

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, July 26, 2022 - 2:00 PM

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

*(remote access provided)*  
*(remote public comment provided via teleconference)*  
[www.sfgovtv.org](http://www.sfgovtv.org)

### Regular Meeting

SHAMANN WALTON, PRESIDENT  
CONNIE CHAN, MATT DORSEY, RAFAEL MANDELMAN, GORDON MAR,  
MYRNA MELGAR, AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,  
CATHERINE STEFANI  
*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

**Budget and Appropriations Committee**

Supervisors Ronen, Safai, Mar, Chan, Walton

**Budget and Finance Committee**

Supervisors Ronen, Safai, Mar

**Government Audit and Oversight Committee**

Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**

Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**

Supervisors Mar, Stefani, Melgar

**Rules Committee**

Supervisors Peskin, Mandelman, Chan

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

Supervisors Ronen, Safai, Dorsey

#### Meeting Days

Wednesday

1:00 PM

Wednesday

12:30 PM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

2nd Friday

10:00 AM

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

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

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

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

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

*The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).*

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

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

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

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

*Supervisors Chan and Safai were noted not present.*

*A quorum of the Board was present.*

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

*Supervisors Chan and Safai were noted present at 2:03 p.m.*

## **COMMUNICATIONS**

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

## APPROVAL OF MEETING MINUTES

*President Walton inquired whether any Member of the Board had any corrections to the June 22, 2022, Board Meeting Minute; or the June 16, 2022, June 17, 2022, or June 23, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meetings, which constituted quorums of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Mandelman, seconded by Supervisor Stefani, moved to approve the June 22, 2022, Board Meeting Minute; and the June 16, 2022, June 17, 2022, and June 23, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meetings, which constituted quorums of the Board of Supervisors, as presented. The motion carried by the following vote, following general public comment:**

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

## AGENDA CHANGES

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendations of the Budget and Finance Committee

#### **220538 [Public Works Code - Public Works Graffiti Abatement Pilot Program]**

**Sponsors: Melgar; Stefani, Mar, Ronen, Mandelman, Chan, Dorsey and Safai**

Ordinance amending the Public Works Code to require Public Works to create a pilot program allowing property owners in commercial areas to opt into graffiti abatement by Public Works at no cost to the property owner; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

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

**FINALLY PASSED**

#### **220655 [Administrative Code - Airport Revenue Bonds]**

Ordinance amending the Administrative Code to provide that Section 54522 of the California Government Code, which requires annual publication of year-end financial statements not more than 120 days after the close of each fiscal year, shall not apply to airport revenue bonds. (Airport Commission)

**FINALLY PASSED**

**220703 [Human Services Agency - Agreements with Hotels Providing Non-Congregate Shelter to Persons Experiencing Homelessness]****Sponsor: Mayor**

Ordinance authorizing the Human Services Agency (HSA) to amend certain hotel booking agreements that were executed on or before February 10, 2022, to provide non-congregate shelter to people experiencing homelessness by extending the terms beyond August 31, 2022, through August 31, 2023; waiving for said agreements certain requirements in the Administrative and Environment Codes; approving certain agreements with anticipated expenditures in excess of \$10 million under Charter, Section 9.118; and authorizing HSA to enter into modifications of such agreements 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**

**Recommendation of the Budget and Appropriations Committee****211194 [Appropriation - \$112,000,000 of Certificate of Participation Proceeds - Land Acquisition, Public Housing Repairs, Educator Housing, Elevators - \$34,800,000 of Certificate of Participation Proceeds for Various Financing Costs - FY2022-2023]****Sponsors: Preston; Ronen, Peskin, Walton, Chan, Mar, Dorsey and Mandelman**

Ordinance appropriating \$112,000,000 of Certificates of Participation proceeds to the Mayor's Office of Housing and Community Development for a notice of funding availability (NOFA) for land acquisition with priority for development of 100% affordable projects in California Debt Limit Allocation Committee (CDLAC) designated high/resources areas and/or high need areas, repairs for Public Housing or Federal Housing and Urban Development (HUD) co-ops, affordable housing for educators, elevators in the City's Single Room Occupancy (SRO) portfolio, and acquisition for non-profit sites and \$34,800,000 of Certificate of Participation Proceeds for various associated financing costs in Fiscal Year (FY) 2022-2023, and placing these funds on reserve pending sale of Certificates of Participation.

**FINALLY PASSED**

**Recommendation of the Government Audit and Oversight Committee****220642 [Administrative Code - Priority for Veterans in City Affordable Housing Programs]****Sponsors: Mar; Stefani, Melgar, Chan, Preston and Safai**

Ordinance amending the Administrative Code to add a priority for veterans within each category of preferences in the City's affordable housing programs funded or administered by the Mayor's Office of Housing and Community Development.

(Fiscal Impact)

**FINALLY PASSED**

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## **Recommendations of the Land Use and Transportation Committee**

### **211232 [Administrative Code - Housing Innovation Program]**

**Sponsors: Melgar; Mar, Mandelman and Safai**

Ordinance amending the Administrative Code to create the Housing Innovation Program to develop, finance, and support certain additional housing opportunities for low-income and moderate-income residents, including loans and technical assistance for certain low-income and moderate-income property owners to construct accessory dwelling units or other new units on their property, subject to certain conditions, loans for certain low-income and moderate-income tenants who are at risk of displacement and licensed childcare providers, and grants for organizations to create marketing and educational materials about wealth-building and homeownership for residents who have been historically disadvantaged and to develop creative construction design prototypes for low-income and moderate-income residents.

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

**FINALLY PASSED**

### **220504 [Landmark Tree Designation - California Buckeye - 2694 McAllister Street]**

**Sponsors: Chan; Preston and Safai**

Ordinance designating the California buckeye (*Aesculus californica*) tree located at 2694 McAllister Street as a landmark tree pursuant to the Public Works Code; making findings supporting the designation; and directing official acts in furtherance of the landmark tree designation, as defined herein.

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

**FINALLY PASSED**

### **220543 [Summary Street Vacation - Michigan Street in Connection with MUNI Metro East Improvements - Interdepartmental Property Transfer]**

**Sponsor: Walton**

Ordinance ordering the summary street vacation of a portion of Michigan Street, generally bounded by Assessor's Parcel Block No. 4298 to the north and west, Assessor's Parcel Block No. 4310 to the east, and Cesar Chavez Street to the south, conditioned upon the San Francisco Municipal Transportation Agency ("SFMTA") Board of Directors' approval of the interdepartmental transfer of the vacation area to SFMTA, to facilitate the improvement of the MUNI Metro East maintenance facility; approving the interdepartmental transfer of the vacation area from Public Works to SFMTA, subject to the approval of the SFMTA Board of Directors; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in furtherance of this Ordinance, as defined herein.

