to serve for more than four consecutive terms, 4) provide for the appointment of members having experience with environmental justice, racial equity, and disability issues; and 5) provide that meetings shall occur at City Hall.

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. [230467](#) **[Appointments, Commission of Animal Control and Welfare - Michael Reed, Mikaila Garfinkel, Lisa Irene Fagundes, Jane Tobin, and Michael Angelo Torres]**
Motion appointing, Michael Reed, term ending April 30, 2024, and Mikaila Garfinkel, Lisa Irene Fagundes, Jane Tobin, and Michael Angelo Torres, terms ending April 30, 2025, to the Commission of Animal Control and Welfare. (Rules Committee)

Question: Shall this Motion be APPROVED?

34. [230639](#) **[Appointment, Sheriff's Department Oversight Board - William Monroe Palmer II]**
Motion appointing William Monroe Palmer II, term ending March 1, 2027, to the Sheriff's Department Oversight Board. (Rules Committee)

Question: Shall this Motion be APPROVED?

- 35. [230698](#) [Presidential Appointment, Enhanced Infrastructure Financing District Public Financing Authority No. 1 - Katherine Doumani]**
Motion approving President Aaron Peskin’s nomination for the appointment of Katherine Doumani, term ending June 6, 2025, to the Enhanced Infrastructure Financing District Public Financing Authority No. 1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

- 36. [230700](#) [Presidential Appointment, Enhanced Infrastructure Financing District Public Financing Authority No. 1 - Keith Goldstein]**
Motion approving President Aaron Peskin’s nomination for the appointment of Keith Goldstein, term ending June 6, 2027, to the Enhanced Infrastructure Financing District Public Financing Authority No. 1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

- 37. [230699](#) [Presidential Appointment, Enhanced Infrastructure Financing District Public Financing Authority No. 1 - Supervisor Aaron Peskin]**
Motion approving the appointment of Supervisor Aaron Peskin as an alternate to seats 1, 2, and 3, term ending June 6, 2027, to the Enhanced Infrastructure Financing District Public Financing Authority No. 1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2596 338 6179 # #](tel:4156550001)

(Press *3 to enter the speaker line)

38. [230592](#) [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 1151 Washington Street Project]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on April 7, 2023, for the proposed project at 1151 Washington Street, Assessor's Parcel Block No. 0213, Lot No. 025, to allow the demolition of a single-family dwelling and the construction of a four-story, 40-foot tall building containing 10 dwelling units (one three-bedroom unit and nine two-bedroom units), one unbundled off-street parking space and 10 Class one bicycle parking spaces, within a RM-3 (Residential-Mixed, Moderate-Density) Zoning District and a 65-A Height and Bulk District; the seeking waivers from Development Standards including front setback (Section 132), rear yard (Section 134), dwelling unit exposure (Section 140), and bicycle parking (Section 155), pursuant to State Density Bonus Law. (District 3) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of Clayton Timbrell and the Upper Chinatown Neighborhood Association) (Filed May 17, 2023) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

39. [230593](#) **[Affirming the Categorical Exemption Determination - 1151 Washington Street]**
Motion affirming the determination by the Planning Department that the proposed project at 1151 Washington Street is categorically exempt from environmental review. (Clerk of the Board)
Question: Shall this Motion be APPROVED?
40. [230594](#) **[Conditionally Reversing the Exemption Determination - 1151 Washington Street]**
Motion conditionally reversing the determination by the Planning Department that the proposed project at 1151 Washington Street is exempt from environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)
Question: Shall this Motion be APPROVED?
41. [230595](#) **[Preparation of Findings to Reverse the Exemption Determination - 1151 Washington Street]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 1151 Washington Street is exempt from environmental review. (Clerk of the Board)
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.**PUBLIC COMMENT WILL BE TAKEN**

[1 \(415\) 655-0001 / Meeting ID: 2596 338 6179 # #](tel:14156550001)

(Press *3 to enter the speaker line)

42. [230630](#) [Hearing - Appeal of Conditional Use Authorization Approval - 1151 Washington Street]

