

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 25, 2023 - 2:00 PM

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

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

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.

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, 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, July 25, 2023, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:02 p.m.

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>).

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

All Members were present.

President Peskin 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 in-person or by dialing the telephone number published on the agenda and scrolling across the screen. 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 Peskin inquired whether a Member of the Board had any corrections to the June 22, 2023, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted a quorum of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Dorsey, moved to approve the June 22, 2023, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted a quorum of the Board of Supervisors, as presented. The motion carried by the following vote, following general public comment:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

230570 [Public Works Code - Waiver of Annual Occupancy Assessment Fee - Seal Rock Inn]

Sponsor: Chan

Ordinance waiving the public right-of-way occupancy assessment fee under Public Works Code, Section 786.7, for a major encroachment permit associated with the Seal Rock Inn at 545 Point Lobos Avenue; modifying a condition of Seal Rock Inn's major encroachment permit; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

Recommendation of the Budget and Appropriations Committee

230155 [Business and Tax Regulations Code - Gross Receipts Tax Rate Increase Postponement and Credits for Opening City Location]

Sponsors: Mayor; Engardio and Safai

Ordinance amending the Business and Tax Regulations Code to extend through December 31, 2024, the Gross Receipts Tax rates in effect on January 1, 2022, for the business activities of retail trade, certain services, manufacturing, food services, accommodations, and arts, entertainment and recreation, and postpone to January 1, 2025, the imposition of the Gross Receipts Tax rates otherwise set to go into effect beginning January 1, 2023, for those business activities; and to provide for businesses that open a physical location in certain zip codes in the City on or after January 1, 2023, through December 31, 2027, and that did not have a physical location in the City for at least three years prior to that opening, an annual Gross Receipts Tax credit equal to 0.45% of the business's San Francisco taxable gross receipts from one or more of the business activities of information, administrative and support services, financial services, insurance, and professional, scientific and technical services, for businesses not engaged in business in the City as an administrative office, or 0.7% of the taxable payroll expense of a business that engages in business in the City as an administrative office, for each of up to three tax years immediately following the tax year in which the business opened the physical location, but no later than the 2028 tax year, and not to exceed \$1,000,000 per tax year.

(Economic Impact)

(Fiscal Impact)

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

221163 [Development Agreement - 98 Franklin Street, LLC - 98 Franklin Street; Certain Administrative Code Waivers]

Sponsors: Preston; Dorsey, Walton, Ronen, Peskin, Safai and Mandelman

Ordinance approving a Development Agreement between the City and County of San Francisco and 98 Franklin Street, LLC, for certain real property at 98 Franklin Street (Assessor's Parcel Block No. 0836, Lot Nos. 008, 009, and 013), consisting of three parcels located in the Van Ness & Market Residential Special Use District on the east side of Franklin Street, between Oak and Market Streets; waiving certain provisions of Administrative Code, Chapter 56; adopting findings under the California Environmental Quality Act; and making findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b), and findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

(Fiscal Impact)

FINALLY PASSED

Recommendations of the Homelessness and Behavioral Health Select Committee**230761 [Agreement Amendment - Sayana Corporation - Adante Hotel - Not to Exceed \$18,499,439 - Waiver of Certain Administrative and Environment Code Requirements]****Sponsor: Mayor**

Ordinance authorizing the Department of Homelessness and Supportive Housing (HSH) to amend the booking agreement with the Sayana Corporation, operator of the Adante Hotel, to increase the not to exceed amount by \$3,642,573 for a total amount not to exceed \$18,499,439 and to extend the term of the agreement from August 31, 2023, for a new term of May 14, 2020, through August 31, 2024; waiving for said agreement certain requirements of the Administrative and Environment Codes; and authorizing HSH to enter into amendments that do not increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement.
(Fiscal Impact)

FINALLY PASSED**230762 [Agreement Amendment - Lombard Hotel Group - Monarch Hotel - Not to Exceed \$19,127,760 - Waiver of Certain Administrative and Environment Code Requirements]****Sponsor: Mayor**

Ordinance authorizing the Department of Homelessness and Supportive Housing (HSH) to amend the booking agreement with the Lombard Hotel Group, operator of the Monarch Hotel to increase the not to exceed amount by \$4,122,300 for a total amount not to exceed \$19,127,760 and to extend the term of the agreement from August 31, 2023, for a new term of August 4, 2020, through August 31, 2024; waiving for said agreement certain requirements of the Administrative and Environment Codes; and authorizing HSH to enter into amendments that do not increase the obligations or liabilities to the City and are necessary to effectuate the purpose of the agreement. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

FINALLY PASSED**230763 [Agreement Amendment - Shin International, Inc. - Cova Hotel - Not to Exceed \$14,304,253 - Waiver of Certain Administrative and Environment Code Requirements]****Sponsor: Mayor**

Ordinance authorizing the Department of Homelessness and Supportive Housing (HSH) to amend the booking agreement with Shin International, Inc., operator of the Cova Hotel to increase the not to exceed amount by \$2,918,942 for a total amount not to exceed \$14,304,253 and to extend the term of the agreement from August 31, 2023, for a new term of May 26, 2020, through August 31, 2024; waiving for said agreement certain requirements of the Administrative and Environment Codes; and authorizing HSH to enter into amendments that do not increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement.
(Fiscal Impact)

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

221164 [Planning Code, Zoning Map - Van Ness & Market Residential Special Use District - Height Increase for 98 Franklin Street]

Sponsors: Preston; Dorsey, Walton, Ronen, Peskin, Safai and Mandelman

Ordinance amending the Planning Code to revise the Van Ness & Market Residential Special Use District to update the Option for Dedication of Land for development projects to fulfill their inclusionary housing obligations; to revise the Zoning Map to increase the maximum height for Assessor's Parcel Block No. 0836, Lot Nos. 008, 009, and 013, at 98 Franklin Street, from 85-X // 120/365-R-2 to 85-X // 120/400-R-2; 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.

