

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, November 30, 2021 - 2:00 PM

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

*(remote public access provided via teleconference)*

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

**Regular Meeting**

---

SHAMANN WALTON, PRESIDENT

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

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### **Committee Membership**

**Budget and Appropriations Committee**  
Supervisors Haney, Safai, Mar, Ronen, Walton

**Budget and Finance Committee**  
Supervisors Haney, Safai, Mar

**Government Audit and Oversight Committee**  
Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**  
Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**  
Supervisors Mar, Stefani, Haney

**Rules Committee**  
Supervisors Peskin, Mandelman, Chan

**Youth, Young Adult, and Families Committee**  
Supervisors Ronen, Safai, Melgar

#### **Meeting Days**

Wednesday  
1:00 PM

Wednesday  
10:30 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

2nd Friday  
10:00 AM

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

**Volume 116    Number 39**

---

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

---

*The Board of Supervisors of the City and County of San Francisco met in regular session, and provided public comment through teleconferencing, on Tuesday, November 30, 2021, with President Shamann Walton presiding.*

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

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

*On March 17, 2020, the Board of Supervisors (Board) authorized their Board and Committee meetings to convene remotely and allow remote public comment via teleconference. Effective June 29, 2021, the Board and staff began to reconvene for in-person Board proceedings. Committee meetings will continue to convene remotely until further notice. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at <https://sfbos.org/remote-meeting-call>.*

*Members of the public may participate by phone or 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. Board 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.*

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

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

*Supervisor Ronen was noted not present.*

*There was a quorum of the Board 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.*

*Supervisor Ronen was noted present at 2:04 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 by dialing the provided telephone number. When connected, they will receive another prompt, dial \* 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. 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 October 19, 2021, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Stefani, seconded by Supervisor Preston, moved to approve the October 19, 2021, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

## AGENDA CHANGES

There were no agenda changes.

## CONSENT AGENDA

### Recommendations of the Government Audit and Oversight Committee

#### **211023 [Settlement of Lawsuit - David Joslyn - \$3,250,000]**

Ordinance authorizing settlement of the lawsuit filed by David Joslyn against the City and County of San Francisco for \$3,250,000; the lawsuit was filed on October 2, 2019, in San Francisco Superior Court, Case No. CGC-19-579230; entitled David Joslyn, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from medical negligence; other material terms of the settlement are that Iris Solano, Frederick Stewart Joslyn and Iris Lorraine Solano waive any potential future claims for wrongful death. (City Attorney)

**PASSED ON FIRST READING**

#### **211024 [Settlement of Lawsuit - Huan Zheng Fang and Zhouong Fang - \$2,000,000]**

Ordinance authorizing settlement of the lawsuit filed by Huan Zheng Fang and Zhouong Fang against the City and County of San Francisco for \$2,000,000; the lawsuit was filed on May 18, 2020, in San Francisco Superior Court, Case No. CGC-20-584474; entitled Huan Zheng Fang, et al. v. City and County of San Francisco, et al.; the lawsuit involves the wrongful death of plaintiffs' husband and son. (City Attorney)

**PASSED ON FIRST READING**

#### **211068 [Settlement of Lawsuit - Tamsyn Waterhouse - \$45,000]**

Ordinance authorizing settlement of the lawsuit filed by Tamsyn Waterhouse against the City and County of San Francisco for \$45,000; the lawsuit was filed on March 6, 2020, in San Francisco Superior Court, Case No. CGC-20-583543; entitled Tamsyn Waterhouse v. City and County of San Francisco; the lawsuit involves a flooding event inside the plaintiff's home. (City Attorney)

**PASSED ON FIRST READING**

**211069 [Settlement of Lawsuit - Christina Yiu and Jeremy Yiu - \$135,000]**

Ordinance authorizing settlement of the lawsuit filed by Christina Yiu and Jeremy Yiu against the City and County of San Francisco for \$135,000; the lawsuit was filed on December 4, 2019, in San Francisco Superior Court, Case No. CGC-19-581298; entitled Christina Yiu, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury arising from a motor vehicle accident. (City Attorney)

**PASSED ON FIRST READING**

**211070 [Settlement of Lawsuit - Victor Picazo - \$46,000]**

Ordinance authorizing settlement of the lawsuit filed by Victor Picazo against the City and County of San Francisco for \$46,000; the lawsuit was filed on April 3, 2019, in San Francisco Superior Court, Case No. CGC-19-575009; entitled Victor Picazo v. George Gascon, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

**PASSED ON FIRST READING**

**211026 [Settlement of Unlitigated Claim - Covidien Sales LLC - Medtronic to Pay City \$800,000]**

Resolution approving the settlement of the unlitigated claim filed by the City against Covidien Sales LLC, a Medtronic Company (Medtronic) for \$800,000 including the return of a ventilator fleet at Medtronic's expense. (City Attorney)

