

SAN FRANCISCO PORT COMMISSION

Kimberly Brandon, President
Willie Adams, Vice President
Gail Gilman, Commissioner
Ed Harrington, Commissioner
Steven Lee, Commissioner

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Office: 415-274-0400

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Office: 415-274-0406

AGENDA PORT COMMISSION MEETING

TUESDAY, JULY 11, 2023
2:30 P.M. CLOSED SESSION
3:15 P.M. OPEN SESSION

PORT COMMISSION HEARING ROOM
FERRY BUILDING, SECOND FLOOR
SAN FRANCISCO, CA 94111

This meeting will be held in person at the location listed above. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or online at <https://sfgovtv.org/sfgovtv-live-events>. Instructions for providing remote public comment are below.

<p>TO STREAM THE LIVE MEETING:</p> <p>https://sfgovtv.org/sfgovtv-live-events</p> <p>TO LISTEN TO THE LIVE MEETING AND MAKE PUBLIC COMMENT REMOTELY:</p> <p>Dial 1-415-655-0001 United States Toll (San Francisco) Access Code: 2664 310 3650 ##</p> <p>Dial *3 to be added to the public comment queue for the item you would like to speak on.</p>	<p>If you are in the public comment queue, an audio prompt will indicate when it is your turn to speak.</p> <p>Public comment is limited to 3:00 minutes and must be in respect to the current agenda item.</p> <p>When making public comment, please:</p> <ul style="list-style-type: none">• Ensure you are in a quiet location• Turn off any TV's or radios around you• Speak Clearly
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The Port Commission Agenda as well as Staff Reports and other Explanatory Documents provided to the Port Commission are available for public inspection at the Pier 1 Reception Desk and posted on the Port's website at <https://sfport.com/meetings>.

1. CALL TO ORDER / ROLL CALL / RAMAYTUSH OHLONE LAND ACKNOWLEDGEMENT

2. APPROVAL OF MINUTES – June 13, 2023

3. PUBLIC COMMENT ON EXECUTIVE SESSION

4. EXECUTIVE SESSION

- A. Vote on whether to hold a closed session and to invoke the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.

(1) PUBLIC EMPLOYEE APPOINTMENT/HIRING

Title/Description of position to be filled: Chief Financial Officer.
Discussion and possible action pursuant to California Government Code Section 54957(b) and San Francisco Administrative Code Section 67.10(d).

(2) CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION MATTER (Discussion and Possible Action)

Discuss anticipated litigation matter pursuant to California Government Code Section 54956.9(d)(4) and San Francisco

Administrative Code Section 67.10(d)(2) (Discussion and possible action):

As Defendant As Plaintiff

Discussion of anticipated litigation by and among the Port, Chevron Environmental Management Company, BP Remediation Management, and Union Pacific Railroad related to contaminated sediments in the vicinity of the Mission Bay Ferry Landing site and Pier 64 and possible action approving an extension of an existing tolling agreement.

5. RECONVENE IN OPEN SESSION

- A. Possible report on actions taken in closed session pursuant to Government Code Section 54957.1 and San Francisco Administrative Code Section 67.12.
- B. Vote in open session on whether to disclose any or all executive session discussions pursuant to Government Code Section 54957.1 and San Francisco Administrative Code Section 67.12.

6. PLEDGE OF ALLEGIANCE

7. ANNOUNCEMENTS

- A. Announcement of Prohibition of Sound Producing Electronic Devices during the Meeting: Please be advised that the ringing of and use of cell phones and similar sound-producing electronic devices are prohibited at this meeting. The Chair may order the removal from the meeting room of any person responsible for the ringing of or use of a cell phone or other similar sound-producing electronic device.
- B. Announcement of Time Allotment for Public Comments: Please be advised that a member of the public has up to three minutes to make public comments on each agenda item unless the Port Commission adopts a shorter period on any item. Public comment must be in respect to the current agenda item. For in-person public comment, please fill out a speaker card and hand it to the Port Commission Affairs Manager. For remote public comment, instructions are on the first page of this agenda. During public comment, dial *3 to be added to the queue. An audio prompt will signal when it is your turn to speak.