FINALLY PASSED

230374 [Building Code - Streamlining Site Permit Review]

Sponsors: Safai; Melgar

Ordinance amending the Building Code to outline the site permit application process, and define and limit the scope of Building Official review of site permits; requiring simultaneous interdepartmental review of electronically submitted applications for site permits; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

230502 [General Plan - Port of San Francisco Waterfront Plan Update]

Ordinance amending the Recreation and Open Space Element, Central Waterfront Area Plan, and Northeastern Waterfront Area Plan of the General Plan to maintain consistency with the Port of San Francisco's Waterfront Plan update; and making environmental findings, including adopting a statement of overriding considerations, and 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 340. (Planning Department)
(Pursuant to Charter, Section 4.105, the Planning Commission recommends General Plan amendments to the Board of Supervisors for approval or rejection. If the Board fails to act within 90 days of receipt, the proposed General Plan amendment shall be deemed approved. Transmittal Date: May 1, 2023.)

FINALLY PASSED

230501 [Zoning Map - Port of San Francisco Waterfront Plan Update; Waterfront Zoning Correction]

Ordinance amending the Zoning Map of the Planning Code to rezone certain waterfront parcels from P (Public) to M-1 (Light Industrial), and to add Waterfront Special Use District No. 4 covering areas east of the Mission Bay and Southern Waterfront areas; and making environmental findings, including adopting a statement of overriding considerations, and 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. (Planning Department)

FINALLY PASSED

230503 [Planning Code - Port of San Francisco Waterfront Plan Update]

Ordinance amending the Planning Code to revise certain Waterfront Special Use District controls and to add Waterfront Special Use District No. 4 covering areas east of the Mission Bay and Southern Waterfront areas; and making environmental findings, including adopting a statement of overriding considerations, and 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. (Planning Department)

FINALLY PASSED

230690 [Planning Code - Landmark Designation - Parkside Branch Library]

Sponsors: Engardio; Peskin

Ordinance amending the Planning Code to designate Parkside Branch Library, situated within McCoppin Square Park, 1200 Taraval Street, a portion of Assessor's Parcel Block No. 2351, Lot No. 001, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

FINALLY PASSED

230732 [Planning and Building Codes - Commercial to Residential Adaptive Reuse and Downtown Economic Revitalization]**Sponsors: Mayor; Peskin, Safai and Dorsey**

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, off-street freight loading, curb cuts for vehicular access, bike parking, transportation demand management, dwelling unit mix, and Intermediate Length Occupancy controls, permitting live work units in such project, 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 and portions of the C-2 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 minor permits to alter for awnings, 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.

FINALLY PASSED**230745 [Building, Planning Codes - Existing Awning Amnesty Program]****Sponsors: Mayor; Peskin, Stefani, Mandelman and Safai**

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.

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

FINALLY PASSED

230770 [Administrative Code - Government Regulated Rents]**Sponsors: Preston; Walton, Chan, Peskin, Melgar, Dorsey and Ronen**

Ordinance amending the Administrative Code to provide that tenant-occupied units in buildings that will be receiving either low-income housing tax credits or tax-exempt multifamily revenue bonds shall remain subject to the Rent Ordinance, as long as any of the existing tenants continue to reside in the unit, or unless all the tenants in the unit agree otherwise in writing; and for any such units that may have previously become exempt from the Rent Ordinance since 2018, restoring rents to the levels allowed had the Rent Ordinance continuously applied.

FINALLY PASSED**Recommendation of the Rules Committee****230689 [Administrative Code - Surveillance Technology Policy - Social Media Management Software]**

Ordinance approving Surveillance Technology Policy for Human Services Agency use of social media management software. (Human Services Agency)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

REGULAR AGENDA**UNFINISHED BUSINESS****Recommendation of the Budget and Finance Committee****230765 [Health Service System Plans and Contribution Rates - Calendar Year 2024]****Sponsor: Dorsey**

Ordinance approving Health Service System plans and contribution rates for calendar year 2024. (Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

FINALLY PASSED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Budget and Appropriations Committee

President Peskin requested File Nos. 230644, 230645, 230646, 230647, 230648, 230649, 230650, 230651, 230652, 230653, 230654, 230655, 230656, 230658, 230659, 230661, 230662, 230663, 230664, 230665, 230666, 230667, 230668, and 230669 (the Annual Budget) be called together.

230644 [Budget and Appropriation Ordinance for Departments - FYs 2023-2024 and 2024-2025]

Sponsor: Mayor

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.
(Fiscal Impact)

FINALLY PASSED by the following vote:

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

230645 [Annual Salary Ordinance - FYs 2023-2024 and 2024-2025]

Sponsor: Mayor

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 therefore.
(Fiscal Impact)

Supervisor Peskin requested this Ordinance be DUPLICATED ON FINAL PASSAGE.

Privilege of the floor was granted unanimously to Anna Duning (Mayor's Office) and Chief William Scott (Police Department) who responded to questions raised throughout the discussion.

Before action was taken, Supervisor Peskin rescinded his request that this Ordinance be DUPLICATED ON FINAL PASSAGE.

FINALLY PASSED by the following vote:

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

230646 [Administrative Code - Minimum Compensation Ordinance]**Sponsors: Mayor; Ronen**

Ordinance amending the Administrative Code to increase the minimum hourly compensation rate for employees of nonprofit City contractors incrementally to \$23.00 per hour by January 1, 2026, with annual increases every July thereafter based on increases in the Consumer Price Index; to increase the minimum hourly compensation rate for employees of public entity City contractors incrementally to \$25.50 per hour by January 1, 2027, with annual increases every July thereafter based on increases in the regional Consumer Price Index for certain workers; and to modify the exemption to minimum compensation requirements for youth employees in summer and after-school programs.

