

# SAN FRANCISCO PORT COMMISSION

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

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## AGENDA PORT COMMISSION MEETING

TUESDAY, OCTOBER 10, 2023  
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><b>TO STREAM THE LIVE MEETING:</b></p> <p><a href="https://sfgovtv.org/sfgovtv-live-events">https://sfgovtv.org/sfgovtv-live-events</a></p> <p><b>TO LISTEN TO THE LIVE MEETING AND MAKE PUBLIC COMMENT REMOTELY:</b></p> <p>Dial 1-415-655-0001 United States Toll (San Francisco) Access Code: 2661 297 9775 ##</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"><li>• Ensure you are in a quiet location</li><li>• Turn off any TV's or radios around you</li><li>• Speak Clearly</li></ul>
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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 – September 12, 2023**

**3. PLEDGE OF ALLEGIANCE**

**4. 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.

**5. 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))

**6. EXECUTIVE**

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

**7. CONSENT**

- A. Request approval of a proposed new lease with Recology San Francisco for approximately seventy-four (74) months for operation of a single stream mixed materials recycling center at Pier 96. (Resolution 23-42)

- B. Request approval of proposed Lease No. L-17093 with Anderson Enterprises, Inc., a California corporation (“Anderson”) for approximately 116,343 square feet of paved land and 2,010 square feet of shed space at Pier 68/70 Shipyard for a term of three years with three mutually agreeable one-year options to extend, subject to Board of Supervisors’ approval. (Resolution 23-43)
- C. Request authorization for the Port to enter into an Agreement with the Office of Community Investment and Infrastructure (OCII) and the Recreation and Parks Department (RPD) for the Port and RPD to maintain and operate certain Mission Bay Parks that will be funded by Community Financing District # 5 (CFD #5) revenues until 2044. (Resolution 23-44)

**8. REAL ESTATE & DEVELOPMENT**

- A. Request approval of a resolution authorizing the Director to execute a Memorandum of Understanding with the Department of Homelessness and Supportive Housing (“HSH”) for temporary use of a portion of Seawall Lot 330 for the continued operation of the Embarcadero SAFE Navigation Center for a term of 2 years with one – 2-year option to extend. (Resolution 23-45)
- B. Request approval of (1) Phase 1 Revised Final Budget; (2) Contribution of Port Capital; and (3) Parcel Lease Amendment, for the Mission Rock Project at Seawall Lot 337, bounded by China Basin Channel, Third Street, Mission Rock Street and San Francisco Bay. (Resolution 23-46)
- C. Informational presentation and possible action to approve an Exclusive Negotiation Agreement with Fisherman’s Wharf Revitalized, LLC for the lease and phased development of portions of SWL 300/301 and Pier 45 Sheds A and C in Fisherman’s Wharf (the “Project”), generally located bayward of Jefferson Street between Taylor and Powell Streets. (Resolution 23-47)
- D. Informational presentation regarding leasing efforts for the Pier 33.5 restaurant space located at Bay Street and The Embarcadero and recommendation of Kuleto’s Waterside Italian Bistro as the most qualified proposer.

**9. NEW BUSINESS**

**10. ADJOURNMENT**

**PROPOSED FUTURE AGENDA  
SUBJECT TO CHANGE**

November 14, 2023

	<b>FACILITY/POLICY</b>	<b>ITEM</b>	<b>TITLE</b>
1	Portwide	Informational	Informational Update on Offshore Wind Energy.
2	Seawall Lot 337	Informational	Informational Item Proposing Changes to the form of Vertical Disposition and Development Agreement and Parcel Lease.
3	Seawall Lot 337	Informational	Informational Item Regarding Port's Acceptance of Phase 1 Improvements and Proposed DDA Amendment.
4	Pier 70	Action	Request approval for the formation of a new Community Facilities District for the Pier 70 Historic Core with Historic Pier 70, LLC (aka, Orton Development, Inc.) under Port's Lease Disposition and Development Agreement and Master Lease L-15814, each with Historic Pier 70, LLC.

**DATE TO BE DETERMINED**

	<b>FACILITY/POLICY</b>	<b>ITEM</b>	<b>TITLE</b>
1	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.
2	Portwide	Informational	Presentation on competitive solicitation for operation of Port's parking lots, located throughout the waterfront.
3	Piers 30-32 & SWL 330	Informational	Presentation on the project status with Strada Trammel Crow Companies Partnership LLC for Piers 30-32 & SWL 330 generally located along the Embarcadero between Bryant and Beale Streets.
4	Portwide	Informational	Expenditure Plan Proposal for \$10 million Economic Recovery Project.
5	Blue Greenway	Informational	Informational presentation on the Port's Blue Greenway projects.

6	Portwide	Informational	Informational presentation regarding Waterfront Resilience Program (WRP) Local Business Enterprise (LBE) Subcontracting and WRP Equity Actions.
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**NOVEMBER 2023, DECEMBER 2023 AND JANUARY 2024  
CALENDAR OF UPCOMING PORT MEETINGS – OPEN TO THE PUBLIC**

<b>DATE</b>	<b>TIME</b>	<b>GROUP</b>	<b>LOCATION</b>
NOVEMBER 14	2:00 PM Closed Session 3:15 PM Open Session	Port Commission	Port Commission Hearing Room (Ferry Building)
DECEMBER 12	2:00 PM Closed Session 3:15 PM Open Session	Port Commission	Port Commission Hearing Room (Ferry Building)
JANUARY 23 – to be confirmed	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:      October 5, 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.

<b>DIVISION</b>	<b>TITLE</b>	<b>PUBLICATION DATE</b>	<b>CONTRACT MANAGER</b>
Real Estate & Development	Restaurant Spaces Solicitations - Ferry Plaza East Building	2/3/2023	Ricky Tijani through Real Estate Division
Environmental and Planning	As-Needed Hazardous Waste	Upcoming	Alysabeth Alexander-Tut and George Bibbins
Maritime	Dry Dock Sale Listing	Upcoming	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
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
Maintenance, Real Estate, Security	Security Cameras, Security Gate, Key Card System	Upcoming	Alvin Sonza, Kyle Thomas, Jennifer Gee, Alysabeth Alexander-Tut, Patricia San Agustin
Engineering	RFI For Buy America Products	Upcoming	Noel Aquino and Alysabeth Alexander Tut
Maintenance	Crane Barge	Upcoming	Tim Felton, Rod Iwashita, Alysabeth Alexander-Tut
Engineering	Hyde St. Harbor Repair	Advertised 9/25/23- 10/20/23	Noel Aquino and Tim Leung
Engineering	South Beach Harbor Repair	Advertised 9/25/23- 10/20/23	Noel Aquino and Tim Leung

## **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](mailto: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](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](mailto: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](mailto: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](mailto: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](mailto: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](mailto: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](mailto: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](mailto:wendy.proctor@sfport.com) or Jenica Liu at (415) 274-0406 or via email at [jenica.liu@sfport.com](mailto: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, Tish McNorton at (415) 274-0400 or email her at [tish.mcnorton@sfport.com](mailto:tish.mcnorton@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 Tish McNorton al 415-274-0400. 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Tish McNorton 415-274-0400。  
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 Tish McNorton sa 415-274-0400. 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 Tish McNorton 415-274-0400. 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](mailto: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](http://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.