8. PUBLIC COMMENT ON ITEMS NOT LISTED ON THE AGENDA

Public comment is permitted on any matter within Port jurisdiction that is not an agenda item. No Port Commission action can be taken on any matter raised other than to schedule the matter for a future agenda, refer the matter to staff for investigation or respond briefly to statements made or questions posed by members of the public. (Government Code Section 54954.2(a))

9. EXECUTIVE

- A. Executive Director's Report
 - Economic Recovery
 - Equity
 - Key Project Updates

10. CONSENT

- A. Request approval of a Cooperative Agreement Between the San Francisco Bay Area Rapid Transit District ("BART") and the Port of San Francisco for the Repair and Replacement of a Fire Water Line and Fire Hydrant and Delegation of Authority to Enter into Future Agreements to Repair Property for Tenants and Government Agencies. (Resolution 23-32)
- B. Request approval of Consent to Sublease ("Sublease") between Blue and Gold Fleet, L.P. and Worldwide Foods LLC, dba Cousins Maine Lobster ("Subtenant), under a month-to-month term to operate a café area, retail space, and mini food cart all totaling approximately 1,824 square feet located at Pier 41 on the Embarcadero near the foot of Powell Street. (Resolution 23-33)

- C. Request authorization to advertise for competitive bids for Construction Contract No. 2788, Hyde Street Harbor Repairs. (Resolution 23-34)
- D. Request authorization to advertise for competitive bids for Construction Contract No. 2796, South Beach Marina Repairs. (Resolution 23-35)

11. REAL ESTATE & DEVELOPMENT

- A. Informational Presentation to Consider and Possible Action to Approve the Proposed Fiscal Year 2023-24 Monthly Rental Rate Schedule, Monthly Parking Stall Rates and Special Event Rates (Parameter Rates). (Resolution 23-36)
- B. Informational Presentation to Consider and Possible Action to Approve a Resolution Recommending the Board of Supervisors Waive any Applicable Requirements of the Competitive Bidding Process with Respect to the Unsolicited Proposal from Fisherman's Wharf Revitalized LLC for the Leasing and Phased Development of Portions of SWL 300/301 and Pier 45 Sheds A and C in Fisherman's Wharf Generally Located Bayward of Jefferson Street between Taylor Street and Powell Street. (Resolution 23-37)

12. PLANNING & ENVIRONMENT

- A. Informational presentation on three (3) artists selected as finalists by the San Francisco Arts Commission (SFAC) Artist Selection Panel to develop artwork proposals for installation at the site of the Pier 27 Cruise Terminal Plaza, located at the Embarcadero between Chestnut and Lombard streets.

13. NEW BUSINESS

14. ADJOURNMENT

**PROPOSED FUTURE AGENDA
SUBJECT TO CHANGE**

August 8, 2023

	FACILITY/POLICY	ITEM	TITLE
1	Pier 50	Action	Authorization to award contract from a Request for Proposals to pre-qualified pool for the Pier 50 Earthquake Improvement Project, Initial Study and Pre-Design Services.
2	Portwide	Informational/ Possible Action	Informational presentation to consider and possible action to approve the updated debt policy.
3	Portwide	Informational	Maritime portfolio update.
4	Portwide	Informational	Update on the Waterfront Adaptation Strategies and Flood Study.
5	Portwide	Informational	Informational presentation on the comprehensive benefits and path to selected plan for the Army Corps of Engineers.

DATE TO BE DETERMINED

	FACILITY/POLICY	ITEM	TITLE
1	Seawall Lot 344	Action	Request approval of a Memorandum of Understanding with the Department of Homelessness and Supportive Housing (“HSH”) covering the Demobilization of the Shelter in Place Trailer Site in the Backlands at Seawall Lot 344 for a term of 10 months.
2	Pier 70, Parcel K North Plaza	Informational	Presentation of the Schematic Design of the Parcel K North Plaza located at the southeast corner of 20th and Illinois Streets.
3	Portwide	Informational	Presentation on competitive solicitation for operation of Port’s parking lots, located throughout the waterfront.
4	Piers 30-32 & SWL 330	Informational	Presentation on the project status with Strada Trammel Crow Companies Partnership LLC for the Piers 30-32 & SWL 330 the generally located along the Embarcadero between Bryant and Beale Streets.
5	Blue Greenway	Informational	Blue Greenway update.

6	Portwide	Informational	Expenditure Plan Proposal for \$10 million Economic Recovery Project.
7	Pier 96	Informational	Presentation on proposed 5-year lease with Recology San Francisco for operation of a single stream mixed materials recycling center.
8	Portwide	Informational	Informational presentation on the formation of the Community Facilities District at Pier 70 Historic Core.
9	Portwide	Informational	Informational presentation regarding Waterfront Resilience Program (WRP) Local Business Enterprise (LBE) Subcontracting and WRP Equity Actions.