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

FINALLY PASSED by the following vote:

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

230647 [Administrative and Environment Codes - Reducing Reporting Burdens]**Sponsor: Mayor**

Ordinance amending the Administrative and Environment Codes to reduce administrative costs by requiring the Risk Manager to review and update insurance requirements only as necessary to protect the interests of the City, instead of annually; and eliminating the requirement that the Office of Contracts Administration regularly report on the implementation of City laws relating to select employment practices and the use of tropical hardwood by City contractors; and by requiring the City Administrator to send a list of available reports to the Board of Supervisors annually.

FINALLY PASSED by the following vote:

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

230648 [Administrative Code - Eliminating Annual Joint Fundraising Drive]**Sponsor: Mayor**

Ordinance amending the Administrative Code to eliminate the City's annual joint fundraising drive.

FINALLY PASSED by the following vote:

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

230649 [Administrative Code - Technology Commodities and Services Procurements]**Sponsor: Mayor**

Ordinance amending the Administrative Code to conform to current nomenclature the definition of the City's Technology Marketplace for procurement of technology commodities and services, and adjust associated fees paid by City departments.

FINALLY PASSED by the following vote:

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

230650 [Administrative Code - Department of Public Health Managed Care Contracts]**Sponsor: Mayor**

Ordinance amending the Administrative Code to extend the Board of Supervisors' delegation of authority under Charter, Section 9.118, to the Department of Public Health to approve managed care contracts to include contracts ending on December 31, 2028; and to exclude from the requirement of Controller review those managed care contracts that are based on rates set by the California Department Health Care Services or on actual healthcare delivery costs.

FINALLY PASSED by the following vote:

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

230651 [Administrative Code - Film Commission Programs]**Sponsor: Mayor**

Ordinance amending the Administrative Code to clarify when the filming of a news event does not require a use contract; to clarify that the Executive Director is appointed pursuant to Charter, Sections 3.100(19) and 4.102(5); to authorize the Executive Director to approve the use of the Film SF logo by third parties to market Film Commission programs and activities; to increase the daily use fees to engage in film production; and to allow funds from the Film Rebate Project Account to be used to administer and market the Film Rebate Program.

FINALLY PASSED by the following vote:

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

230652 [Appropriation - \$124,020,472 in Proceeds from Revenue Bonds, Hetch Hetchy Revenue, Cap and Trade Allowance for Hetch Hetchy Water and Power Capital Improvements - FY2023-2024]**Sponsor: Mayor**

Ordinance appropriating a total of \$124,020,472 of Hetch Hetchy revenue, Cap and Trade Revenue and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Capital Improvement Program for Fiscal Year (FY) 2023-2024; and placing \$41,031,367 of Power Bonds and \$77,084,105 of Water Bonds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) Findings for projects, following review and consideration of completed project related environmental analysis, where required, in Fiscal Year (FY) 2023-2024.

(Fiscal Impact)

FINALLY PASSED by the following vote:

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

230653 [Appropriation - Proceeds from CleanPowerSF Revenue and California Public Utilities Commission Grant Funds for CleanPowerSF Capital Improvements - \$1,607,220 - FY2023-2024]

Sponsor: Mayor

Ordinance appropriating \$759,000 of CleanPowerSF revenue for CleanPowerSF Capital Improvements and \$848,220 in California Public Utilities Commission grant funds to implement the Disadvantaged Communities Green Tariff and Community Solar Green Tariff Programs for Fiscal Year (FY) 2023-2024.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230654 [Appropriation - \$332,278,006 in Proceeds from Revenue Bonds, State Loan or Grant Funds, Water Revenues, and Water Capacity Fees - FY2023-2024]

Sponsor: Mayor

Ordinance appropriating a total of \$332,278,006 of proceeds from Revenue Bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), water revenues, and water capacity fees for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for Fiscal Year (FY) 2023-2024; and placing \$281,901,348 of Revenue Bond and State Loan Funds or State Grant Funds proceeds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required, in FY2023-2024.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230655 [Appropriation - Proceeds from Revenue Bonds, State Loans or Grant Funds, Wastewater Revenues, and Wastewater Capacity Fees for Wastewater Capital Improvements - \$1,142,597,402 - FY2023-2024]

Sponsor: Mayor

Ordinance appropriating a total of \$1,142,597,402 of proceeds from revenue bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), wastewater revenue and capacity fees for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for Fiscal Year (FY) 2023-2024, and placing \$1,047,288,286 in Revenue Bonds or State Loan or Grant Funds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required in Fiscal Year (FY) 2023-2024.
(Fiscal Impact)

FINALLY PASSED by the following vote:

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

230656 [Appropriations - Port Commission - \$501,908 - Public Utilities Commission - \$97,057,341 - FY2023-2024]

Sponsor: Mayor

Ordinance appropriating \$501,908 in the Port Commission and \$97,057,341 in the San Francisco Public Utilities Commission in Fiscal Year (FY) 2023-2024.
(Fiscal Impact)

FINALLY PASSED by the following vote:

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

230658 [Building Code - Increase Fees]

Sponsor: Mayor

Ordinance amending the Building Code to increase fees charged by the Department of Building Inspection by 15%; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED by the following vote:

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

230659 [Business and Tax Regulations, Health Codes - Emergency Medical Services Fees]**Sponsor: Mayor**

Ordinance amending the Business and Tax Regulations Code to update emergency medical services fees to reflect amounts authorized under annual adjustment provisions and to require fees for certain additional services; and amending the Health Code to define the terms “trauma center” and “pediatric center.”

FINALLY PASSED by the following vote:

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

230661 [Business and Tax Regulations Code - Early Care and Education Commercial Rents Tax Baseline]**Sponsor: Mayor**

Ordinance modifying the baseline funding requirements for early care and education programs in Fiscal Years 2023-2024 and 2024-2025, to enable the City to use Early Care and Education Commercial Rents Tax revenues for those programs.
(Fiscal Impact)

FINALLY PASSED by the following vote:

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

230662 [Health Code - Patient Rates for Fiscal Years 2023-2024 and 2024-2025]**Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other services provided by the Department of Public Health, for Fiscal Years 2023-2024 and 2024-2025.