**FINALLY PASSED**

**220706 [Potrero HOPE SF Project, Phase 1 - Accepting Portions of 25th Street and Connecticut Street]****Sponsors: Mayor; Walton and Safai**

Ordinance accepting an irrevocable offer of public improvements associated with Potrero HOPE SF Project, Phase 1, including portions of 25th Street and Connecticut Street ("Phase 1 Public Infrastructure"); dedicating the Phase 1 Public Infrastructure to public use; designating such public infrastructure for street and roadway purposes; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to establish official sidewalk width on the abovementioned street areas; accepting the Phase 1 Public Infrastructure for City maintenance and liability purposes, subject to specified limitations; adopting 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; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; and authorizing official acts, as defined herein, in connection with this Ordinance.

**FINALLY PASSED****220707 [Sunnydale HOPE SF - Accepting the Phase 1A-1 and 1A-2 Required Infrastructure]****Sponsors: Mayor; Walton and Safai**

Ordinance accepting an irrevocable offer of public infrastructure and real property associated with Sunnydale HOPE SF Phase 1A-1 and 1A-2 public infrastructure improvements, including the improvements described and depicted in Public Works Permit No. 19IE-00564 and subsequent Instructional Bulletins ("Phase 1A-1 and 1A-2 Required Infrastructure"); declaring City property and additional property as shown on official Public Works maps as open public right-of-way; dedicating the Phase 1A-1 and 1A-2 Required Infrastructure to public use; designating such public infrastructure for street and roadway purposes; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to establish official sidewalk width on the abovementioned street areas; accepting the Phase 1A-1 and 1A-2 Required Infrastructure for City maintenance and liability purposes, subject to specified limitations; adopting 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; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; and authorizing official acts, as defined herein, in connection with this Ordinance.

**FINALLY PASSED****Recommendations of the Rules Committee****211131 [Police Code - Third-Party Food Delivery Services]****Sponsors: Peskin; Chan, Mandelman, Safai, Preston, Mar and Walton**

Ordinance amending the Police Code to define core delivery service to mean a service that both lists a covered establishment on all of a third-party food delivery service's platforms, including websites and mobile applications, and facilitates and/or performs delivery of food and/or beverages from the establishment; to exempt from the 15% cap on per-order fees, starting January 31, 2023, third-party food delivery services that offer restaurants the option to obtain only core delivery service at a cost of no more than 15% of the purchase price of an online order without requiring the purchase of additional services, and that notify all covered establishments with which the third-party food delivery services have an existing contract of this option no later than December 1, 2022; and to require that contracts between a third-party food delivery service and a covered establishment clearly define the fees, commissions, or charges associated with contracted services.

**FINALLY PASSED**

**220756 [Business and Tax Regulations Code - Disclosure of Vacancy Tax Information; Penalties For Failure to Timely File Vacancy Tax Returns]****Sponsors: Peskin; Chan and Mandelman**

Ordinance amending the Business and Tax Regulations Code to permit the Tax Collector to make public certain information regarding the Vacancy Tax, and to waive the penalty for failure to timely file Vacancy Tax returns for tax years 2022 and 2023. (Rules Committee)

**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

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

**REGULAR AGENDA****UNFINISHED BUSINESS****Vetoed by the Mayor****220446 [Planning, Administrative, Subdivision Codes; Zoning Map - Density Exception in Residential Districts]****Sponsors: Mandelman; Melgar**

Ordinance amending the Planning Code to rezone all Residential, One Family (RH-1) zoning districts, except for Residential, One Family, Detached (RH-1(D)) districts, to Residential, Two Family (RH-2) zoning districts; to rezone the RH-1(D) districts to a new class of residential district called Residential, Two Family, Detached (RH-2(D)) districts; and to provide a density limit exception to permit up to four dwelling units per lot, and up to six dwelling units per lot in Corner Lots, in all RH (Residential, House) zoning districts, subject to certain requirements, including among others the replacement of protected units; amending the Administrative Code to require new dwelling units constructed pursuant to the density limit exception to be subject to the rent increase limitations of the Rent Ordinance; amending the Subdivision Code to authorize a subdivider that is constructing new dwelling units pursuant to the density exception to submit an application for condominium conversion or a condominium map that includes the existing dwelling units and the new dwelling units that constitute the project; 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.

*Privilege of the floor was granted unanimously to Tom Paulino (Mayor's Office) who responded to questions raised throughout the discussion.*

**MAYORAL VETO NOT OVERTURNED by the following vote:**

Ayes: 7 - Chan, Mandelman, Mar, Melgar, Peskin, Preston, Ronen

Noes: 4 - Dorsey, Safai, Stefani, Walton

**From the Board**

*Supervisor Safai was noted absent at 3:01 p.m.*

**220819 [Settlement of Lawsuit - Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. - City to Receive \$10,000,000 Total; \$5,000,000 Immediately, \$5,000,000 in 10 Equal Annual Payments]****Sponsors: Walton; Safai**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. for \$10,000,000 (\$5,000,000 immediately and \$5,000,000 paid in 10 equal annual payments); the lawsuit was filed on December 18, 2018, in the United States District Court for the Northern District of California, Case No. 3:18-cv-7591-CRB-JSC; entitled The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; the lawsuit involves allegations that the Endo defendants created a public nuisance and violated the Unfair Competition Law by falsely and misleadingly marketing opioids as safer than they actually are and distributing increasingly large volumes of opioids in and around San Francisco despite knowledge of the growing epidemic caused by opioid misuse, and by failing to prevent and report suspicious opioid orders as required by state and federal law.