**AUGUST, SEPTEMBER AND OCTOBER 2023
CALENDAR OF UPCOMING PORT MEETINGS – OPEN TO THE PUBLIC**

DATE	TIME	GROUP	LOCATION
AUGUST 8	2:00 PM Closed Session 3:15 PM Open Session	Port Commission	Port Commission Hearing Room (Ferry Building)
SEPTEMBER 12	2:00 PM Closed Session 3:15 PM Open Session	Port Commission	Port Commission Hearing Room (Ferry Building)
OCTOBER 10	2:00 PM Closed Session 3:15 PM Open Session	Port Commission	Port Commission Hearing Room (Ferry Building)

**COMPETITIVE SELECTION PROCESS COMMUNICATIONS
RESTRICTED COMMUNICATIONS PERIOD REPORT**

Date of Report: July 6, 2023

The following competitive solicitations are published and are within or will soon be within the Restricted Communications Period under the forthcoming Port Commission Competitive Selection Process Communications Policy.

DIVISION	TITLE	PUBLICATION DATE	CONTRACT MANAGER
Real Estate & Development	Restaurant Spaces Solicitations - Ferry Plaza East Building	2/3/2023	Ricky Tijani through Real Estate Division
Environmental and Planning	RFP Marsh Revegetation and Transitional Age Work Training Program	1/31/2023	Alysabeth Alexander-Tut
Environmental and Planning	As-Needed Hazardous Waste	Upcoming	Alysabeth Alexander-Tut and George Bibbins
Finance	RFQ Special Funds Administrator	Upcoming	Karolina Bufka and Alysabeth Alexander-Tut
Maritime	Dry Dock Sale Listing	6/6/2023	Charles Labitan and Alysabeth Alexander-Tut
Real Estate & Development	Micro Set Aside Janitorial	Upcoming	Kimberley Beal and Alysabeth Alexander-Tut
Special Event Administrator	Special Events and Catering Services	Upcoming	Alysabeth Alexander-Tut
Engineering	Request for Proposals for Underground Utility Location and Marking Services	Upcoming	Paul Chasan and Alysabeth Alexander-Tut
Engineering	Pier 50 Earthquake Improvement Project, Initial Study and Pre-design Services	Upcoming	Chris Horiuchi and Carlos Colon
Real Estate & Development	Restaurant Spaces Solicitations - Piers 33 1/2	1/16/2023	Sandra Oberle through Real Estate Division
Engineering	Ice Machine Design and Build	Upcoming	Simon Betsalel and Alysabeth Alexander-Tut

NOTES:

The San Francisco Port Commission meets regularly on the second Tuesday of every month, plus the fourth Tuesday of February and April, at 3:15 p.m. unless otherwise noticed. The Commission Agenda and staff reports are posted on the Port's Website at <https://sfport.com/meetings/15>. Contact Jenica Liu at (415) 274-0406 or jenica.liu@sfport.com.

Full Commission meetings are replayed on San Francisco cable via SFGovTV2 and streamed on the Internet. Broadband service is recommended for access. The Port Commission is generally broadcast on SFGovTV2, cable channel 78 on the 2nd & 4th Thursday of the month at 9 p.m. SFGovTV archives include a recording of each meeting, an agenda with links to the specific portion of the meeting, a file containing all closed captions for the deaf from the meeting and an MP3 recording of the meeting. The Port Commission meetings can be viewed online at http://sanfrancisco.granicus.com/ViewPublisher.php?view_id=92

The Fisherman's Wharf Waterfront Advisory Group (FWWAG) meetings are on hold. Contact Demetri Amaro at (415) 274-0260 or demetri.amaro@sfport.com.

The Maritime Commerce Advisory Committee (MCAC) meets every other month, on the third Thursday of the month, between 11:30 a.m. and 1:00 p.m. at Pier 1 and virtually. Contact Dominic Moreno at (415) 850-6819 or dominic.moreno@sfport.com.

The Northern Advisory Committee (NAC) meets on the third Wednesday of odd-numbered months at 5:30 p.m. at Pier 1 and virtually. Contact Patrick Foster at patrick.foster@sfport.com or check our website at <https://sfport.com/community> for more information.

The Southern Advisory Committee (SAC) meets on the fourth Wednesday of every month at 6:00 p.m. at the Southeast Community Center, 1550 Evans Avenue, and virtually. Contact Mark Paez at mark.paez@sfport.com or check our website at <https://sfport.com/community> for more information.

The Waterfront Design Advisory Committee (WDAC) meets virtually, as needed, jointly with the Design Review Board of the Bay Conservation and Development Commission on the first Monday of the month. The Committee meets virtually as needed on the fourth Monday of the month at 6:30 p.m. Contact Dan Hodapp at (415) 274-0625 or dan.hodapp@sfport.com

The Mission Bay Citizens Advisory Committee meets virtually on the second Thursday of the month at 5:00 p.m. Contact Marc Slutzkin at (415) 749-2516 or marc.slutzkin@sfgov.org.