FINALLY PASSED by the following vote:

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

230663 [Municipal Elections Code - Supporters and Opponents in Ballot Questions for Local Measures]**Sponsor: Mayor**

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 for any election held in Fiscal Year 2023-24 and for future elections subject to approval by the Board of Supervisors.

FINALLY PASSED by the following vote:

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

230664 [Business and Tax Regulations Code - Waiver of Permit, License, and Business Registration Fees for Certain Small Businesses]**Sponsors: Mayor; Ronen, Engardio, Dorsey, Mandelman and Stefani**

Ordinance amending the Business and Tax Regulations Code to waive, retroactively to July 1, 2023, certain first-year permit, license, and business registration fees for specified small businesses that newly form or that open a new location; and refunding any waived fees that have been paid to the City.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230665 [San Francisco Public Utilities Commission Water Revenue Bond and Other Forms of Indebtedness Issuance - Not to Exceed \$358,985,453]**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission ("Commission") in an aggregate principal amount not to exceed \$358,985,453 to finance the costs of various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Water Revenue Refunding Bonds and the retirement of outstanding Water Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230666 [San Francisco Public Utilities Commission Wastewater Revenue Bond Issuance - Various Capital Wastewater Projects Benefitting the Wastewater Enterprise - Not to Exceed \$1,047,288,286]**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Wastewater Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission ("Commission") in an aggregate principal amount not to exceed \$1,047,288,286 to finance the costs of various capital wastewater projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Wastewater Revenue Refunding Bonds and the retirement of outstanding Wastewater Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230667 [San Francisco Public Utilities Commission Power Revenue Bond and Other Forms of Indebtedness Issuance - Various Capital Projects Benefitting the Power Enterprise - Not to Exceed \$41,031,367]

Sponsor: Mayor

Ordinance authorizing the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission ("Commission") in an aggregate principal amount not to exceed \$41,031,367 to finance the costs of various capital projects benefitting the Power Enterprise under the Charter, including amendments to the Charter enacted by the voters on June 5, 2018, commonly referred to as Proposition A; authorizing the issuance of Power Revenue Refunding Bonds; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt or taxable bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230668 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2023.

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230669 [Public Employment - Amendment to the Salary Ordinance for the Port Commission and the Airport Commission - FY2023-2024]

Sponsor: Mayor

Ordinance amending Ordinance No. 166-22 (Salary Ordinance Fiscal Years 2022-2023 and 2023-2024) to reflect the addition of four positions (3.16 FTEs) at the Port Commission; and the substitution of 31 positions (31.0 FTEs) and the addition of 128 positions (101.12 FTEs) at the Airport Commission in Fiscal Year (FY) 2023-2024.

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

230657 [Funding Reallocation - Our City, Our Home Homelessness Gross Receipts Tax - Services to Prevent Homelessness - \$16,360,000]**Sponsor: Mayor**

Ordinance reallocating approximately \$16,360,000 in unappropriated earned interest revenues from the Our City, Our Home Fund to allow the City to use such revenues from the Homelessness Gross Receipts Tax for certain types of services to prevent homelessness; temporarily suspending the limit on funding for short-term rental subsidies; and finding that these changes are necessary to achieve the purposes of the Our City, Our Home Fund pursuant to Business and Tax Regulations Code, Section 2811.

(Pursuant to Business and Tax Code, Section 2811, the Board of Supervisors may amend Article 28 by ordinance, by a two-thirds vote and only to further the overall findings and intent of Proposition C.)

(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Rules Committee**221161 [Campaign and Governmental Conduct Code - Campaign Advertisement Disclaimer Requirements]****Sponsor: Chan**

Ordinance amending the Campaign and Governmental Conduct Code to modify disclaimer requirements for campaign advertisements, to conform to a court order.

(Pursuant to Campaign and Governmental Conduct Code, Section 1.103, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

FINALLY PASSED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230828 [Mayoral Appointment, Homelessness Oversight Commission - Dena Aslanian-Williams]

Motion approving the Mayor's nomination for the appointment of Dena Aslanian-Williams to the Homelessness Oversight Commission, term ending May 1, 2025. (Clerk of the Board)

(Charter, Section 4.133, provides that this nomination is subject to approval by the Board of Supervisors within and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: July 12, 2023.)

Motion No. M23-114**APPROVED by the following vote:**

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

NEW BUSINESS

Recommendations of the Budget and Finance Committee

230557 [Contract Amendments - Western Area Power Administration - Power and Scheduling Coordinator Services - Term Extension and Increasing Maximum Contract Amount to \$41,500,000; Waiver of Certain Municipal Code Requirements]

Ordinance approving the fourth amendments to two contracts between the San Francisco Public Utilities Commission (SFPUC) and the United States Department of Energy Western Area Power Administration for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island to extend the term by five years and three months from October 1, 2024, for a total term of September 1, 2005, through December 31, 2029, and increasing the maximum amount of the agreements to \$41,500,000; approving the City indemnifying and holding harmless the United States against claims arising from the City's activities under the contract; waiving Administrative Code requirements that a City contract contain a statement of guaranteed maximum costs and a statement regarding liability of claimants for submitting false claims; and waiving certain other Administrative Code and Environment Code requirements upon findings made by the SFPUC General Manager. (Public Utilities Commission)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**230739 [Accept and Expend Grant - Retroactive - The Board of State and Community Corrections - Proposition 64 Public Health and Safety Grant Program - \$3,000,000]
Sponsors: Mayor; Mandelman and Safai**

Resolution retroactively authorizing the Office of Cannabis to accept and expend a grant award in the amount of \$3,000,000 from the Board of State and Community Corrections for the Proposition 64 Public Health and Safety Grant Program for a term of May 1, 2023, through October 31, 2028; and authorizing the Office of Cannabis to execute the agreement with the Board of State and Community Corrections, and any extensions, amendments, or contracts subsequent thereto on behalf of the City and County of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 230749 and 230754 be called together.