**Resolution No. 539-21**

**ADOPTED**

**211066 [Settlement of Unlitigated Claim - Shimmick Construction Company, Inc. and F.D. Thomas, Inc. - City to Receive \$750,000]**

Resolution approving settlement of the unlitigated claim filed by the City and County of San Francisco against Shimmick Construction Company, Inc. ("Shimmick") and F.D. Thomas, Inc. ("F.D. Thomas") for \$750,000; the claim involves compensation for construction defects allegedly caused by Shimmick Construction Company and F.D. Thomas, Inc. (City Attorney)

**Resolution No. 542-21**

**ADOPTED**

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

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

#### 211022 [Park Code - Parking Fees and Fines, Park Patrol Enforcement]

**Sponsor: Mayor**

Ordinance authorizing the Municipal Transportation Agency (SFMTA) to set parking rates at the Kezar Stadium Parking Lot, and Golden Gate Park Underground Parking Facility in accordance with Park Code provisions that authorize SFMTA rate-setting on park property and subject to Board of Supervisors approval, and making conforming edits to the Park Code; increasing parking rates for berth-holders at the Marina Small Craft Harbor; clarifying that the fines for certain violations of the Transportation Code apply to similar violations occurring on park property; clarifying the authority of Park Patrol to enforce the Park Code and issue parking citations; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 218-21**

**FINALLY PASSED by the following vote:**

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

#### Supervisor Mandelman Excused from Voting

*Supervisor Mandelman requested to be excused from voting on File No. 211097, due to a possible conflict of interest.*

**Supervisor Peskin, seconded by Supervisor Ronen, moved that Supervisor Mandelman be excused from voting on File No. 211097. The motion carried by the following vote:**

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

Excused: 1 - Mandelman

#### 211097 [Appropriation and De-Appropriation - Department of Public Works and City Planning Department - Department of Public Works - Buena Vista Horace Mann K-8 Community School - \$140,574 - FY2021-2022]

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

Ordinance de-appropriating \$71,365 previously appropriated to the Department of Public Works (DPW) and \$69,209 previously appropriated to the City Planning Department (CPC), and re-appropriating \$140,574 to the Department of Public Works for a safety needs assessment at Buena Vista Horace Mann K-8 Community School in Fiscal Year (FY) 2021-2022.

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

**Ordinance No. 220-21**

**FINALLY PASSED by the following vote:**

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

Excused: 1 - Mandelman

**211126 [Accept and Expend Grant - Retroactive - Bloomberg Philanthropies - Digital Innovation Grant - Amendment to the Annual Salary Ordinance for FYs 2021-2022 and 2022-2023 - \$3,407,000]**

**Sponsors: Mayor; Safai and Haney**

Ordinance retroactively authorizing the Office of the Mayor to accept and expend a grant in the amount of \$3,407,000 from Bloomberg Philanthropies, and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years (FYs) 2021-2022 and 2022-2023) to provide for the addition of one grant funded Class 0904 Mayoral Staff XVI position (FTE 1.0) at the Office of the Mayor, two grant funded Class 1043 Engineer positions (FTE 2.0) at the Office of the City Administrator, and two grant funded Class 1053 Senior Business Analyst positions (FTE 2.0) at the Office of the City Administrator, for the period of October 1, 2021, through August 31, 2024. (Fiscal Impact)

**Ordinance No. 216-21**

**FINALLY PASSED by the following vote:**

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

Noes: 1 - Preston

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

**210807 [Planning Code - Repealing Article 12 Regarding Oil and Gas Facilities]**

**Sponsors: Chan; Mandelman, Preston and Ronen**

Ordinance amending the Planning Code to repeal Article 12, which contains regulations governing land use activities associated with oil and gas exploration, development, and processing; amending the definitions of Heavy Manufacturing 2 and Heavy Manufacturing 3 to exclude oil and gas production or processing for fuel purposes as allowable Industrial Uses; 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 Ronen requested to be added as a co-sponsor.*

**Ordinance No. 217-21**

**FINALLY PASSED by the following vote:**

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

**211028 [Acceptance and Public Dedication of 12-Kilovolt Power Facilities - Mission Rock]**

**Sponsor: Mayor**

Ordinance accepting the irrevocable offer of a 12-kilovolt power line and associated facilities ("12-kV Line") servicing the Seawall Lot 337 and Pier 48 Mixed-Use Project, bounded by 3rd Street and Mission Rock Street, subject to conditions and limitations; dedicating the 12-kV Line to public use; designating the 12-kV Line for public power purposes; accepting the 12-kV Line for maintenance and liability purposes; affirming the Planning Department's determinations 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 regarding the 12-kV Line; and authorizing official acts in connection with this Ordinance, as defined herein.

**Ordinance No. 219-21**

**FINALLY PASSED by the following vote:**

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

## **Recommendation of the Rules Committee**

### **211031 [Administrative Code - Request for Sheriff's Services]**

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

Ordinance amending the Administrative Code to authorize the Sheriff to contract with private individuals and private entities to provide supplemental law enforcement services.