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

*FINALLY PASSED by the following vote:*

*Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton*

*Absent: 1 - Safai*

*Supervisor Safai, seconded by Supervisor Stefani, moved to rescind the previous vote:*

*Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Preston, Ronen, Safai, Stefani, Walton*

*Noes: 1 - Peskin*

**FINALLY PASSED by the following vote:**

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



## **Recommendations of the Budget and Finance Committee**

### **220652 [Administrative Code - Purchase and Sale of Electricity and Related Products - Public Utilities Commission]**

Ordinance amending the Administrative Code to approve the use of certain form contracts to purchase and sell electricity and related products by the Public Utilities Commission (PUC), grant waivers of specified contract-related requirements in the Administrative and Environment Codes for these transactions, and delegate to the General Manager of the PUC authority under Charter, Section 9.118, to execute certain contracts with terms in excess of ten years or requiring expenditures of \$10,000,000 or having anticipated revenue of \$1,000,000 or more subject to specified limitations through June 30, 2025. (Public Utilities Commission)  
(Fiscal Impact)

*FINALLY PASSED by the following vote:*

*Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Absent: 1 - Safai*

*Supervisor Safai, seconded by Supervisor Stefani, moved to rescind the previous vote:*

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

**FINALLY PASSED by the following vote:**

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

### **220755 [Health Service System Plans and Contribution Rates - Calendar Year 2023] Sponsor: Chan**

Ordinance approving Health Service System plans and contribution rates for calendar year 2023. (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.)

(Fiscal Impact)

*FINALLY PASSED by the following vote:*

*Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Absent: 1 - Safai*

*Supervisor Safai, seconded by Supervisor Stefani, moved to rescind the previous vote:*

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

**FINALLY PASSED by the following vote:**

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

## **Recommendations of the Budget and Appropriations Committee**

*President Walton requested File Nos. 220669, 220670, 220678, 220679, 220680, 220681, 220628, 220683, 220684, 220685, and 220686 be called together.*

### **220669 [Budget and Appropriation Ordinance for Departments - FYs 2022-2023 and 2023-2024]**

**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, 2022, for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024.  
(Fiscal Impact)

**Ordinance No.** 161-22

**FINALLY PASSED** by the following vote:

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

### **220670 [Annual Salary Ordinance - FYs 2022-2023 and 2023-2024]**

**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024, 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.

**Ordinance No.** 162-22

**FINALLY PASSED** by the following vote:

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

### **220678 [Police Code - Fixed Place Outdoor Amplified Sound Permit and License Fees]**

**Sponsor: Mayor**

Ordinance amending the Police Code to update the Fixed Place Outdoor Amplified Sound permit filing fee, permit amendment filing fee, and license fee to current amounts.

**FINALLY PASSED** by the following vote:

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

### **220679 [Administrative Code - Deputy Fire Chiefs]**

**Sponsors: Mayor; Ronen**

Ordinance amending the Administrative Code to authorize the Chief of the Fire Department to appoint three rather than two deputy chiefs, with one of the deputy chiefs being an Emergency Medical Services or Community Paramedicine member of the Department.

**FINALLY PASSED** by the following vote:

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

**220680 [Administrative Code - Police Vehicle Theft Crime Fund Surcharge]**

**Sponsors: Mayor; Safai**

Ordinance amending the Administrative Code to increase the surcharge on vehicles registered to a San Francisco address in accordance with California state law.

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

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Preston

**220681 [Administrative Code - Reproduction and Notary Fees - Department of Administrative Services]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to increase the fees imposed by the Department of Administrative Services for reproduction and notary services provided to the public.

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Preston

**220682 [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 2022.

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Preston

**220683 [Authorizing Tax-Exempt and/or Taxable Certificates of Participation (Multiple Capital Improvement Projects) - Not to Exceed \$140,000,000]****Sponsors: Mayor; Chan**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount of not to exceed \$140,000,000 ("Certificates"), to finance and refinance certain capital improvement projects within the City, including but not limited to certain projects within the City and County of San Francisco's ("City") capital plan and generally consisting of critical repairs, renovations and improvements to City-owned buildings, facilities, streets and works utilized by various City departments and local economic stimulus projects, generally consisting of repairs, renovations, improvements and street reconstruction, repaving and other improvements, designed to help build a more resilient and equitable San Francisco as part of the City's recovery from the COVID-19 pandemic, including through the retirement of certain commercial paper notes of the City issued for such purposes; approving the form of a Supplement to Trust Agreement between the City and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements owned by the City and located at 375 Laguna Honda Boulevard within the City and at 1 Moreland Drive, San Bruno, California, and/or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of an Official Statement in preliminary and final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates, as defined herein; approving the form of a Continuing Disclosure Certificate, as defined herein; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates, as defined herein; approving modifications to documents, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

**FINALLY PASSED by the following vote:**

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

**220684 [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 require fees for stroke centers; and amending the Health Code to include a definition of stroke center. (Mayor)

**FINALLY PASSED by the following vote:**

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

**220685 [Trial Courts Courthouse Construction Fund - Rescission of Superior Court Surcharges for Court Construction]****Sponsor: Mayor**

Ordinance rescinding the \$50 surcharge on civil, family, or probate filings in San Francisco Superior Court under Board Resolution No. 714-92 that the City previously collected to support the acquisition, rehabilitation, construction, and financing of courtrooms or courtroom buildings.

**FINALLY PASSED by the following vote:**

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

**220686 [Health Code - Patient Rates for FYs 2022-2023 and 2023-2024]****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 (FYs) 2022-2023 and 2023-2024.

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Preston

**Supervisor Stefani Excused from Voting**

*Supervisor Stefani requested to be excused from voting on File No. 220687, due to a possible conflict of interest.*

*Supervisor Ronen, seconded by Supervisor Peskin, moved to excuse Supervisor Stefani from voting on File No. 220687. The motion carried by the following vote:*

*Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Walton*

*Noes: 1 - Preston*

*Excused: 1 - Stefani*

*Supervisor Melgar, seconded by Supervisor Safai, moved to rescind the previous vote. The motion carried by the following vote:*

*Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton*

*Excused: 1 - Stefani*

**Supervisor Peskin, seconded by Supervisor Ronen, moved that Supervisor Stefani be excused from voting on File No. 220687. The motion carried by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220687 [Park Code - Marina West Harbor Fees]****Sponsor: Mayor**

Ordinance amending the Park Code to impose a surcharge in addition to the license fees for berthing at the Marina West Harbor, to help fund the cost of dredging activities at the West Harbor; and affirming the Planning Department's determination under the California Environmental Quality Act.

**FINALLY PASSED by the following vote:**

Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Walton

Noes: 1 - Preston

Excused: 1 - Stefani

## **Recommendations of the Rules Committee**

### **220631 [Charter Amendment, Initiative Ordinance, and Policy Declaration - Affordable Housing Production Act]**

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

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to provide for accelerated review and approval of eligible 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability, and providing for Planning Department ministerial review in lieu of approvals by or certain appeals to City boards and commissions; to make corresponding amendments to the Planning Code and the Business and Tax Regulations Code; to amend the Administrative Code to provide for an Annual Affordable Housing Allocation Report as part of the City's budget deliberation process; and to declare as City policy the need to accelerate approval of 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability; to make findings of compliance with the General Plan and Planning Code, Section 101.1 and findings of public necessity, convenience, and welfare under Planning Code, Section 302; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 8, 2022.