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 206.6, 209.2, 303, and 317 of the Planning Code, for a proposed project at 1151 Washington Street, Assessor's Parcel Block No. 0213, Lot No. 025, identified in Planning Case No. 2022-010833CUA, issued by the Planning Commission by Motion No. 21310, dated April 20, 2023, to permit the demolition of a single-family dwelling and construct a four-story, 40-foot tall building containing 10 dwelling units (one three-bedroom unit and nine two-bedroom units), one off-street parking space and 10 Class one bicycle parking spaces, under the individually requested state density bonus program; and seeking waivers from Development Standards including front setback (Section 132), rear yard (Section 134), dwelling unit exposure (Section 140), and bicycle parking (Section 155), pursuant to Planning Code, Section 206.6, and California Government Code, Section 65915, within the RM-3 (Residential-Mixed, Medium-Density) Zoning District and a 65-A Height and Bulk District. (District 3) (Appellant: Deborah Holley of Holley Consulting, on behalf of 1155 Washington Street LLC) (Filed May 19, 2023) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)**43. [230631](#) [Approving Conditional Use Authorization - 1151 Washington Street]**

Motion approving the decision of the Planning Commission by its Motion No. 21310, approving a Conditional Use Authorization, identified as Planning Case No. 2022-010833CUA, for a proposed project located at 1151 Washington 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)

Question: Shall this Motion be APPROVED?

44. [230632](#) **[Disapproving the Conditional Use Authorization - 1151 Washington Street]**
Motion disapproving the decision of the Planning Commission by its Motion No. 21310, approving a Conditional Use Authorization, identified as Planning Case No. 2022-010833CUA, for a proposed project at 1151 Washington Street. (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.)

Question: Shall this Motion be APPROVED?

45. [230633](#) **[Preparation of Findings Related to Conditional Use Authorization - 1151 Washington 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. 2022-010833CUA for a proposed project at 1151 Washington Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2596 338 6179 # #](#)

(Press *3 to enter the speaker line)

46. [230634](#) **[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, and 303 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-02, issued by the Planning Commission by Motion No. 21312, dated April 20, 2023, to allow 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; and invoking waivers from the Development Standards for rear yard (Section 134), dwelling unit exposure (Section 140), and maximum height limit (Section 260) that would construct a new six-story, 60-foot tall, residential building of 11,147 gross square foot with 19 group housing units within the RM-1 (Residential-Mixed, Low Density) Zoning District and a 40-X Height and Bulk District. (District 8) (Appellant: Athanassios Diacakis) (Filed May 19, 2023) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

47. [230635](#) **[Approving Conditional Use Authorization - 3832-18th Street]**
Motion approving the decision of the Planning Commission by its Motion No. 21312, approving a Conditional Use Authorization, identified as Planning Case No. 2020-001610CUA-02, 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)
Question: Shall this Motion be APPROVED?
48. [230636](#) **[Disapproving the Conditional Use Authorization - 3832-18th Street]**
Motion disapproving the decision of the Planning Commission by its Motion No. 21312, approving a Conditional Use Authorization, identified as Planning Case No. 22020-001610CUA-02, for a proposed project at 3832-18th Street. (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.)
Question: Shall this Motion be APPROVED?
49. [230637](#) **[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-02 for a proposed project at 3832-18th Street. (Clerk of the Board)
Question: Shall this Motion be APPROVED?
50. **ROLL CALL FOR INTRODUCTIONS**
Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

51. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 2596 338 6179 # #](tel:4156550001)

(Press *3 to enter the speaker line)

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

(PUBLIC COMMENT for Items 52 through 55 will be taken during Item 51 - General Public Comment.)

Items 52 through 55

52. [230742](#) **[Approval of a 180-Day Extension for Planning Commission Review of State-Mandated Accessory Dwelling Unit Controls (File No. 230310)]** **Sponsor: Mayor**

Resolution extending by 180 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 230310) amending the Planning Code to clarify the ministerial approval process for certain Accessory Dwelling Units (ADUs) meeting certain requirements in single-family and multifamily buildings and to permit certain ADUs in the rear yard under the City's local, discretionary approval program; making findings 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 welfare under Planning Code, Section 302.