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)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230617 [Real Property Lease Amendment - Andre Boudin Bakeries, Inc., dba Chowder Hut Restaurant - 2860 Taylor Street, SWL 301 - Minimum Investment for Tenant Improvements - \$900,000]

Resolution approving second amendment to Port Commission Lease L-16997 ("Lease") with Andre Boudin Bakeries, Inc., a California corporation, dba Chowder Hut Restaurant, located at 2860 Taylor Street, Seawall Lot (SWL) 301 for approximately 5,400 square feet of restaurant space that extends the deadline to March 31, 2024, changes the scope, and increases the minimum investment required for certain Tenant Improvements by \$100,000 from \$800,000 to \$900,000; and to authorize the Port Executive Director to enter into amendments or 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. (Port)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 230618 and 230619 be called together.

230618 [Mutual Termination Agreement of Real Property - 300 Jefferson Street - D&G Company, LLC dba Lou's Pier 47]

Resolution approving and authorizing the execution of a termination agreement for Port Lease No. L-14630 and Port License No. 14651 between the Port of San Francisco and D & G Company, LLC dba Lou's Pier 47 for space located at 300 Jefferson Street; and to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Mutual Termination Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230619 [Mutual Termination Agreement of Real Property - 340 Jefferson Street - 340 Jefferson, LLC dba Pompei's Grotto]

Resolution authorizing the Executive Director of the Port of San Francisco to execute a Mutual Termination Agreement for Port Lease No. L-8969 and Port License No. E-13772 between the Port of San Francisco and 340 Jefferson, LLC dba Pompei's Grotto, for the restaurant premises and the associated front patio located at 340 Jefferson Street; and to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Mutual Termination Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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) (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230774 [Accept and Expend Grant - Retroactive - Health Resources and Services Administration - Ryan White HIV/AIDS Program Parts A and B - \$7,223,161] Sponsors: Mayor; Dorsey, Mandelman, Engardio and Safai

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$2,555,761 for a total amount of \$7,223,161 from the Health Resources and Services Administration for participation in a program, entitled "Ending The Human Immunodeficiency Virus (HIV) Epidemic: A Plan for America - Ryan White Human Immunodeficiency Virus (HIV)/Acquired Immunodeficiency Syndrome (AIDS) Program Parts A and B," for the period of March 1, 2020, through February 28, 2024.

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

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230778 [License Agreement - GSW Arena LLC - Non-Exclusive License for Curb Space and Metered Parking Spaces on Terry Francois Boulevard, Illinois Street, 16th Street and Warriors Way - Anticipated Revenue to Exceed \$1,000,000] Sponsor: Dorsey

Resolution approving Port Commission License No. 17036 with GSW Arena LLC for the non-exclusive use of white and yellow zone curb spaces and metered parking spaces on Port streets in and around the Chase Center on game and special event days for an initial term of 10 years with two five-year extension options and with anticipated revenues from this License to exceed \$1,000,000 to commence on August 1, 2023; to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Port Commission License No. 17036 that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution; and making findings under the California Environmental Quality Act. (Port)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Referred Without Recommendation from 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)
(Fiscal Impact)

Privilege of the floor was granted unanimously to Jeremy Spitz and Stephen Robinson (Public Utilities Commission) who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 230775 and 230776 be called together.

**230775 [Contract Agreement Amendment - Retroactive - Central Subway Design Group - Architectural and Engineering Services - Not to Exceed \$55,779,692]
Sponsor: Mayor**

Resolution retroactively approving Amendment No. 9 to Contract No. CS-155-2, Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with the Central Subway Design Group, to increase the contract amount by \$1,000,000 for a total amended contract amount not to exceed \$55,779,692; and to extend the term of the contract one year from June 30, 2023, through July 1, 2024, with the option to extend the term of the Contract one year to July 1, 2025, effective on June 30, 2023. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**230776 [Contract Agreement Amendment - Retroactive - HNTB-TSE JV - Surface Segment, Trackways, Systems, Quality Control and Design Integration - Not to Exceed \$35,857,691]
Sponsor: Mayor**

Resolution retroactively approving Amendment No. 13 to Contract No. CS-155-3, Surface Segment, Trackways, Systems, Quality Control and Design Integration, with HNTB-TSE JV to increase the contract amount by \$1,000,000 for a total amended contract amount not to exceed \$35,857,691 and to extend the term of the Contract for one year from June 30, 2023, for a new term of April 28, 2010, through July 1, 2024, with an option to extend the term of the Contract one additional year to July 1, 2025.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Public Safety and Neighborhood Services Committee

President Peskin requested File Nos. 230558 and 230591 be called together.

230558 [Liquor License Transfer - 555 Grant Avenue - Blue Stream Gallery and Gifts]

Resolution determining that the premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to SBL Living Assets 2018 LLC, to do business as Blue Stream Gallery and Gifts, located at 555 Grant Avenue (District 3), 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. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230591 [Liquor License Transfer - 2398 Webster Street - Ales Unlimited]

Resolution determining that the premise-to-premise transfer of a Type-42 on-sale beer and wine public premises liquor license to Ales Unlimited LLC, doing business as Ales Unlimited, located at 2398 Webster Street (District 2), 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. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Rules Committee

President Peskin requested File Nos. 230697, 230747, and 230748 be called together.

230697 [Reappointment, Entertainment Commission - Dori Caminong]

Motion reappointing Dori Caminong, term ending July 1, 2027, to the Entertainment Commission. (Rules Committee)

Motion No. M23-115

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230747 [Mayoral Reappointment, Entertainment Commission - Ben Bleiman]

Motion approving the Mayor's nomination for the reappointment of Ben Bleiman to the Entertainment Commission, for a term ending July 1, 2027. (Clerk of the Board)

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 14, 2023.)