(Supervisor Mandelman dissented in Committee.)

#### **ORDERED SUBMITTED by the following vote:**

Ayes: 7 - Chan, Mar, Peskin, Preston, Ronen, Safai, Walton

Noes: 4 - Dorsey, Mandelman, Melgar, Stefani

### **220636 [Charter Amendment and Ordinance - Additional Density and Height; Rent-Control]**

#### **Sponsors: Peskin; Chan, Preston and Walton**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to set forth a requirement that when the City amends the Planning Code to allow for additional residential numerical density or height, that developers agree to subject the new residential units in the development, other than Affordable Housing Units, to rent control; to amend the Administrative Code to establish as the residential numerical density and height limits those controls in effect as of November 8, 2022, and to allow the Board of Supervisors to amend the Planning Code to exceed those limits if the ordinance requires a regulatory agreement to subject all dwelling units in development projects, other than Affordable Housing Units, to rent control; to require rent control in future development agreements; and making findings of compliance with the General Plan and Planning Code, Section 101.1 and findings of public necessity, convenience, and welfare under Planning Code, Section 302; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 8, 2022.

(Economic Impact; No Economic Impact Analysis Report)

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Charter Amendment be TABLED.**

**The motion carried by the following vote:**

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

**220639 [Charter Amendment - Student Success Fund]****Sponsors: Ronen; Melgar, Walton, Safai, Mar, Preston, Mandelman, Dorsey and Stefani**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to establish the Student Success Fund under which the Department of Children, Youth, and Their Families will provide grants to the San Francisco Unified School District and schools in the District to implement programs that improve academic achievement and social/emotional wellness of students; and to require an annual appropriation in a designated amount to the Fund for 15 years based on a calculation of the City's excess Educational Revenue Augmentation Fund allocation in specified fiscal years; at an election to be held on November 8, 2022.

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

**ORDERED SUBMITTED by the following vote:**

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

**NEW BUSINESS****Recommendations of the Budget and Finance Committee****220541 [Administrative Code - Cancellation of Delinquent Property Tax Penalties]****Sponsor: Safai**

Ordinance amending the Administrative Code to authorize the Tax Collector to establish procedures for the consideration of delinquent property tax penalty cancellations when the delinquency is due to the City's failure to send a notice of taxes to the owner of property acquired after the lien date on the secured roll, and to delegate the authority to grant such penalty cancellations to the Tax Collector.

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

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

**220617 [Adopting the Recommendations of the Guaranteed Income Advisory Group and Establishing a City Policy in Support of Guaranteed Income]****Sponsors: Safai; Walton, Chan, Mar, Ronen, Mandelman and Preston**

Resolution adopting the recommendations of the Guaranteed Income Advisory Group report, entitled "From Pilots to Policy Change," and establishing a City policy in support of Guaranteed Income.

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

**ADOPTED by the following vote:**

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

**220657 [Sale Agreement - Santa Clara Valley Water District - 10,925 Square Feet of Portion of APN 104-28-066 in Sunnyvale, Santa Clara County - \$33,000]**

Resolution 1) approving and authorizing the sale to Santa Clara Valley Water District for \$33,000 of approximately 10,925 square feet of real property located near Manzano Way in Sunnyvale, California, a portion of Assessor's Parcel No. (APN) 104-28-066; 2) adopting findings declaring that the property is "surplus land" and "exempt surplus land" pursuant to the California Surplus Lands Act; 3) adopting findings under Administrative Code, Section 23.3, that offering the property for sale through competitive bidding would be impractical and not in the public interest; 4) affirming the Planning Department's determination under the California Environmental Quality Act; 5) adopting findings that the sale of the property is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and 6) authorizing the San Francisco Public Utilities Commission (SFPUC) General Manager and/or City's Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein; and to authorize the SFPUC General Manager and/or City's Director of Property to enter into any additions, amendments, or other modifications to the Sale Agreement that do not materially decrease the benefits to the City with respect to the Property, and do not materially increase the obligations or liabilities of either the SFPUC or the City, and are necessary or advisable to complete the transaction contemplated in the Sale Agreement, to effectuate the purpose and intent of this Resolution. (Public Utilities Commission)

**ADOPTED by the following vote:**

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

**220714 [Issuance and Sale of Revenue Obligations - California Enterprise Development Authority Revenue Obligations - Progress Foundation - Not to Exceed \$7,500,000] Sponsor: Ronen**

Resolution approving for purposes of Internal Revenue Code of 1986, as amended, Section 147(f) of the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$7,500,000 to refinance the acquisition, construction, installation, rehabilitation, equipping and furnishing of various capital facilities to be owned and operated by Progress Foundation, a California nonprofit public benefit corporation.

**ADOPTED by the following vote:**

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

**220770 [Issuance of Bonds - California College of the Arts - Not to Exceed \$40,000,000] Sponsor: Dorsey**

Resolution approving in accordance with Section 147(f) of the Internal Revenue Code, the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$40,000,000 to finance and/or refinance various capital facilities to be owned and/or operated by California College of the Arts.

**ADOPTED by the following vote:**

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



**220762 [Accept and Expend Grant - Retroactive - Cooperative Agreement - California Department of Transportation - Caltrans Clean California Local Enhancement Program - South of Market Street Tree Nursery - Up to \$2,400,000]**

**Sponsors: Mayor; Dorsey, Mar, Safai and Mandelman**

Resolution retroactively authorizing Public Works to accept and expend \$2,400,000 from the California Department of Transportation's ("Caltrans") Clean California Local Enhancement Program to upgrade facilities on the State Highway System in support of the South of Market Street Tree Nursery Project, for a term of March 1, 2022, through June 30, 2023, and approving and authorizing Public Works to enter into a Cooperative Agreement with Caltrans regarding project construction and implementation; and affirming the California Department of Transportation's determination under the California Environmental Quality Act.