**Supervisor Safai, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of December 7, 2021. The motion carried by the following vote:**

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

## **NEW BUSINESS**

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

### **210538 [Appropriation - Fiscal Cliff Reserve \$64,150,000 - Mayor's Office of Housing and Community Development - \$64,150,000 for Social Housing - FY2021-2022]**

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

Ordinance appropriating \$64,150,000 from the Fiscal Cliff Reserve to the Mayor's Office of Housing and Community Development for the acquisition, creation and operation of affordable, social housing under the Housing Stability Fund in Fiscal Year (FY) 2021-2022.  
(Fiscal Impact)

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

Ayes: 8 - Chan, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Walton

Noes: 3 - Melgar, Safai, Stefani

### **211099 [Waiver of Banner Fees - "Shop & Dine in the 49" Campaign]**

**Sponsors: Stefani; Mandelman**

Ordinance waiving the banner fees under Public Works Code, Section 184.78, for the placement of up to 300 banners per year, for three years starting on November 20, 2021, by the Office of Economic and Workforce Development to publicize the City's "Shop & Dine in the 49" campaign; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

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



**200370 [Agreement Amendment - San Francisco AIDS Foundation - HIV Prevention - City-Wide Syringe Access and Disposal Services - Not to Exceed \$42,115,471]**

Resolution approving Amendment No. 3 to the agreement between the San Francisco AIDS Foundation and the Department of Public Health to provide HIV prevention services through City-wide syringe access and disposal services; to increase the contract amount by \$6,507,312 for a total amount not to exceed \$42,115,471 with no change to the contract term of July 1, 2016, through June 30, 2026, to commence upon Board approval. (Public Health Department) (Fiscal Impact)

**Resolution No. 538-21**

**ADOPTED by the following vote:**

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

**211053 [Affordable Housing Agreement - Pacific Gas and Electric Company - Term of Ten or More Years]**

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

Resolution approving an agreement between the City and County of San Francisco and Pacific Gas and Electric Company establishing requirements for certain affordable housing projects to connect to the electric grid for a term of ten or more years, to commence following approval by the Federal Energy Regulatory Commission.

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

**Resolution No. 541-21**

**ADOPTED by the following vote:**

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

**211087 [Conditional Property Exchange Agreement - EQX Jackson SQ Holdco LLC - Potential Exchange of 530 Sansome Street for a Portion of 425-439 Washington Street]**

Resolution ratifying the Conditional Property Exchange Agreement and Related Transaction Documents with EQX Jackson SQ Holdco LLC for a transfer of City real property at 530 Sansome Street (Assessor's Parcel Block No. 0206, Lot No. 017), under the jurisdiction of the Fire Department, in exchange for a portion of the real property at 425-439 Washington Street (Assessor's Parcel Block No. 0206, Lot Nos. 013 and 014); authorizing the Director of Property and City staff to proceed with the proposed Fire Station development project, subject to several conditions, as defined herein; adopting findings pursuant to 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. (Real Estate Department)

**Resolution No. 543-21**

**ADOPTED by the following vote:**

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



**211102 [Apply for Grant - Centers for Disease Control and Prevention - Integrated HIV Surveillance and Prevention Programs for Health Departments - \$5,008,377 - 2022]**  
**Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of Public Health to submit a one-year application for Calendar Year 2022 to continue to receive funding for the Integrated HIV Surveillance and Prevention Programs for Health Departments from the Centers of Disease Control and Prevention, requesting \$5,008,377 in HIV prevention funding for San Francisco from January 1, 2022, through December 31, 2022. (Public Health Department)

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

**Resolution No. 544-21**

**ADOPTED by the following vote:**

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

**211154 [San Francisco Unified School District General Obligation Bonds - Not to Exceed \$284,250,000]**

**Sponsors: Mayor; Ronen**

Resolution authorizing the issuance and sale of bonds of the San Francisco Unified School District; prescribing the terms of sale of not to exceed \$284,250,000 of said General Obligation Bonds, Election of 2016, Series C, by a negotiated sale; approving the form of a Bond Purchase Agreement; approving the forms of one or more paying Agent Agreements; and authorizing the execution of necessary documents and certificates relating to such bonds, as defined herein. (Fiscal Impact)

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

**Resolution No. 546-21**

**ADOPTED by the following vote:**

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

**211155 [Conveyance of Real Property - CH Acquisitions 2, LLC - 1979 Mission Street - Mayor's Office of Housing and Community Development - In Lieu Land Dedication]**  
**Sponsors: Mayor; Ronen**

Resolution approving and authorizing an agreement for the conveyance and acceptance by the Director of Property, on behalf of the Mayor's Office of Housing and Community Development ("MOHCD") and CH Acquisitions 2, LLC, of a parcel of real estate consisting of approximately 57,325 square feet in land area, located at 1979 Mission Street ("Property"), pursuant to a land dedication permitted under Planning Code, Section 249.33, to satisfy affordable housing obligations under Planning Code, Sections 415 et seq.; placing the Property under the jurisdiction of MOHCD for future 100% affordable housing development consisting of approximately 200-338 dwelling units; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution, as defined herein, including assuming certain leases.