06/13/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. [230743](#) **[Approval of a 90-Day Extension for Planning Commission Review of Mission and 9th Street Special Use District (File No. 230540)]**

Sponsor: Dorsey

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (Board File No. 230540) amending the Planning Code by re-adopting the former Planning Code section and Zoning Map designation creating the Mission and 9th Street Special Use District (SUD) at 1270 Mission Street, located at Assessor's Parcel Block No. 3701, Lot Nos. 20 and 21, in the area generally bounded by Mission Street on the south, Laskie Street on the east, Assessor's Parcel Block No. 3701, Lot Nos. 22, 23, and 24 on the west, and Assessor's Parcel Block No. 3701, Lot No. 66 to the north; changing the height limit on Assessor's Parcel Block No. 3701, Lot Nos. 20 and 21, within the SUD, from 120-X to 200-X; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

06/13/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. [230746](#) **[Supporting the Proposed 28th Amendment to the United States Constitution by California Governor Newsom]**

Sponsors: Stefani; Mandelman, Ronen and Walton

Resolution supporting California Governor Gavin Newsom's proposed 28th Amendment to the United States Constitution to enshrine fundamental, broadly supported gun safety measures into law.

06/14/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. [230757](#) **[Reappointment, Child Care Planning and Advisory Council - Heather Cassandra Morado]**

Motion reappointing Heather Cassandra Morado (residency requirement waived), term ending March 19, 2026, to the Child Care Planning and Advisory Council (District 8). (Clerk of the Board)

Heather Cassandra Morado (residency requirement waived), seat 8, succeeding herself, term expired, must be a nominee of the District 8 Supervisor and represent one of the following categories: consumers, child care providers, discretionary, community representatives, or public agency representatives, for the unexpired portion of a three-year term ending March 19, 2026.

06/21/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

56. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)
[1 \(415\) 655-0001 / Meeting ID: 2596 338 6179 # #](tel:14156550001)
(Press *3 to enter the speaker line)

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 RESOLUTIONS**230733 [Lease Termination Agreement - Airport Concession Lease - XpresSpa S.F. International, LLC]**

Resolution approving the Lease Termination Agreement for the Terminal 2 Specialty Retail Concession Lease No. 5, Lease No. 18-0156, between XpresSpa S.F. International, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

06/08/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230749 [Contract Amendment - Banc of America Merchant Services, LLC and Bank of America N.A. - Merchant Processing Agreement - Not to Exceed \$9,127,020]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a merchant processing agreement which enables the City and County of San Francisco to accept credit and debit cards with point of sale terminals with Banc of America Merchant Services, LLC and Bank of America N.A., to increase the contract amount by \$1,127,020 for a total amount not to exceed \$9,127,020 and to extend the contract term for an additional one year from August 14, 2023, for the total term of August 15, 2013, through August 14, 2024, effective upon approval of this Resolution. (Treasurer-Tax Collector)

06/15/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230750 [Professional Services Agreement Modification - Parsons Water & Infrastructure Group, Inc. - Southeast Water Pollution Control Plant Program Construction Management Services - Not to Exceed \$47,000,000]

Resolution approving Modification No. 1 to Contract No. PRO.0104, Southeast Water Pollution Control Plant Program Construction Management Services, with Parsons Water & Infrastructure Group, Inc., to increase the contract amount by \$12,000,000 for a total not to exceed contract amount of \$47,000,000 pursuant to Charter, Section 9.118, with no change to the ten-year term from July 13, 2018, through June 30, 2028. (Public Utilities Commission)

06/16/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230751 [Software Service Agreement Amendment - Yardi Systems, Inc. - Real Property/Asset Management Program, Data Hosting Services - Not to Exceed \$515,290]

Resolution approving Amendment No. 3 to Contract No. BPUC13000025, Software as a Service Agreement, with Yardi Systems, Inc., to increase the contract amount by \$175,000 for a new total not to exceed contract amount of \$515,290 and increase the contract duration by five years, for a new term of April 23, 2013, through April 24, 2028, for a total contract duration of 15 years, effective upon approval of this Resolution, pursuant to Charter, Section 9.118; and to authorize the General Manager of the San Francisco Public Utilities Commission to enter into amendments or modifications to the Agreement that do not materially increase the obligations or liabilities to the City or materially diminish the benefits to the City and are necessary to effectuate the purposes of the Agreement or this Resolution. (Public Utilities Commission)

06/16/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230752 [Wastewater Enterprise Agreement Modification - McMillen Jacobs Associates/Stantec, Joint Venture - Tunnel Engineering Services, Folsom Area Stormwater Improvement Project - Not to Exceed \$17,200,000]