Motion No. M23-116

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230748 [Mayoral Reappointment, Entertainment Commission - Cynthia Wang]

Motion approving the Mayor's nomination for reappointment of Cynthia Wang to the Entertainment Commission, term ending July 1, 2027. (Clerk of the Board)

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 14, 2023.)

Motion No. M23-117

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

Without objection, Rule 5.36 of the Rules of the Board of Supervisors was suspended to grant privilege of the floor to the following guest(s).

Supervisor Preston introduced, welcomed, and presented a Certificate of Honor to Patrick Marks, the owner of The Green Arcade bookstore, on the occasion of his retirement and in recognition of his many accomplishments operating the successful local shop for the past 15 years. Supervisors Mandelman and Dorsey shared in this commendation.

Supervisor Walton introduced, welcomed, and presented a Certificate of Honor to the employees of the Anchor Brewing Company, including Ariel Aguirre, Mark Allen, Dimas Arellano, Maya Arteseros, Jonathan Avery, David Snow Bates, Jason Bermudez, Gideon Bush, Alexander Butler, Odin Bykle, Ben Carignan, Kristyn Carter, Fukayna Lee Castellanos, Jose Walter Centeno Campos, Russell Champagne, Lowell Davis, Thomas Delany, Livio Delmonte, Andrea Devries, Laura Eileen Dutra, Emily Employee, Kieran Thomas Engemann, Meaalii Faumui, Keely Ferguson, Carlo Garchitorena, James Glowner, Timothy Hale, Janet Hoover, Tarik Hopkins, David Hoyt, David Jankowski, Dina LoPresti, Patrick Machel, Pedro Adolfo Mancilla, Ross Mike, Byron Ortega, Chris Pakos, Hilda Perez, Mia Perry, Mitchell Perry, Ryan Dean Poulos, Armando Re Reyes, Joshua John Rinehammer, Malisha Robinson, Willy Rosalez Zuleta, Eric Roth, Angela Gloria Saunders, Bernard Silva, Dave Telles, Mikio Tozaki, Nicholas Tyrrell, Dane Volek, James Welsch, Kevin West, Isahi Zenteno, Christian Castillo, Yvette Lo, Theresa Baja Luis, MaiLinh Truong, Shiro Yagi, Nara Castellano, Suzanne Jean Conboy, MarNell Talley, and Tim Gant, in recognition of their efforts to keep the Brewing Company opened.

President Peskin introduced, welcomed, and presented a Certificate of Honor to Joanne Lee, Deputy Director of Programs (Arts Commission) on the occasion of her departure from the Arts Commission and in recognition of her many accomplishments championing for the arts and the Chinatown community.

COMMITTEE REPORTS

Recommendations of the Land Use and Transportation Committee

230026 [Planning, Subdivision, and Administrative Codes and Zoning Map - Family Housing Opportunity Special Use District]

Sponsors: Melgar; Engardio

Ordinance amending 1) the Planning Code to create the Family Housing Opportunity Special Use District; 2) the Planning Code to authorize up to four units on individual lots in the RH (Residential, House) District, excluding lots located in the Telegraph Hill - North Beach Residential Special Use District and the North Beach Special Use District, the greater of up to twelve units or one unit per 1,000 square feet of lot area on three merged lots and the greater of up to eight units or one unit per 1,000 square feet of lot area on two merged lots in RH-1 (Residential, House: One Family) districts, and Group Housing in RH-1 districts for eligible projects in the Special Use District; 3) the Planning Code to exempt eligible projects in the Special Use District from certain height, open space, dwelling unit exposure, and rear-yard requirements, and exempt eligible projects that do not propose the demolition of any units subject to the rent increase limitations of the Rent Ordinance from conditional use authorizations and neighborhood notification requirements; 4) the Subdivision Code to authorize eligible projects in the Special Use District to qualify for condominium conversion or a condominium map that includes the existing dwelling units and the new dwelling units that constitute the project; 5) the Administrative Code to require new dwelling or group housing units constructed pursuant to the density limit exception to be subject to the rent increase limitations of the Rent Ordinance; 6) the Zoning Map to show the Family Housing Opportunity Special Use District; and 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, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230559 [Planning, Building, Fire Codes - Small Business Month Fee Waivers Including for Awning Installation and Business Signs]

Sponsors: Engardio; Stefani

Ordinance amending the Planning, Building, and Fire Codes to codify the annual waiver of awning replacement fees and awning sign fees applied for during the month of May, to annually waive fees for Business Signs and new awning installations applied for during the months of May 2023 and May 2024, and to indicate that the Planning Code, Building, and Fire Code waivers pertaining to pedestrian street lighting as well as awning replacement, awning installation, and awning sign fees are keyed to permit application in May rather than permit issuance in May; 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.

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 230764 and 230769 be called together.

230764 [Planning, Building Codes - Development Impact Fee Indexing, Deferral, and Waivers; Adoption of Nexus Study]

Sponsors: Mayor; Peskin, Mandelman, Dorsey, Chan, Stefani and Safai

Ordinance amending the Planning Code to 1) modify the annual indexing of certain development impact fees, with the exception of inclusionary housing fees; 2) provide that the type and rates of applicable development impact fees, with the exception of inclusionary housing fees, shall be determined at the time of project approval; 3) exempt eligible development projects in PDR (Production, Distribution, and Repair) Districts, and the C-2 (Community Business) and C-3 (Downtown Commercial) Zoning Districts from all development impact fees for a three-year period; 4) allow payment of development impact fees, with the exception of fees deposited in the Citywide Affordable Housing Fund, to be deferred until issuance of the first certificate of occupancy; and 5) adopt the San Francisco Citywide Nexus Analysis supporting existing development impact fees for recreation and open space, childcare facilities, complete streets, and transit infrastructure and making conforming revisions to Article 4 of the Planning Code; amending the Building Code to allow payment of development impact fees, with the exception of fees deposited in the Citywide Affordable Housing Fund, to be deferred until issuance of the first certificate of occupancy and repealing the fee deferral surcharge; 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.