**Resolution No. 547-21**

**ADOPTED by the following vote:**

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

---

## **Referred Without Recommendation from the Budget and Finance Committee**

### **211150 [Business and Tax Regulations Code - Temporary Suspension of Cannabis Business Tax]**

**Sponsors: Mandelman; Haney**

Ordinance amending the Business and Tax Regulations Code to suspend the imposition of the Cannabis Business Tax through December 31, 2022.

(Fiscal Impact)

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

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

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

### **210452 [Planning Code - Exemption from Neighborhood Notification and Review Requirements for Grandfathered Medical Cannabis Dispensaries Converting to Cannabis Retail]**

**Sponsor: Mayor**

Ordinance amending the Planning Code to exempt Grandfathered Medical Cannabis Dispensaries that convert to Cannabis Retail Uses from neighborhood notification and review requirements; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302.

**Supervisor Melgar, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of December 7, 2021. The motion carried by the following vote:**

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

### **210810 [Planning Code - Business Signs on Awnings and Marquees]**

**Sponsors: Stefani; Chan, Melgar, Ronen and Mandelman**

Ordinance amending the Planning Code to allow business signs on awnings or marquees in addition to projecting signs in various neighborhood commercial and residential-commercial districts, and in certain Chinatown mixed use districts; applying business sign controls to additional Neighborhood Commercial Districts; 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 public necessity, convenience, and general welfare findings pursuant to Planning Code, Section 302.

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

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

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

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

### **211030 [Police, Health Codes - Regulation of Cannabis Businesses]**

#### **Sponsors: Safai; Mar, Chan and Preston**

Ordinance amending the Police Code to clarify that the Office of Economic and Workforce Development ("OEWD") may establish standards governing the certification of cannabis-related pre-apprenticeship programs that relate to social equity training, license incubation processes, underserved community outreach programs, and business plan development training; and amending the Health Code to extend from 120 days to between 150 and 180 days the period for which the Director of the Office of Cannabis ("OOC") may grant temporary authorization to medical cannabis dispensaries ("MCDs") to continue operating while they wait for the OOC to process their applications for cannabis business permits ("Temporary MCD Authorization"), and to add as prerequisites to Temporary MCD Authorization: that the MCD has established to the satisfaction of the OOC Director that there have been no complaints submitted to a City agency in the past 150 days that raise a significant health or safety concern regarding the MCD's operations; that OEWD has not made a determination, or has determined that the MCD ensures that 35% of its new hires shall be registered apprentices enrolled in an approved apprenticeship program if feasible; and for any MCD with ten or more employees, that OEWD has not made a determination, or has determined that the MCD has entered into or made good faith efforts to enter into a Labor Peace Agreement or a collective bargaining agreement with a Bona Fide Labor Organization.

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

**Supervisor Safai, seconded by Supervisor Melgar, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 13-17, by changing 'established to the satisfaction of the OOC Director that there have been no complaints submitted to a City agency in the past 150 days that raise a significant health or safety concern regarding the MCD's operations' to 'not been found to have violated health and safety standards developed by the Director to protect the health and safety of employees, neighbors, and customers'; and Page 3, Lines 13-20, by changing 'The Director is aware of no public health or safety complaints submitted in the prior 150 days to any City agency relating to the operation of the medical cannabis dispensary, or the medical cannabis dispensary has demonstrated to the satisfaction of the Director that any such public health or safety complaints are unfounded and/or fail to raise significant health or safety concerns regarding the operation of the medical cannabis dispensary.' to 'The medical cannabis dispensary has not been found to have violated health and safety standards developed by the Director to protect the health and safety of employees, neighbors, and customers'. The motion carried by the following vote:**

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

Ordinance amending the Police Code to clarify that the Office of Economic and Workforce Development (“OEWD”) may establish standards governing the certification of cannabis-related pre-apprenticeship programs that relate to social equity training, license incubation processes, underserved community outreach programs, and business plan development training; and amending the Health Code to extend from 120 days to between 150 and 180 days the period for which the Director of the Office of Cannabis (“OOC”) may grant temporary authorization to medical cannabis dispensaries (“MCDs”) to continue operating while they wait for the OOC to process their applications for cannabis business permits (“Temporary MCD Authorization”), and to add as prerequisites to Temporary MCD Authorization: that the MCD has not been found to have violated health and safety standards developed by the Director to protect the health and safety of employees, neighbors, and customers; that OEWD has not made a determination, or has determined that the MCD ensures that 35% of its new hires shall be registered apprentices enrolled in an approved apprenticeship program if feasible; and for any MCD with ten or more employees, that OEWD has not made a determination, or has determined that the MCD has entered into or made good faith efforts to enter into a Labor Peace Agreement or a collective bargaining agreement with a Bona Fide Labor Organization.