Resolution approving Modification No. 5 to the Folsom Area Stormwater Improvement Project, Contract No. PRO.0101, Tunnel Engineering Services, with McMillen Jacobs Associates/Stantec, Joint Venture, to increase the contract amount by \$7,500,000 for a new total not to exceed contract amount of \$17,200,000 and increase the contract duration by four years from November 30, 2023, for a total contract duration of nine years and one month with a new term period of November 1, 2018, through November 30, 2027, to provide specialized engineering services for the Folsom Area Stormwater Improvement Project, pursuant to Charter, Section 9.118. (Public Utilities Commission)

06/16/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230753 [Participation Agreement and Administrative Services Agreement - Retroactive - California Department of Health Care Services - Medi-Cal County Inmate Program - Not to Exceed \$24,443.73]

Resolution retroactively authorizing the City and County of San Francisco (City), acting by and through its Department of Public Health (DPH), to enter into the following two related agreements with the California Department of Health Care Services (State) for reimbursement under the State's Medi-Cal County Inmate Program (MCIP): 1) Participation Agreement 23-MCIPSANFRANCISCO-38; and 2) Administrative Services Agreement No. 23-30045; in the amount not to exceed \$24,443.73 for a term period of July 1, 2023, through and including June 30, 2026, authorizing the City to assume sole financial responsibility for any and all penalties and interest charged as a result of a federal audit disallowance related to the rendering of services by the State under the MCIP; and authorizing DPH to enter into modifications to the agreements that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Agreements or this Resolution. (Public Health Department)

06/16/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230754

[Contract Amendment - Bank of America N.A. - Banking Services - Not to Exceed \$8,083,000]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a banking services agreement which enables the City and County of San Francisco to maintain lockbox processing, pay suppliers using Paymode, and maintain several department stand-alone depository bank accounts with Bank of America N.A, to increase the contract amount by \$83,000 for a total amount of \$8,083,000 and extend the contract term for an additional three months from August 31, 2023, for the total period of August 22, 2013, through November 30, 2023, effective upon approval of this Resolution. (Treasurer-Tax Collector)

06/16/2023; RECEIVED FROM DEPARTMENT.

06/27/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

230756 [Petitions and Communications]

Petitions and Communications received from June 8, 2023, through June 22, 2023, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on June 27, 2023.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Mayor, making appointments to the following bodies. Copy: Each Supervisor. (1)

Appointment pursuant to Charter, Section 8A.102

- Municipal Transportation Agency Board of Directors
 - o Lydia So - term ending March 1, 2025

Appointments pursuant Charter, Section 10.100-10.104

- Civil Service Commission
 - o Jacqueline Minor - term ending June 30, 2029
 - o Kate Favetti - term ending June 30, 2029

Appointments pursuant to Charter, Section 4.121

- Building Inspection Commission
 - o Angie Sommer - term ending July 1, 2024
 - o Raquel Bito - term ending July 1, 2024
 - o Bianca Neumann - term ending July 1, 2025

Appointments pursuant to Charter, Section 4.117

- Entertainment Commission
 - o Cynthia Wang - term ending July 1, 2027
 - o Ben Bleiman - term ending July 1, 2027

From the Department on the Status of Women, submitting the Monthly Update on the Status Abortion Rights. Copy: Each Supervisor. (2)

From the San Francisco Police Department (SFPD), submitting a response to a Letter of Inquiry issued by Supervisor Connie Chan at the May 9, 2023, Board of Supervisors meeting. Copy: Each Supervisor. (3)

From the San Francisco Police Department (SFPD), submitting a response to a Letter of Inquiry issued by Supervisor Connie Chan at the June 6, 2023, Board of Supervisors meeting. Copy: Each Supervisor. (4)

From the Department of Homelessness and Supportive Housing (HSH), the Office of the District Attorney (DAT), and the San Francisco Police Department (SFPD), submitting a response to a Letter of Inquiry issued by Supervisor Dean Preston at the May 23, 2023, Board of Supervisors meeting. Copy: Each Supervisor. (5)

From the Department of Public Health (DPH), submitting a report on May 2023 Vision Zero traffic fatalities. Copy: Each Supervisor. (6)

From the Recreation and Park Department (RPD) and the San Francisco Municipal Transportation Agency (SFMTA), submitting a response to a Letter of Inquiry issued by Supervisor Connie Chan at the June 13, 2023, Board of Supervisors meeting. Copy: Each Supervisor. (7)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 4 Contracts. Copy: Each Supervisor. (8)