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

**ADOPTED by the following vote:**

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

*President Walton requested File Nos. 220765 and 220766 be called together.*

**220765 [Multifamily Housing Revenue Bonds - 11 Innes Court (Hunters Point Shipyard Block 56) - Not to Exceed \$51,193,200]**

**Sponsors: Mayor; Walton**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$51,193,200; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$51,193,200 for 11 Innes Court (Hunters Point Shipyard Block 56); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

**ADOPTED by the following vote:**

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

**220766 [Multifamily Housing Revenue Bonds - 98 Franklin Street - Not to Exceed \$32,500,000]****Sponsors: Mayor; Dorsey**

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$32,500,000; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$32,500,000 for 98 Franklin Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

**ADOPTED by the following vote:**

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

**Recommendations of the Land Use and Transportation Committee****220036 [Planning Code - Electric Vehicle Charging Locations]****Sponsors: Mayor; Mandelman, Stefani, Melgar, Mar, Dorsey and Safai**

Ordinance amending the Planning Code to create Electric Vehicle Charging Location and Fleet Charging as Automotive Uses, allow conversion of Automotive Service Stations to Electric Vehicle Charging Locations without Conditional Use authorization and principally permit conversion of other Automotive Uses to Electric Vehicle Charging Locations, revise zoning control tables to reflect these changes, and require annual reporting by the Planning Department regarding Electric Vehicle Charging Location and Fleet Charging project approvals; 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.

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

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

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

**220734 [Resolution of Intent - Streets and Public Service Easement Vacation - Parkmerced Development Project]****Sponsor: Mayor**

Resolution declaring the intent of the Board of Supervisors to order the conditional vacation of portions of Higuera Avenue, Vidal Drive, Arballo Drive, and Garces Drive (the "Street Vacation Area"), and certain San Francisco Public Utilities Commission public service easements (the "Easement Vacation Area"), all within the Parkmerced Development Project area, an approximately 152-acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; reserve various easement rights in favor of the City and third party utilities, subject to conditions specified; adopt findings under the California Environmental Quality Act; adopt findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorize actions by City officials in furtherance of the street vacation ordinance, as specified herein; direct the Clerk of the Board of Supervisors to make certain transmittals; and set a Committee of the Whole hearing date of September 20, 2022, at 3:00 p.m. for all persons interested in the proposed vacation of said street areas and public service easements.

**ADOPTED by the following vote:**

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

**220761 [Support for the Application for HCD's Local Government Matching Grants Program - MidPen Housing Corporation - 100% Affordable Housing - 850 Turk Street]****Sponsors: Mayor; Stefani and Preston**

Resolution 1) supporting MidPen Housing Corporation's ("Applicant") submission of application under the Excess Sites Local Government Matching Grants Program ("Program") to the Department of Housing and Community Development (HCD) ("Department") to receive Program funds in order to construct a 100% affordable, 91-unit multifamily rental housing development affordable to low-income households, including one resident manager unit (the "Project") at a state-owned Excess Site located at 850 Turk Street ("Property"); and 2) supporting the Applicant to submit the Project Budget and Anticipated and Committed Project Sources to be included in their application.

**ADOPTED by the following vote:**

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

**Recommendations of the Public Safety and Neighborhood Services Committee**

*President Walton requested File Nos. 220564, 220565, and 220625 be called together.*

**220564 [Liquor License Transfer - 304 Clement Street - Olive]**

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Golden Stage Consulting, LLC, doing business as Olive, located at 304 Clement Street (District 1), 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)

**ADOPTED by the following vote:**

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

**220565 [Liquor License - 110 Folsom Street - Mili Wine Bar]**

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to Unwinedsf LLC, doing business as Mili Wine Bar, located at 110 Folsom Street in the Mira Condominium Complex (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

**ADOPTED by the following vote:**

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

**220625 [Liquor License - 500 Jefferson Street - South End Rowing Club]**

Resolution determining that the issuance of a Type-51 non-profit club on-sale beer, wine, and distilled spirits liquor license South End Rowing Club, located at 500 Jefferson 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)

*Supervisors Peskin and Stefani disclosed they are members of the South End Rowing Club; however, they have been advised by the Office of the City Attorney that their membership does not pose a conflict of interest.*

**ADOPTED by the following vote:**

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

**Recommendations of the Rules Committee****220776 [Advanced Written Determination Regarding Statement of Incompatible Activities - Small Business Commission - William Ortiz Cartagena]**

**Sponsor: Peskin**

Motion finding that William Ortiz Cartagena's proposal to apply for grants administered by the Office of Economic and Workforce Development ("OEWD") and to seek assistance from OEWD relating to the non-profit on whose Board he serves on are not incompatible with the Statement of Incompatible Activities of the Small Business Commission, of which he is a member, subject to conditions.

**Motion No. M22-127**

**APPROVED by the following vote:**

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

**220796 [Appointment, Shelter Monitoring Committee - Jeb (Britt) Creech]**

Motion appointing Jeb (Britt) Creech, term ending July 1, 2023, to the Shelter Monitoring Committee. (Rules Committee)

**Motion No. M22-128**

**APPROVED by the following vote:**

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

## **Supervisor Stefani Excused from Voting**

Supervisor Peskin, seconded by Supervisor Melgar, moved that Supervisor Stefani be excused from voting on File No. 220810. The motion carried by the following vote:

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

### **220810 [Appointment, Reentry Council - Supervisor Catherine Stefani]**

Motion appointing Supervisor Catherine Stefani, term ending June 1, 2024, to the Reentry Council. (Clerk of the Board)

**Motion No. M22-129**

**APPROVED** by the following vote:

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

## **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 Melgar introduced, welcomed, and presented a Certificate of Honor to Ramon Oropeza, Sr. and Inocensia Oropeza on the occasion of their retirement from Villa d'Este and in recognition of their many accomplishments and continued community support.*

*Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to the San Francisco Youth Baseball League in recognition of their winning season and amazing team accomplishments.*

## **COMMITTEE REPORTS**

### **Recommendation of the Government Audit and Oversight Committee**

#### **220506 [Board Response - Civil Grand Jury Report - Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program]**

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 "Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Clerk of the Board)

*(This item was not sent as a committee report.)*

**220775 [Memorandum of Understanding - JPB Caltrain Governance]****Sponsors: Walton; Mandelman and Safai**

Resolution approving the Memorandum of Understanding between the Peninsula Corridor Joint Powers Board, Santa Clara Valley Transportation Authority, San Mateo County Transit District, and City and County of San Francisco relating to the governance of the Joint Powers Board (JPB).