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

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

*President Walton requested File Nos. 211043 and 211124 be called together.*

**211043 [Liquor License Transfer - One Avenue of the Palms - Treasure Island Yacht Club]**

Resolution determining that the premise-to-premise transfer of a Type-51 non-profit club on-sale beer, wine, and distilled spirits liquor license to Treasure Island Yacht Club, Inc., to do business as The Treasure Island Yacht Club, located at One Avenue of the Palms, Building One, Suite 133 (District 6), 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)

**Resolution No. 540-21**

**ADOPTED by the following vote:**

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

**211124 [Liquor License Transfer - 4216-18 Street - Bottle Bacchanal]**

Resolution determining the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bottle Bacchanal, LLC, doing business as Bottle Bacchanal, located at 4126-18 Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Resolution No. 545-21**

**ADOPTED by the following vote:**

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

## **Recommendation of the Rules Committee**

### **211091 [Mayoral Reappointment, Entertainment Commission - Al Perez]**

Motion approving the Mayor's nomination for reappointment of Al Perez to the Entertainment Commission, for a term ending July 1, 2025. (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: October 19, 2021.)

**Motion No.** M21-164

**APPROVED** by the following vote:

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

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

**Supervisor Mar, seconded by Supervisor Peskin, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest(s). The motion carried by the following vote:**

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

*Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Bishop Megan Rhorer, the first openly transgender bishop of any mainline denomination in the country, in recognition of their accomplishments and continued community support.*

*Supervisor Peskin introduced, welcomed, and presented Certificates of Honor to Firefighter Ryan O'Donnell, Firefighter Tyler Kelly, Engine 51, Engine 14, Truck 14, Cliff Rescue 14, Rescue Boat 1, and B-07, in recognition of their heroic efforts as the team of first responders who executed a successful nighttime cliff and surf rescue on October 21, 2020.*

*Supervisor Peskin introduced, welcomed, and presented Certificates of Honor to Pat Mulligan, Director, Bianca Polovina, Linshao Chin, Maura Prendiville, and Josh Pastreich (Office of Labor Standards Enforcement) and Molly Alarcon (Office of the City Attorney), in recognition of their hard work and efforts securing the largest wage theft settlement in San Francisco history. Supervisors Ronen, Melgar, and Safai shared in this commendation.*

*Supervisor Safai introduced, welcomed, and presented Certificates of Honor to Joe Martinez and Melanie Santana (Mission Childcare Consortium) in recognition of their many accomplishments and continued community support.*

*Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to Sergio Pina (El Corazon Gallery) in recognition of their accomplishments and continued community support.*

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Sue Hestor; expressed concerns regarding the Motion that makes findings to allow teleconferenced meetings (File No. 211211).*

*Speaker; shared suggestions on acknowledging the numerous deaths of unhoused individuals. Matthew Sutter; shared condolences to a Supervisor, and expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Barry Taranto; shared condolences to a Supervisor, and expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Benjamin Ballast; shared condolences to a Supervisor, and expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Evelyn Engel; shared condolences to a Supervisor, and expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Jonathan; expressed concerns regarding a housing cap program and the Department of Public Health.*

*David Yee; expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Jordan Davis; shared condolences to a Supervisor, and expressed concerns regarding remote access to Board meetings and affordable housing.*

*Bobby Cunny; expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*Victor Poldatchar; expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

*J. Scott Evans; expressed concerns regarding public access to Board meetings and concerns regarding the Motion that makes findings to allow teleconferenced meetings (File No. 211211).*

*Speaker; shared condolences to a Supervisor, and expressed concerns regarding the Resolution urging collaboration to agree on taxi medallion prices and loan forgiveness for taxi medallion holders (File No. 211209).*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **211210 [Urging the MTA to Promote Unobstructed Pedestrian Access for Riders Boarding Public Transit]**

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

Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan to promote unobstructed pedestrian access for boarding public transit by eliminating parking in bus stops and making other necessary infrastructure improvements.

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

**Resolution No. 537-21**

**ADOPTED**

**211211 [Findings to Allow Teleconferenced Meetings During Declared Emergency]**

Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)

**Motion No. M21-165**

**APPROVED**

The foregoing items were acted upon by the following vote:

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

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

*Supervisor Peskin requested that File No. 211209 be severed so that it may be considered separately.*

**211209 [Urging the San Francisco Credit Union to Collaborate with SFMTA on Taxi Medallion Prices and Loan Forgiveness]**

**Sponsors: Peskin; Ronen, Melgar, Safai, Mandelman, Haney, Mar and Preston**

Resolution urging the San Francisco Federal Credit Union to collaborate with the San Francisco Municipal Transportation Agency (SFMTA) on agreeable medallion prices, loan forgiveness for medallion holders, and other reforms.