From the Office of the Controller, pursuant to Administrative Code, Chapter 10.32, submitting the Postponing Tax Increases and Tax Credits for a New Location: Economic Impact Report. File No. 230155. Copy: Each Supervisor. (9)

From the Department of Public Health (DPH), regarding the closure of its COVID Isolation and Quarantine Program, effective June 30, 2023. Copy: Each Supervisor. (10)

From Stephen Modde, regarding a proposed Ordinance amending the landmark designation for Landmark No. 100, 429-431 Castro Street (the Castro Theatre). File No. 230192. Copy: Each Supervisor. (11)

From the Office of California Assemblymember Jones-Sawyer (AD 57), regarding Assembly Bill 1510, the Fighting Fentanyl Bond Act of 2024. Copy: Each Supervisor. (12)

From Andrew Spencer, regarding a proposed suicide net under the Golden Gate Bridge. Copy: Each Supervisor. (13)

From members of the public, regarding a proposed Ordinance appropriating \$50,000,000 of General Fund General Reserves to the Human Rights Commission to establish the Office of Reparations and to implement approved recommendations in Fiscal Year (FY) 2022-2023. File No. 230313. 3 Letters. Copy: Each Supervisor. (14)

From Brian Browne, regarding various topics. Copy: Each Supervisor. (15)

From Wynship Hillier, regarding the Behavioral Health Commission. (16)

From Judi Gorski, regarding an Ordinance amending the Park Code to restrict private vehicles on the Upper Great Highway between Lincoln Way and Sloat Boulevard, on a pilot basis, on weekends and holidays until December 31, 2025. File No. 220875, Ordinance No. 258-22. Copy: Each Supervisor. (17)

From Sunset-Parkside Education and Action Committee (SPEAK), regarding a proposed Motion directing the Budget and Legislative Analyst, on a priority basis, to audit the Public Utilities Commission's Water and Wastewater Enterprises, rate setting, and contract oversight processes, with a focus on reducing rate increases, File No. 230719; and a Motion responding to the Civil Grand Jury's request to provide a status update on the Board of Supervisor's response to Recommendation Nos. R1, R2, R3, R6, R7, and R8 contained in the 2018-2019 Civil Grand Jury Report, entitled "Act Now Before it is Too Late: Aggressively Expand and Enhance Our High-Pressure Emergency Firefighting Water System." File No. 190785, Motion No. 190785. Copy: Each Supervisor. (18)

From members of the public, regarding a proposed Ordinance amending the landmark designation for Landmark No. 100, 429-431 Castro Street (the Castro Theatre). File No. 230192. 4 Letters. Copy: Each Supervisor. (19)

From members of the public, regarding a Hearing to consider the retail water and wastewater rates and charges for Fiscal Year End (FYE) 2024-2026 from the San Francisco Public Utilities Commission, File No. 230640; and a proposed Resolution rejecting the retail water and wastewater rates and charges for Fiscal Year End (FYE) 2024-2026 from the San Francisco Public Utilities Commission, pursuant to Charter, Section 8B.125, File No. 230641. 3 Letters. Copy: Each Supervisor. (20)

From Chris Ward Kline, regarding various topics. Copy: Each Supervisor. (21)

From Richard Massi, regarding noise pollution. Copy: Each Supervisor. (22)

From Aaron Goodman, regarding various topics. Copy: Each Supervisor. (23)

From the Haight Ashbury Improvement Association, regarding a Resolution approving a Ground Lease for real property owned by the City located at 730 Stanyan Street with 730 Stanyan Associates, L.P. for a lease term of 75 years and one 24-year option to extend and an annual base rent of \$15,000 in order to construct a 160 unit multifamily rental housing development affordable to very low- and low-income households. File No. 230524, Resolution No. 269-23. Copy: Each Supervisor. (24)

From the Laurel Heights Improvement Association of SF, Inc., regarding a proposed Resolution commending Nancy Wuerfel for her exemplary advocacy and stewardship in promoting preservation and conservation efforts in the City and County of San Francisco. File No. 230721. Copy: Each Supervisor. (25)

From members of the public, regarding proposed funding of solutions in the upcoming City Budget to end the drug crisis. File No. 230644. 401 Letters. Copy: Each Supervisor. (26)

From members of the public, regarding the proposed Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2023, for the Fiscal Years (FYs) ending June 30, 2024, and June 30, 2025, File No. 230644; and the proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2024, and June 30, 2025. File No. 230645. 413 Letters. Copy: Each Supervisor. (27)