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

PASSED ON FIRST READING by the following vote:

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

230769 [Planning, Administrative Codes - Development Impact Fee Reductions]

Sponsors: Peskin; Safai, Mandelman, Dorsey, Chan and Stefani

Ordinance amending the Planning Code to: 1) reduce Inclusionary Housing Program requirements of the Planning Code, for projects exceeding a stated unit size that have been approved prior to November 1, 2023 and that receive a first construction document within a specified period; 2) adopt a process for those projects to request a modification to conditions of approval related to development impact fees, subject to delegation by the Planning Commission; 3) reduce Article 4 development impact fees, including Inclusionary Affordable Housing fees, for projects approved before November 1, 2026 that receive a first construction document within 30 months of entitlement; and, 4) modify the Inclusionary Housing Program Ordinance effective November 1, 2026 to reduce applicable fees, and on-site or off-site unit requirements, for projects that exceed a stated unit size; amending the Administrative Code to update the Inclusionary Housing Technical Advisory Committee member requirements; 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.

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

PASSED ON FIRST READING by the following vote:

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

230779 [Street Naming - Portions of Palo Alto Avenue to La Avanzada Street and Dellbrook Avenue]**Sponsor: Melgar**

Resolution renaming a segment of Palo Alto Avenue to La Avanzada Street from its new terminus at 241 Palo Alto Avenue westward to its intersection with Dellbrook Avenue and renaming the remaining segment of Palo Alto Avenue between its intersection with Dellbrook Avenue and its westward terminus at Clarendon Avenue to Dellbrook Avenue.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230800 [Acceptance and Recording of Avigation Easement - SyNoor LLC - 410 Noor Avenue, South San Francisco]

Resolution authorizing the acceptance and recording of an avigation easement by the City and County of San Francisco from SyNoor LLC for the development at 410 Noor Avenue in South San Francisco, California, at no cost to the City and County of San Francisco; to authorize the Director of Property to enter into amendments or modifications to the grant of avigation easement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution; and making findings under the California Environmental Quality Act and affirming the Planning Department's determination under the California Environmental Quality Act. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230818 [Supporting California State Senate Bill No. 532 (Wiener) - The Safe, Clean & Reliable Bay Area Public Transportation Emergency Act]**Sponsors: Mandelman; Melgar and Dorsey**

Resolution supporting California State Senate Bill No. 532, introduced by Senator Scott Wiener, enabling the San Francisco Bay Area to raise funds to prevent a medium-term public transportation operations budget shortfall while requiring transit safety, cleanliness, and reliability improvements.

ADOPTED by the following vote:

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

Recommendations of the Rules Committee

230809 [Park Code - PROSAC Membership]

Sponsors: Peskin; Walton, Safai and 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 racial equity and disability issues; and 5) provide that meetings shall occur at City Hall.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230538 [Appointments, Sunshine Ordinance Task Force - Saul Sugarman and David Pilpel]

Motion appointing Saul Sugarman and David Pilpel, terms ending April 27, 2024, to the Sunshine Ordinance Task Force. (Rules Committee)

Motion No. M23-118

APPROVED by the following vote:

Ayes: 7 - Chan, Dorsey, Engardio, Mandelman, Melgar, Safai, Stefani

Noes: 4 - Peskin, Preston, Ronen, Walton

230790 [Mayoral Appointment, Municipal Transportation Agency Board of Directors - Dominica Henderson]

Motion approving the Mayor's nomination for the appointment of Dominica Henderson to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2026. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: June 30, 2023.)

Motion No. M23-119

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230832 [Appointments, Committee on City Workforce Alignment - Ruth Barajas, Tiffany Jackson, and Bartolomy Pantoja]

Motion appointing Ruth Barajas (residency requirement waived), Tiffany Jackson (residency requirement waived), and Bartolomy Pantoja, terms expiring November 6, 2025, to the Committee on City Workforce Alignment. (Rules Committee)

Motion No. M23-120

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Chan assumed the chair at 4:20 p.m. The President resumed the chair 4:26 p.m.

PUBLIC COMMENT

Thierry Fill; expressed concerns regarding Bruce Lee and the speed at which technology is advancing.

Christopher Kline; expressed concerns regarding surveillance technology being utilized by the Police Department.

Matthew Sutter; expressed concerns regarding the plight of taxi medallion holders and the financial challenges they continue to face.

Nam; expressed concerns regarding the plight of taxi medallion holders and the financial challenges they continue to face.

Honest Charley Bodkin; expressed the need for food security and the importance of food banks.

Allan Samson Manalo; provided his appreciation for the In Memoriam acknowledgement and shared in the memory of Joyce Juan Manalo.

Nicholas Gee; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Ah Yu; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Monisha; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Yanis; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Deema Hindawi; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Jose Ng; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Janelle; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Jomari; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Mark; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Crystal Van; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Otto Duffy; shared concerns regarding climate change and adjustments needed in order to continue life on this planet.

Speaker; shared their memories and expressed support for the In Memoriam for Joyce Juan Manalo.

Francisco Da Costa; expressed concerns regarding public comment and the Board's responsibility to listen to those who provide it.

Shauna; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Wassim Hage; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Katrina; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Andrea Paz; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Guadalupe; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Paula Rodriguez; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Amy Aguilar; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Senora Alarcon; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Gilbert Crisswell; expressed concerns regarding the need to fight for democracy.

Speaker; expressed concerns regarding the civility between the Administrative and Legislative branches of the City.

Joe Wilson; shared their memories and expressed support for the In Memoriam for Joyce Juan Manalo.

Beverly Upton; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

David Pilpel; shared their memories and expressed support for the In Memoriams for Tony Bennett, Charlie Marsteller, and Joyce Juan Manalo.

Oliver Saria; shared their memories and expressed support for the In Memoriam for Joyce Juan Manalo.

Maria; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Joe Kunzler; expressed support for the In Memoriam for Tony Bennett and concerns regarding the need to support freedom of speech.