ACCESSIBLE MEETING INFORMATION POLICY

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

DISABILITY ACCOMMODATIONS

To request assistive listening devices, sign language interpreters, readers, large print agendas or other accommodations, please contact Wendy Proctor, Port's ADA Coordinator at (415) 274-0592 or via email at wendy.proctor@sfport.com or Jenica Liu at (415) 274-0406 or via email at jenica.liu@sfport.com at least 72 hours in advance of the hearing. The Port's TTY number is (415) 274-0587.

LANGUAGE ASSISTANCE

311 Free language assistance / 免費語言協助 / Ayuda gratuita con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / •»“ »“®“À“ ’ • / Libreng tulong para sa wikang Tagalog

To request an interpreter for a specific item during the hearing, please contact Port's Language Access Liaison, Monica Lim at (415) 274-0471 or email her at monica.lim@sfport.com at least 48 hours in advance of the hearing.

SPANISH:

Agenda para la Comisión de Planificación. Si desea asistir a la audiencia, y quisiera obtener información en Español o solicitar un aparato para asistencia auditiva, llame Monica Lim al 415-274-0471. Por favor llame por lo menos 48 horas de anticipación a la audiencia.

CHINESE:

規劃委員會議程。聽證會上如需要語言協助或要求輔助設備，請致電Monica Lim 415-274-0471。
請在聽證會舉行之前的至少48個小時提出要求。

TAGALOG:

Adyenda ng Komisyon ng Pagpapalano. Para sa tulong sa lengguwahe o para humiling ng Pantulong na Kagamitan para sa Pagdinig (headset), mangyari lamang na tumawag kay Monica Lim sa 415-274-0471. Mangyaring tumawag nang maaga (kung maaari ay 48 oras) bago sa araw ng Pagdinig.

RUSSIAN:

Повестка дня Комиссии по планированию. За помощью переводчика или за вспомогательным слуховым устройством на время слушаний обращайтесь по номеру Monica Lim 415-274-0471. Запросы должны делаться минимум за 48 часов до начала слушания.

NOTICES

Know Your Rights Under the Sunshine Ordinance:

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance (Sections 67.1 et seq. of the San Francisco Administrative Code) or to report a violation of the ordinance, contact the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at (415) 554-7724; by fax at (415) 554-7854 or by email at soff@sfgov.org. Citizens can obtain a free copy of the Sunshine Ordinance by printing Sections 67.1 et seq. of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine>.

Prohibition of Ringing of Sound Producing Devices:

The ringing of and use of cell phones, pagers, and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic device.

Lobbyist Registration and Reporting Requirements:

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (SF Campaign & Government Conduct Code Sections §2.100 – 2.160) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness, Suite 3900, San Francisco, CA 94102, phone (415) 581-2300 or fax (415) 581-2317; web site: www.sfgov.org/ethics.

CEQA Appeal Rights under Chapter 31 of the San Francisco Administrative Code:

If the Commission approves an action identified by an exemption or negative declaration as the Approval Action (as defined in S.F. Administrative Code Chapter 31, as amended, Board of Supervisors Ordinance Number 161-13), then the CEQA decision prepared in support of that Approval Action is thereafter subject to appeal within the time frame specified in S.F. Administrative Code Section 31.16. Typically, an appeal must be filed within 30 calendar days of the Approval Action. For information on filing an appeal under Chapter 31, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, or call (415) 554-5184. If the Department's Environmental Review Officer has deemed a project to be exempt from further environmental review, an exemption determination has been prepared and can be obtained on-line at <http://sf-planning.org/index.aspx?page=3447>. Under CEQA, in a later court challenge, a litigant may be limited to raising only those issues previously raised at a hearing on the project or in written correspondence delivered to the Board of Supervisors, Planning Commission, Planning Department or other City board, commission or department at, or prior to, such hearing, or as part of the appeal hearing process on the CEQA decision.

Prohibited Contributions by Persons with Pending Land Use Matters:

Pursuant to Section 1.127 of the Campaign and Governmental Conduct Code, no person, or the person's Affiliated Entities, with a Financial Interest in a Land Use Matter pending before the Port Commission shall make any Prohibited Contribution at any time from the date of commencement of a Land Use Matter until 12 months have elapsed from the date that the Port Commission renders a final decision or ruling or any appeals to another city agency from that decision or ruling have been finally resolved. All capitalized terms in this provision are as defined in Section 1.127 of the Campaign and Governmental Conduct Code.