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

**ADOPTED by the following vote:**

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

**Recommendations of the Land Use and Transportation Committee**

*President Walton requested File Nos. 220130, 220757, and 220771 be called together.*

**220130 [Planning Code - Conditional Use Appeals]****Sponsors: Melgar; Peskin, Walton, Preston, Ronen and Chan**

Ordinance amending the Planning Code to allow the signatures of Verified Tenants to count towards the threshold needed to permit an appeal of a Conditional Use authorization; clarifying timelines applicable to appeals of Conditional Use authorizations; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

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

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

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

**220757 [Planning Code - Landmark Designation - Mother's Building in San Francisco Zoo]****Sponsors: Melgar; Mar, Chan and Peskin**

Ordinance amending the Planning Code to designate Mother's Building, situated within San Francisco Zoological Gardens, 1 Zoo Road, southeast of Great Highway and Sloat Boulevard, in Assessor's Parcel Block No. 7281, Lot No. 006, 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.

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

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

**220771 [Commemorative Street Name Designation - "Polytechnic Way" - 600 Block of Frederick Street]****Sponsors: Mandelman; Preston**

Resolution adding the commemorative street name "Polytechnic Way" to the 600 block of Frederick Street in recognition of San Francisco's first public high school and its contribution to the education of thousands of San Franciscans from 1894 to 1972.

**ADOPTED by the following vote:**

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

## **Recommendations of the Rules Committee**

### **220808 [Administrative, Campaign and Governmental Conduct Codes - Early Childhood Department and Advisory Committee]**

**Sponsors: Mayor; Melgar, Mandelman and Safai**

Ordinance amending the Administrative and Campaign and Governmental Conduct Codes to establish a Department of Early Childhood as successor to the Office of Early Care and Education and First Five San Francisco; establish an Early Childhood Community Oversight and Advisory Committee as successor to the Office of Early Care and Education Citizens' Advisory Committee; and update the responsibilities of the Children and Families First Commission.

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

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

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

### **220777 [Advanced Written Determination Regarding Statement of Incompatible Activities - Small Business Commission - Tiffany Carter]**

**Sponsor: Peskin**

Motion finding that Tiffany Carter's proposal to apply for grants and contracts administered by the Office of Economic and Workforce Development ("OEWD") and to seek assistance from OEWD relating to the growth of the restaurant she owns and to benefit the mission of SF Black Wallstreet LLC and SF Black Wallstreet Foundation are not incompatible with the Statement of Incompatible Activities of the Small Business Commission, of which she is a member, subject to conditions.

**Motion No. M22-130**

**APPROVED by the following vote:**

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

### **220795 [Mayoral Reappointment, Entertainment Commission - Lieutenant David Falzon]**

Motion approving the Mayor's nomination for reappointment of Lieutenant David Falzon to the Entertainment Commission, term ending July 1, 2026. (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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 7, 2022.)

**Motion No. M22-131**

**APPROVED by the following vote:**

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

**220839 [Mayoral Appointment, Board of Appeals - John Trasvina]**

Motion approving the Mayoral nomination for the appointment of John Trasvina to the Board of Appeals, for a term ending July 1, 2026. (Clerk of the Board)

(Charter, Section 4.106, 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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 15, 2022.)

**Motion No.** M22-132

**APPROVED** by the following vote:

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, 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 Walton, Supervisor Safai assumed the chair at 4:37 p.m. The President resumed the chair at 4:39 p.m.*

## PUBLIC COMMENT

*Sherman Tilman; expressed gratitude for the Board's support of a street name change.*

*Lisa Brewer; expressed gratitude for the Board's support of a street name change.*

*Barry Alexander; expressed support of newly introduced legislation regarding alternative medicine.*

*Speaker; expressed support of newly introduced legislation regarding alternative medicine.*

*Courtney Ellington; expressed support of newly introduced legislation regarding alternative medicine.*

*Lauren Hall; shared their condolences and thoughts regarding the In Memoriam for Liz Pocock.*

*Rev. Dr. Susanna Singer; shared their condolences and thoughts regarding the In Memoriam for Liz Pocock.*

*Malinka Moye; shared their personal experiences with various City departments.*

*Dr. Jen Christian; expressed support of newly introduced legislation regarding alternative medicine.*

*Marjorie Sterm; expressed support of newly introduced legislation regarding alternative medicine.*

*Maika Pinkston; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Benson Adel; expressed support of the Resolution urging the state to suspend the requirement to relocate Laguna Honda Hospital patients (File No. 220868).*

*Speaker; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*



*Tolan Lane; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Lavette Arnold; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Juanita Benford; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Michael Jackson; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Sala Haquekyah Chandler; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Sarah Benton; shared their personal experiences and need to find a place to stay.*

*Avania Munty; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Daquinda Johnson; expressed concerns regarding a certain residential landlord in the Bayview Hunters Point neighborhood.*

*Francisco Da Costa; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point neighborhood.*

*Jordan Davis; expressed support of newly introduced legislation regarding alternative medicine.*

*Lydia Ely; expressed gratitude for actions taken around housing.*

*Benjamin Manton; expressed support of newly introduced legislation regarding alternative medicine.*

*Dr. Teresa Palmer; expressed support of the Resolution urging the state to suspend the requirement to relocate Laguna Honda Hospital patients (File No. 220868).*

*Cheryl Thornton; expressed support of the Resolution urging the state to suspend the requirement to relocate Laguna Honda Hospital patients (File No. 220868).*

*Blanca Castro; expressed support of the Resolution urging the state to suspend the requirement to relocate Laguna Honda Hospital patients (File No. 220868).*

*Peter Cohen; shared their condolences and thoughts regarding the In Memoriam for Liz Pocock.*

*Joe; expressed their disappointment in various actions taken by the Board of Supervisors.*

*Ms. Williams; expressed concerns regarding a certain residential landlord in the Bayview Hunters Point neighborhood.*

*Michael Lyon; expressed concerns regarding the treatment of patients with mental health issues.*

*Dr. Larry Norse; expressed support of newly introduced legislation regarding alternative medicine.*

*Patrick Monette-Shaw; expressed support of the Resolution urging the state to suspend the requirement to relocate Laguna Honda Hospital patients (File No. 220868).*

*Leilani; expressed the need to address incidents and unfair treatment in the Bayview Hunters Point and Double Rock neighborhoods.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **220860 [Tom Nolan Day - August 2, 2022]**

#### **Sponsors: Mandelman; Melgar**

Resolution declaring August 2, 2022, as Tom Nolan Day in the City and County of San Francisco in recognition of Tom Nolan's lifetime of exemplary public service and on the occasion of his well-deserved retirement.