Gloria Berry; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Sharita Holmes; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

Paul Melbostad (began unintelligible opening remarks due to background noise and did not reconnect before public comment was closed).

Angelica Cabande; expressed support for newly introduced legislation proposing amendments to the Language Access Ordinance.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Supervisor Walton was noted absent at 5:53 p.m.

230838 [Approval of a 60-Day Extension for Planning Code, Zoning Map - Density Calculation in RC, RTO, NC, and Certain Named NCDs (File No. 230734)]

Sponsor: Mayor

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 230734) amending the Planning Code to replace numerical density limits in Residential-Commercial (RC), Residential Transit Oriented (RTO), Neighborhood Commercial (NC) and certain Neighborhood Commercial Districts (NCD), except for parcels located in the Priority Equity Geographies Special Use District, with already-existing regulations on the built envelope of buildings, such as height, bulk and setbacks; creating the Priority Equity Geographies Special Use District, 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

230840 [Taylor Swift Weekend - July 28 and July 29, 2023]

Sponsor: Dorsey

Resolution declaring July 28 and July 29, 2023, as Taylor Swift Weekend in the City and County of San Francisco and urging our colleagues on the Santa Clara City Council and Santa Clara County Board of Supervisors to adopt a similar celebratory Resolution.

ADOPTED

230845 [Initiating Landmark Designation - Grand Theater - 2665 Mission Street]

Sponsor: Ronen

Resolution initiating a landmark designation under Article 10 of the Planning Code of the Grand Theater, located at 2665 Mission Street, Assessor's Parcel Block No. 3637, Lot No. 023.

ADOPTED

230850 [Supporting Workers' Rights to Free Speech and Contract Implementation]

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

Resolution demanding the University of California to respect workers' rights to engage in protected union activity, to immediately implement the terms of signed union contracts, and to cease retaliatory actions and drop all charges relating to workers' engaging in free speech and peaceful protests.

Supervisors Ronen, Walton, Safai, and Engardio requested to be added as co-sponsors.

ADOPTED

230848 [Findings Reversing the Categorical Exemption Determination - 1151 Washington Street Project]

Motion adopting findings to reverse the Planning Department's determination that the proposed project located at 1151 Washington Street is categorically exempt from environmental review. (Clerk of the Board)

Motion No. M23-121

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani

Absent: 1 - Walton

Supervisor Walton was noted present at 5:55 p.m.

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Walton requested that File Nos. 230846, 230847, and 230851 be severed so that they may be considered separately.

230846 [Urging Contributions to Ameliorate the Effects of Slavery]

Sponsors: Walton; Chan, Preston, Ronen, Safai and Dorsey

Resolution urging city contractors that have participated and/or profited from slave trades to make voluntary contributions to ameliorate the legacy of slavery.

Supervisors Safai and Dorsey requested to be added as co-sponsors.

Supervisor Walton, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by adding 'the City Administrator and City Controller to encourage', and Lines 17-18 by adding ', through the City Controller's office'; on Page 2, Lines 4-7, by adding 'WHEREAS, Ordinance No. 275-06 requires that the Office of the City Administrator encourage all contractors subject to the ordinance to make voluntary contributions to an account to be used to ameliorate the legacy of the slavery era on persons subjected to slavery and their descendants; and'; and on Page 3, Lines 11-13, by changing 'city contractors that have participated and/or profited from slave trades to make' to 'the Office of the City Administrator and City Controller to send letters to all City vendors covered by Ordinance No. 275-06 to encourage them to make'. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Resolution urging the City Administrator and City Controller to encourage city contractors that have participated and/or profited from slave trades to make voluntary contributions to ameliorate the legacy of slavery.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230847 [Urging the Continuation of the Anchor Brewing Company Legacy, Supporting Anchor Workers, and Preserving Production, Distribution, and Repair Zoning]**Sponsors: Walton; Safai, Ronen, Preston, Chan, Peskin, Mandelman and Melgar**

Resolution urging the continuation of Anchor Brewing Company's legacy, supporting Anchor workers, and preserving Production, Distribution, and Repair zoning and spaces at 1705 Mariposa Street and 495 De Haro Street.

Supervisors Preston, Chan, Peskin, Mandelman, and Melgar requested to be added as co-sponsors.

Supervisor Walton, seconded by Supervisor Stefani, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 20, by changing 'Local 10' to 'Local 6'; on Page 4, Lines 6-8, by adding 'WHEREAS, On July 19, 2023, workers at Anchor Brewing and ILWU Local 6 announced an effort to pursue worker ownership of the company in order to keep the historic facility in operation; and'; and on Page 5, Lines 8-12, by adding 'FURTHER RESOLVED, That the San Francisco Board of Supervisors urges Sapporo USA to work cooperatively and transparently with their employees through the process of co-op conversion, including allowing them enough time to create the legal framework for their cooperative, and raise sufficient funds for purchase, and to not sell off the business's assets before these workers have had sufficient chance to place a fair bid on such assets; and, be it', and Line 15, by changing 'Local 10' to 'Local 6'. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

230851 [Urging Social Media Platforms to Enforce Their Community Standards and/or Guidelines to Prevent Violence]**Sponsors: Walton; Stefani, Engardio, Ronen, Preston and Peskin**

Resolution urging Social Media Platforms to enforce their Community Standards and/or Guidelines to prevent and eliminate content promoting guns, violence, racism, hate, or any other content that violates the Community Standards and/or Guidelines through their platforms on Meta, Facebook, Instagram, TikTok, among other products and services.

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

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

230830 [Settlement of Lawsuit - Ike Ohannesyan - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Ike Ohannesyan against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 17, 2021, in San Francisco Superior Court, Case No. CGC-21-591955; entitled Ike Ohannesyan v. Johnathon Ng, et al.; the lawsuit involves an alleged personal injury arising from an accident involving a police car. (City Attorney)

07/17/23; RECEIVED FROM DEPARTMENT.

07/25/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:07 p.m.