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

**Supervisor Peskin, seconded by Supervisor Melgar, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 17-20, by adding 'and WHEREAS, In negotiating its own path forward, SFMTA and the Credit Union can learn from the perspective of purchased taxi medallion holders who will be impacted by any resulting compromise;'; and Page 2, Line 25, through Page 3, Line X, by adding 'and, be it FURTHER RESOLVED, That purchased taxi medallion holders should be consulted with on any potential compromise.' The motion carried by the following vote:**

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

**Resolution No. 536-21**

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

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

**IMPERATIVE AGENDA**

*There were no imperative agenda items.*



## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

## ORDINANCES

### **211219 [Planning Code - Landmark Designation - Trocadero Clubhouse]**

**Sponsor: Mar**

Ordinance amending the Planning Code to designate Trocadero Clubhouse, located within Sigmund Stern Recreation Grove, northwest of 19th Avenue and Sloat Boulevard, in Assessor's Parcel Block No. 2488, 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)

11/12/21; RECEIVED FROM DEPARTMENT.

11/30/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/30/2021.  
11/29/21 - Supervisor Mar assumed primary sponsorship.

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

**Sponsors: Melgar; Mar**

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, 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.

11/30/21; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 12/30/2021.

### **211233 [Planning Code - Landmark Designation - 2778-24th Street]**

**Sponsor: Ronen**

Ordinance amending the Planning Code to designate 2778-24th Street (aka Casa Sanchez Building), Assessor's Parcel Block No. 4210, Lot No. 018, 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.

11/30/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/30/2021.

**211234 [Planning Code - Single, Two and Three-Family Home Bonus Program]****Sponsor: Safai**

Ordinance amending the Planning Code to create a density bonus program in RH-1 (Residential, House, One-Family) and RH-2 (Residential, House, Two-Family) zoning districts; 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.

11/30/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/30/2021.

**RESOLUTIONS****211235 [Contract Amendment - SF Americana LLC - Emergency Agreement - 121 Seventh Street - Not to Exceed \$16,430,164]****Sponsor: Mayor**

Resolution approving a third amendment to an emergency agreement between the Human Services Agency and SF Americana LLC, for the City's continued use of 143 hotel rooms and associated services located at the Americana Hotel on 121 Seventh Street; increasing the contract amount by \$6,670,714 for a total amount not to exceed \$16,430,164; and extending the booking period for a potential total term of March 24, 2020, through October 9, 2022.

(Fiscal Impact; No Budget and Legislative Analyst Report)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**211236 [Contract Amendment - 1231 Market Street Owner L.P. - Emergency Agreement - 1231 Market Street - Not to Exceed \$79,257,440]****Sponsor: Mayor**

Resolution approving a fifth amendment to an emergency agreement between the Human Services Agency and 1231 Market Street Owner L.P., for the City's continued use of 459 hotel rooms and associated services located at the Hotel Whitcomb on 1231 Market Street; increasing the contract amount by \$24,456,776 for a total amount not to exceed \$79,257,440; and extending the booking period, which expires on March 1, 2022, for a potential total term of April 8, 2020, through December 1, 2022.

(Fiscal Impact; No Budget and Legislative Analyst Report)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**211237 [Accept and Expend Gift - Retroactive - Bay Area Air Quality Management District - Wildfire Air Quality Response Program - Air Filtration Units - Estimated Market Value \$100,000]****Sponsor: Mayor**

Resolution retroactively authorizing the Department of Emergency Management to accept and expend a gift of new air filtration units with an estimated market value of \$100,000 from the Bay Area Air Quality Management District to support implementation of the Wildfire Air Quality Response Program for the project term of August 1, 2021, through July 31, 2024. (Department of Emergency Management)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**211238 [Accept and Expend Grant - Retroactive - Crankstart - Before and Aftercare Programs - \$10,000,000 - FYs 2021-2022 and 2022-2023]****Sponsors: Mayor; Ronen**

Resolution retroactively authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of \$10,000,000 from Crankstart for support to community-based organizations to provide before and aftercare programs for San Francisco Unified School District for Fiscal Years (FYs) 2021-2022 and 2022-2023. (Department of Children, Youth & Their Families)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**211239 [Accept and Expend Grant - Retroactive - The North Valley Workforce Development Board - CAREER National Dislocated Worker Grant - \$500,000]****Sponsor: Mayor**

Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$500,000 from the North Valley Workforce Development Board, a recipient of the grant award from United States Department of Labor for CAREER National Dislocated Worker Grant to expand San Francisco's public workforce development system to respond to an additional 100 dislocated workers impacted by COVID-19 for the grant period of October 1, 2021, through August 19, 2023. (Department of Economic and Workforce Development)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**211240 [Apologizing to Chinese Immigrants and Their Descendants]****Sponsors: Haney; Walton**

Resolution apologizing on behalf of the Board of Supervisors of the City and County of San Francisco to Chinese immigrants and their descendants for systemic and structural discrimination, targeted acts of violence, and atrocities and committing to the rectification and redress of past policies and misdeeds.