**ADOPTED**

**220861 [Approval of a 90-Day Extension for Historic Preservation Commission to Respond to Landmark Designation Amendment Initiation of 429-431 Castro Street “Castro Theatre” (File No. 220550)]**

**Sponsor: Mandelman**

Resolution extending by 90 days the prescribed time within which the Historic Preservation Commission may respond to the landmark designation amendment initiation of 429-431 Castro Street "Castro Theatre" from the Board of Supervisors (File No. 220550).

**ADOPTED**

**220862 [Approval of a 90-Day Extension for Planning Commission Review of Nighttime Entertainment Castro Street Neighborhood Commercial District (File No. 220709)]**

**Sponsor: Mandelman**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 220709) amending the Planning Code to change the zoning controls in the Castro Street Neighborhood Commercial District to allow Nighttime Entertainment with a Conditional Use authorization on the second floor; 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**

**220869 [Commendation for Ramon Oropeza Sr. and Inocencia Oropeza]**

**Sponsor: Melgar**

Resolution recognizing and commending Ramon Oropeza Sr. and Inocencia Oropeza on the occasion of their retirement; and their many years of bringing joyful memories to San Franciscans at Villa D’Este.

**ADOPTED**

**220852 [Committee of the Whole - Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area - Zone One (File No. 220854) - September 20, 2022, at 3:00 p.m.]**

**Sponsor: Dorsey**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on September 20, 2022, at 3:00 p.m., to hold a public hearing to consider an Ordinance for the proposed Amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area (File No. 220854) to increase height and bulk limits on Block 4 of Zone One of the Transbay Redevelopment Project Area (Assessor’s Parcel Block No. 3739, Lot No. 010, located on the south side of Howard Street between Beale and Main Streets), by increasing the maximum height limit for tower buildings from 450 feet to 513 feet, and increasing certain maximum floor plate sizes.

**Motion No. M22-133**

**APPROVED**

**220870 [Appointment, Park, Recreation and Open Space Advisory Committee - Cyntia Salazar]**

Motion appointing Cyntia Salazar, term ending February 1, 2024, to the Park, Recreation and Open Space Advisory Committee. (Clerk of the Board)

**Motion No. M22-134**

**APPROVED**

**220805 [Final Map No. 10859 - 20 Belcher Street]**

Motion approving Final Map No. 10859, a two Lot Vertical Subdivision, Lot 2 contains three New Condominium Units, located at 20 Belcher Street, being a subdivision of Assessor's Parcel Block No. 3537, Lot No. 059; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M22-135**

**APPROVED**

**220849 [Final Map No. 11003 - 1555-6th Street]**

Motion approving Final Map No. 11003, a Merger and six Lot Subdivision Project, located at 1555-6th Street, being a subdivision of Assessor's Parcel Block No. 8709, Lot No. 011; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M22-136**

**APPROVED**

**220850 [Final Map 10714 - Potrero Power Station Mixed-Use Project]**

Motion approving Phased Final Map 10714 (related to a project known as Potrero Power Station Mixed-Use Project), the merger and re-subdivision of existing Parcels A through G, inclusive, of Document Number 2016-K334613, Official Records, resulting in 23 lots, including up to 772 residential condominium units and 70 commercial condominium units; approving a Public Improvement Agreement related to Phased Final Map 10714; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M22-137**

**APPROVED**

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

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

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

*Supervisor Melgar requested that File No. 220868 be severed so that it may be considered separately.*

**220868 [Urging United States Secretary Xavier Becerra and the Department of Health and Human Services to Suspend Requirement to Relocate and Transfer Patients from Laguna Honda Hospital]**

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

Resolution urging United States Department of Health and Human Services Secretary Xavier Becerra to suspend a requirement by the Centers for Medicare and Medicaid Services on relocating and transferring vulnerable patients at Laguna Honda Hospital and Rehabilitation Center; and to extend coverage of Medicare and Medicaid payments until the end of year.

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

**Supervisor Melgar, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 8, by changing ‘the end of year’ to ‘the determination on recertification’; on Page 2, Line 16, by adding ‘As of July 20, 2022’, and changing ‘three’ to ‘four’; and on Page 3, Line 4, by striking ‘until the end of the year’. The motion carried by the following vote:**

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Resolution urging United States Department of Health and Human Services Secretary Xavier Becerra to suspend a requirement by the Centers for Medicare and Medicaid Services on relocating and transferring vulnerable patients at Laguna Honda Hospital and Rehabilitation Center; and to extend coverage of Medicare and Medicaid payments until the determination on recertification.

**ADOPTED AS AMENDED by the following vote:**

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

Supervisor Peskin requested that File No. 220866 be severed so that it may be considered separately.

**220866 [Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments - November 8, 2022, Consolidated General Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 8, 2022, Consolidated General Election. (Clerk of the Board)

Supervisor Walton, seconded by Supervisor Safai, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 1-2 (File No. 220535 Proponent Argument), by designating 'Supervisor Safai' and striking all other names; on Page 2, Lines 7-9 (File No. 220626 Proponent Argument), by designating 'Mayor Breed' and striking all other names; on Page 3, Lines 1-2 (File No. 220631 Proponent Argument), by designating 'Supervisor Chan' and striking all other names; on Page 3, Lines 12-13 (File No. 220635 Proponent Argument), by designating 'Supervisor Peskin' and striking all other names; on Page 3, Line 14, through Page 4, Line 3 (File No. 220636 Proponent Argument), by striking the entire reference to the ballot measure; on Page 4, Line 12 (File No. 220638 Proponent Argument), by designating 'Supervisor Preston' and striking all other names; on Page 4, Lines 21-22 (File No. 220639 Proponent Argument), by designating 'Supervisor Ronen' and striking all other names; on Page 5, Lines 9-10 (File No. 220640 Proponent Argument), by designating 'Supervisor Safai' and striking all other names; on Page 5, Lines 24-25 (File No. 220536 Proponent Argument), by designating 'Supervisor Mandelman' and striking all other names; on Page 6, Line 14 (File No. 220748 Proponent Argument), by leaving 'Mayor Breed'; on Page 6, Line 25 (File No. 220749 Proponent Argument), by leaving 'Mayor Breed'; on Page 7, Line 9 (File No. 220750 Proponent Argument), by designating 'Supervisor Mandelman' and striking all other names; on Page 12, Line 9 (File No. 220748 Opponent Argument), by designating 'Supervisor Peskin'; on Page 13, Line 15 ('Affordable Homes Now Initiative, Opponent Argument), by designating 'Supervisor Chan'; and on Page 7, Line 14, through Page 11, Line 20, and Page 12, Line 10, through Page 13, Line 13, by striking all ballot measure references for Opponent Arguments. The motion carried by the following vote:

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

**Motion No. M22-138**

**APPROVED AS AMENDED by the following vote:**

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

## IMPERATIVE AGENDA

*[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."*

**Supervisor Mandelman, seconded by Supervisor Ronen, moved ADOPTION of the serious injury finding. The motion carried by the following vote:**

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

*[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.*

**Supervisor Mandelman, seconded by Supervisor Ronen, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:**

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

### **220873 [Urging State Action to Protect Laguna Honda Hospital and Rehabilitation Center Patients]**

**Sponsors: Melgar; Mandelman and Peskin**

Resolution urging California Governor Gavin Newsom to proclaim a state of emergency in San Francisco County relating to the imminent risk of displacing the elderly and medically infirm patients of Laguna Honda Hospital and Rehabilitation Center (Laguna Honda Hospital); and urging Dr. Tomás Aragón, the Director of the California Department of Public Health (CDPH) and the State Health Officer, to withdraw CDPH's approval of the Laguna Honda Hospital Closure and Patient Relocation and Transfer Plan, to the extent that it requires transfer of all patients within four months.

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

*President Walton opened discussions on the Imperative Agenda item urging state action to protect Laguna Honda Hospital and Rehabilitation Center patients (File No. 220873), and inquired as to whether any individual wished to address the Board. Dr. Teresa Palmer; expressed various concerns relating to Laguna Honda Hospital. The President declared public comment closed.*

**ADOPTED by the following vote:**

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

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

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

### Introduced at the Request of a Department

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

## PROPOSED ORDINANCES

### 220840 [Settlement of Lawsuit - Linda Howdysshell - \$750,000]

Ordinance authorizing settlement of the lawsuit filed by Linda Howdysshell against the City and County of San Francisco for \$750,000; the lawsuit was filed on October 28, 2020, in San Francisco Superior Court, Case No. CGC-20-587334; entitled Linda Howdysshell v. City and County of San Francisco; the lawsuit involves alleged personal injury due to a fall from a retaining wall on a raised planter adjacent to a City sidewalk. (City Attorney)

07/18/22; RECEIVED FROM DEPARTMENT.

07/26/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### 220841 [Refund of Homelessness Gross Receipts Tax Overpayments for 2020 Tax Year]

Ordinance authorizing the Tax Collector, through April 30, 2023, to refund overpayments of Homelessness Gross Receipts Tax to taxpayers who paid estimated Homelessness Gross Receipts Taxes to the City for the 2020 tax year and reported \$50,000,000 or less in total taxable gross receipts for the 2020 tax year on a timely filed original Gross Receipts Tax return. (Treasurer-Tax Collector)

07/18/22; RECEIVED FROM DEPARTMENT.

07/26/22; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/26/2022.

**220842 [Settlement of Lawsuit - Theresa Moorehouse - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Theresa Moorehouse against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 7, 2020, in San Francisco Superior, Case No. CGC-20-587190; entitled Theresa Moorehouse v. City and County of San Francisco, et al.; the lawsuit involves an alleged trip and fall on a City sidewalk. (City Attorney)

07/18/22; RECEIVED FROM DEPARTMENT.

07/26/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**220843 [Administrative Code - Approval of Surveillance Technology Policies for Multiple City Departments]**

Ordinance approving Surveillance Technology Policies governing the use of 1) Automatic License Plate Readers by the Municipal Transportation Agency, 2) Biometric Processing Software or System by the Juvenile Probation Department, 3) Body-Worn Cameras by the Fire Department and Recreation and Park Department, 4) People-Counting Camera by the Library, 5) Security Cameras by the Department of Elections, 6) Third-Party Security Cameras by the Airport, Municipal Transportation Agency, Police Department, and War Memorial, 7) Location Management Systems by the Juvenile Probation Department and the Recreation and Park Department, 8) Computer Management System by the Library, and 9) Social Media Monitoring Software by the Library; and making required findings in support of said approvals. (City Administrator)

07/18/22; RECEIVED FROM DEPARTMENT.

07/26/22; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/25/2022.

## PROPOSED RESOLUTIONS

**220844 [Real Property Lease - Aardvark Storage Unlimited, Inc. - 600 Amador Street, Seawall Lot 344 - Initial Monthly Rent of \$99,961.20]**

Resolution approving Port Commission Lease No. L-16846 with Aardvark Storage Unlimited, Inc., a California corporation, dba American Storage, located at 600 Amador Street within Seawall Lot 344 for approximately 279,740 square feet of paved land for an initial monthly rent of \$99,961.20 and a term of five years with one one-year option to extend the term, to commence upon Board of Supervisors approval; and to authorize the Executive Director of Port to enter into any additions, amendments, or other 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 this Resolution. (Port)

07/11/22; RECEIVED FROM DEPARTMENT.

07/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.



**220845 [Lease Amendment No. 4 - World Duty Free Group North America, LLP - Terminal 2 Newsstands, Coffee and Specialty Store Lease No. 10-0232 - Reduction of Premises]**

Resolution approving Amendment No. 4 to the Terminal 2 Newsstands, Coffee and Specialty Store Lease No. 10-0232, between World Duty Free Group North America, LLP, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a reduction in the total leasehold square footage of the demised premises by approximately 20% which results in a reduction in the Minimum Annual Guarantee of \$302,625 with no change to the term of May 1, 2011, through June 30, 2023, effective upon approval by the Board of Supervisors. (Airport Commission)

07/13/22; RECEIVED FROM DEPARTMENT.

07/26/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**220846 [Settlement of Unlitigated Claims - Webcor Construction, L.P. - City to Receive \$361,412]**

Resolution approving the settlement of unlitigated claims through the payment of \$361,412 by Webcor Construction, L.P. to the City and County of San Francisco; the claims arise from Webcor's work on Public Works Contract No. 6694A, the San Francisco General Hospital Rebuild Program, and involve claimed defects to or problems with flooring and doors at the hospital; additional material terms of the settlement are that the City will release Webcor from responsibility for any and all demands, damages, obligations, causes of action, suits, and costs related to the subject claims. (City Attorney)

07/14/22; RECEIVED FROM DEPARTMENT.

07/26/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour of 6:36 p.m.*