From Tara Soltow, regarding funding for Court Appointed Special Advocates. File No. 230644. Copy: Each Supervisor. (28)

From members of the public, regarding a proposed Ordinance reallocating approximately \$60,000,000 in unencumbered revenues from the Our City, Our Home Fund to allow the City to use revenues from the Homelessness Gross Receipts Tax for certain types of services to prevent homelessness. File No. 230657. 361 Letters. Copy: Each Supervisor. (29)

From Patrick Moran, regarding Walk for Life. Copy: Each Supervisor. (30)

From Mothers Against Drug Addiction and Deaths, regarding funding for the Department of Public Health (DPH) for the Fiscal Years (FYs) ending June 30, 2024, and June 30, 2025. File No. 230644. Copy: Each Supervisor. (31)

From Eileen Boken, regarding a proposed Ordinance amending the Municipal Elections Code to opt out of state law that would require the names of supporters and opponents of a local ballot measure to be listed in the ballot statement or question for the measure. File No. 230663. Copy: Each Supervisor. (32)

From Spencer Sechler, regarding proposed funding for Powell Street. File No. 230644. Copy: Each Supervisor. (33)

From the Hotel Council of San Francisco, regarding a proposed Ordinance amending the Building Code to outline the site permit application process, define and limit the scope of Building Official review of site permits, and require simultaneous interdepartmental review of site permits; and affirming the Planning Department's determination under the California Environmental Quality Act. File No. 230374. Copy: Each Supervisor. (34)

From members of the public, regarding a Hearing to review the economic impact, potential tax revenue loss, and City budget consequence of downtown business closures; and requesting the Controller to report. 9 Letters. File No. 230613. Copy: Each Supervisor. (35)

From SF Black Wallstreet, on behalf of various community-based organizations, regarding funding for the Office of the Public Defender. File No. 230644. Copy: Each Supervisor. (36)

From Eli Harrison, regarding accepted forms of admission at entertainment venues. Copy: Each Supervisor. (37)

From Adam Kean, regarding various topics. Copy: Each Supervisor. (38)

From Penne, regarding the Clement Street Farmer's Market. Copy: Each Supervisor. (39)

From City Lights, regarding conditions near Bayshore Boulevard. Copy: Each Supervisor. (40)

From members of the public, regarding public transportation. 2 Letters. Copy: Each Supervisor. (41)

From the San Francisco Gray Panthers, regarding a Hearing on the report released on June 1, 2022, by the Civil Grand Jury, entitled "Buried Problems and a Buried Process - The Hunters Point Naval Shipyard in a Time of Climate Change," for departments to review and report back to the Board of Supervisors on what each agency's response to the recommendations are, and a Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled "Buried Problems and a Buried Process: The Hunters Point Naval Shipyard in a Time of Climate Change." File Nos. 220720 and 220721, Resolution No. 437-23. Copy: Each Supervisor. (42)

From Haeree Lee, regarding the Office of the City Attorney. Copy: Each Supervisor. (43)

From the Japantown Task Force, regarding funding for Peace Plaza. File No. 230644. Copy: Each Supervisor. (44)

From Monica D., regarding various topics. (45)

From members of the public, regarding John F. Kennedy Drive. 2 Letters. Copy: Each Supervisor. (46)

From members of the public, regarding proposed Another Planet Entertainment programming at the Golden Gate Park Polo Fields. 2 Letters. Copy: Each Supervisor. (47)

From members of the public, regarding a Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) to delay implementing meter hour extension until the completion of an independent economic impact report that specifically analyzes the projected impact to San Francisco small businesses, City revenues, and the City's overall economic recovery and said report is reviewed by the Board of Supervisors and the SFMTA Board. File No. 230587, Resolution No. 289-23. 22 Letters. Copy: Each Supervisor. (48)

From members of the public, regarding a Motion appointing Ali Jamalian, Adam Hayes, Apollo Wallace (residency requirement waived), Drakari Donaldson, David Nogales Talley (residency requirement waived), Shay Aaron Gilmore, and Antoinette Mobley, terms ending December 3, 2024, to the Cannabis Oversight Committee. File No. 230528, Motion No. M23-086. 2 Letters. Copy: Each Supervisor. (49)

ADJOURNMENT