11/30/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**211241 [Urging Congress to Pass H.R. 5502 - INFORM Consumers Act]****Sponsors: Mandelman; Safai and Mar**

Resolution urging Congress to pass H.R. 5502, the INFORM Consumers Act, requiring online marketplaces to collect, verify, and disclose certain information from high-volume, third-party sellers, with no further amendments.

11/30/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**211248 [Rita Semel Day - November 15, 2021]****Sponsors: Melgar; Mandelman, Stefani, Walton, Preston, Safai and Mar**

Resolution retroactively declaring November 15, 2021, as Rita Semel Day in the City and County of San Francisco, in recognition of her many years of outstanding service in interfaith and civil rights work and celebrating her 100 years on this planet.

11/30/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**211242 [TEFRA Approval - Issuance and Sale of Limited Obligation Improvement Bonds - California Statewide Communities Development Authority - Chinese Hospital Association - Not to Exceed \$45,000,000]**

**Sponsors: Peskin; Haney**

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Limited Obligation Improvement Bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$45,000,000 to refinance the acquisition, construction and installation of seismic strengthening improvements and other authorized improvements in certain health care facilities owned and operated by Chinese Hospital Association, a California nonprofit public benefit corporation.

11/30/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**211243 [Approving Tax Reissuance of California Enterprise Development Authority Revenue Obligations - National Center for International Schools - Not to Exceed \$11,400,000]**

**Sponsor: Preston**

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Reissuance (for federal income tax purposes) of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$11,400,000 to finance or refinance certain educational and related facilities owned by National Center for International Schools.

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## MOTIONS

**211195 [Appointment, Commission on the Aging Advisory Council - Chris Dillon]**

Motion appointing Chris Dillon, term ending March 31, 2023, to the Commission on the Aging Advisory Council. (Clerk of the Board)

11/16/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**211218 [Appointments, Eastern Neighborhoods Community Advisory Committee - Irma Lewis and Jolene Yee]**

Motion appointing Irma Lewis and Jolene Yee, terms ending October 19, 2023, to the Eastern Neighborhoods Community Advisory Committee. (Clerk of the Board)

11/18/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**211244 [Board of Supervisors Regular Meeting Schedule - 2022]**

Motion establishing the 2022 Board of Supervisors Regular Meeting Schedule, pursuant to Board of Supervisors Rules of Order, Sections 4.2 and 4.2.1, by cancelling the Regular Board meetings of January 18, February 22, May 31, June 21, July 5, October 11, and November 29; and all Regular Board and Committee meetings during the spring, summer and winter breaks from March 28 through April 1, August 1 through September 5, and December 14, 2022 through January 6, 2023; and further suspending portions of Board Rule 4.2 to effectuate certain dates within the regular meeting schedule to augment the flow of business. (Clerk of the Board)

11/30/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## REQUESTS FOR HEARING

### **211245 [Hearing - Police Department Staffing Levels, Demand for Service, Recruitment and Retention]**

**Sponsors: Stefani; Safai**

Hearing to review the independent study on police staffing, current staffing levels, demands for service, and recruitment and retention initiatives at the Police Department; and requesting the Police Department to report.

11/30/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

### **211246 [Hearing - Review and Approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines - FYs 2022-2023 and 2023-2024]**

Hearing to consider the review and approval of the Budget Guidelines for the Board of Supervisors/Clerk of the Board Annual Budget for Fiscal Years (FYs) 2022-2023 and 2023-2024. (Clerk of the Board)

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **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

### **211220 [Settlement of Lawsuit - Peninsula Corridor Joint Powers Board - \$975,000]**

Ordinance authorizing settlement of the lawsuit filed by Peninsula Corridor Joint Powers Board against the City and County of San Francisco for \$975,000; the lawsuit was filed on February 14, 2019, in the Superior Court of California, County of San Francisco, Case No. CGC-19-573781; entitled Peninsula Corridor Joint Powers Board v. Golden Bay Fence Plus Iron Works, Inc., et al.; the lawsuit involves alleged trespass onto the Peninsula Corridor Joint Powers Board's real property and damage to that property, including the severing of subsurface fiber optic lines; other material terms of the settlement are the Peninsula Corridor Joint Powers Board, in exchange for the payment of the settlement sum, agrees to dismiss the lawsuit in its entirety with prejudice and negotiate in good faith a lease for the City's use of real property located at or near 1920 Evans Street in San Francisco. (City Attorney)

11/15/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**211221 [Settlement of Lawsuit - Dacari Spiers - \$700,000]**

Ordinance authorizing settlement of the lawsuit filed by Dacari Spiers against the City and County of San Francisco for \$700,000; the lawsuit was filed on March 6, 2020, in United States District Court, Northern District of California, Case No. 20-cv-01357-JSC; entitled Dacari Spiers v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

11/15/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**211222 [Settlement of Lawsuit - Brendan Mannix - \$225,000]**

Ordinance authorizing settlement of the lawsuit filed by Brendan Mannix against the City and County of San Francisco for \$225,000; the lawsuit was filed on August 16, 2018, in San Francisco Superior Court, Case No. CGC-18-568967; entitled Brendan Mannix v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

11/15/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**211223 [Settlement of Lawsuit - Leadwell Global Property LLC - Stipulated Assessed Value of \$152,600,000]**

Ordinance authorizing settlement of the lawsuit filed by Leadwell Global Property LLC against the City and County of San Francisco for a stipulated assessed value of the real property located at 1 Nob Hill Circle, aka 999 California Street, San Francisco, CA (Assessor's Parcel Block No. 0255, Lot No. 002) (the "Subject Property") of \$152,600,000 as of February 28, 2017, contingent upon the Assessment Appeals Board's approval; the lawsuit was filed on June 26, 2020, in San Francisco Superior Court, Case No. CGC-20-585163; entitled Leadwell Global Property LLC v. City and County of San Francisco, et al.; the lawsuit involves the assessed value of the Subject Property for property tax purposes as of the February 28, 2017 change in ownership date. (City Attorney)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**211224 [Settlement of Lawsuit - Noel Clay - \$70,750]**

Ordinance authorizing settlement of the lawsuit filed by Noel Clay against the City and County of San Francisco for \$70,750; the lawsuit was filed on January 16, 2019, in San Francisco Superior Court, Case No. CGC-19-572858; entitled Noel Clay v. City and County of San Francisco, Etelvina Blanco; the lawsuit involves an alleged injury when plaintiff's vehicle collided with a Department of Public Works vehicle. (City Attorney)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**211225 [Administrative Code - Cash Revolving Fund - City Administrator: Real Estate Division]**

Ordinance amending the Administrative Code to authorize a cash revolving fund with a maximum amount of \$7,000 for the Office of the City Administrator - Real Estate Division. (City Administrator)

11/22/21; RECEIVED FROM DEPARTMENT.

11/30/21; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 12/30/2021.



## PROPOSED RESOLUTIONS

### **211226 [Settlement of Unlitigated Claims - Luxe Valet, Inc. - \$243,233]**

Resolution approving the settlement of the unlitigated claims filed by Luxe Valet, Inc. against the City and County of San Francisco for \$243,233 plus release of outstanding gross receipts tax and payroll expense tax liabilities and related penalties, interest, and fees for tax years 2015-2017; the claims were filed on July 25, 2019, and September 13, 2019; the claims involve a refund of parking, gross receipts, and payroll expense taxes. (City Attorney)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **211227 [Real Property License - City of Daly City - Two Groundwater Project Wells - 377 and 370 South Park Plaza Drive, Daly City, San Mateo County, California]**

Resolution approving and authorizing the execution of a No-Fee License with the City of Daly City for the operation and maintenance of two Groundwater Project Wells on land owned by the City of Daly City located at 377 and 370 South Park Plaza Drive, Daly City, California; and authorizing the San Francisco Public Utilities Commission's General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein, for a term to commence upon execution of the License through June 30, 2034. (Public Utilities Commission)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **211228 [Contract - Intervision Systems LLC - Networking Equipment - Not to Exceed \$40,000,000]**

Resolution authorizing the Office of Contract Administration to enter into PeopleSoft Contract ID 1000023748 between the City and County of San Francisco and Intervision Systems LLC for the purchase of networking equipment, software and hardware/software support manufactured by Juniper Networks Inc., with a contract not to exceed amount of \$40,000,000 and a total contract duration of five years commencing on February 1, 2022, through January 31, 2027. (Office of Contract Administration)

(Fiscal Impact; No Budget and Legislative Analyst Report)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **211229 [Contract Agreement - Softnet Solutions LLC - Networking Equipment, Software and Hardware/Software Support - Not to Exceed \$10,000,000]**

Resolution authorizing the Office of Contract Administration to enter into a contract agreement between the City and County of San Francisco and Softnet Solutions LLC for the purchase of networking equipment, software and hardware/software support manufactured by Hewlett Packard Inc., with a contract not to exceed amount of \$10,000,000 for a total contract duration of five years commencing on February 1, 2022, through January 31, 2027. (Office of Contract Administration)

(Fiscal Impact; No Budget and Legislative Analyst Report)

11/19/21; RECEIVED FROM DEPARTMENT.

11/30/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.



### **Request Granted**

*From: Supervisor Walton*

*To: City Attorney*

*Requesting legislation from the City Attorney to prevent agencies or contractors that have violations with OLSE from entering into contracts or renewing their contracts with the City and to include an option for the City to terminate a contract if the Contractor does not correct their violations with OLSE within a certain time period.*

### **In Memoriams**

*Amir Ronen - Entire Board*

*Father Anthony P. Sauer, S.J. - Supervisor Stefani*

*Gerald Rankin, Sr. - President Walton*

### **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 5:25 p.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.*

*Approved by the Board of Supervisors on January 4, 2022.*

---

Angela Calvillo, Clerk of the Board