



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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PUBLIC COMMENT CALL-IN
1 (888) 204-5984 / Access Code 3501008

Tuesday, April 14, 2020 - 2:00 PM

Regular Meeting

NORMAN YEE, PRESIDENT
SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR,
AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Fewer, Walton, Mandelman, Yee, Ronen

Budget and Finance Committee

Supervisors Fewer, Walton, Mandelman

Government Audit and Oversight Committee

Supervisors Mar, Peskin, Haney

Joint City, School District, and City College Select Committee

Supervisors Haney, Fewer, Mar (Alt), Commissioners Moliga, Collins, Cook (Alt),
Trustees Randolph, Williams, Selby (Alt)

Land Use and Transportation Committee

Supervisors Peskin, Safai, Preston

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

Rules Committee

Supervisors Ronen, Stefani, Mar

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd Friday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

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AGENDA PACKET: Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719 聯絡 Linda Wong.

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol, Intsik at Tagalog para sa lahat ng mga regular at espesyal na pulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa pinakmababa na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485. There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

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 perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision 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 information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sof@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>

Ethics 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 & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit sfethics.org.

Remote Access to Information and Participation

In accordance with Governor Gavin Newsom’s statewide order for all residents to “Stay at Home” - and the numerous local and state proclamations, orders and supplemental directions - aggressive directives have been issued to slow down and reduce the spread of the COVID-19 virus. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely and allow for remote public comment, pursuant to the lifted restrictions on videoconferencing and teleconferencing. Therefore, Board of Supervisors meetings that are held through videoconferencing will allow remote public comment.

Watch San Francisco Cable Channel 26 or visit the SFGovTV website (www.sfgovtv.org) to stream the live meetings or watch them on demand. Members of the public are encouraged to participate remotely by submitting comments (www.sfbos.org/participate-and-submit-comments-remotely).

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As the COVID-19 disease progresses, please visit the Board’s website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process and the Board of Supervisors.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [February 25, 2020](#), and [March 3, 2020](#), Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By eight (8) votes, the Board of Supervisors may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

There were no questions submitted from Supervisors representing Districts 9, 10, or 11. The Mayor may address the Board for up to five minutes

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 5

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Peskin, Haney

1. [200175](#) **[Settlement of Lawsuit - Juan Ortiz - \$125,000]**
 Ordinance authorizing settlement of the lawsuit filed by Juan Ortiz against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 2, 2019, in United States District Court, Case No. 18-cv-07727 HSG; entitled Juan Ortiz v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

 04/07/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [200176](#) **[Settlement of Lawsuit - Erlinda Barahona and Saul Barahona - \$615,000]**
Ordinance authorizing settlement of the lawsuit filed by Erlinda Barahona and Saul Barahona against the City and County of San Francisco for \$615,000; the lawsuit was filed on December 18, 2018, in San Francisco Superior Court, Case No. CGC-18-572183; entitled Erlinda Barahona, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from collision with City vehicle. (City Attorney)

04/07/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [200177](#) **[Settlement of Lawsuit - Nancy Barsotti, et al. - \$190,000]**
Ordinance authorizing settlement of the lawsuit filed by Nancy Barsotti, Martin Beltran, Desmond Cotter, David Dawley, Paul Gallegos, Alan Harvey, Warren House, Ricky Hui, Tomie Ann Kato, James Kimball, Barry Lo, Colin Mackenzie, David Maxon, Mark Nicholas, Michael Orlando, George Petty III, Romelia Scott, Ellen Stein, and Richard Stevens against the City and County of San Francisco for \$190,000; the lawsuit was filed on February 6, 2014, in the Superior Court of California - County of San Francisco, Case No. CGC-14-537224; entitled Nancy Barsotti, et al. v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

04/07/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

4. [191150](#) **[Building Code - Mandatory Disability Access Improvements for Places of Public Accommodation - Extension of Time Deadlines]**
Sponsors: Yee; Mandelman

Ordinance amending the Building Code to extend for the time for existing buildings with a place of public accommodation to comply with the requirement to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship, to extend the period for granting extensions from those deadlines, and to extend the time for the Department of Building Inspection's Report to the Board of Supervisors.

04/07/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. [200077](#) **[Planning, Various Codes - Technical Corrections]**
Ordinance amending the Planning Code to correct typographical errors, update outdated cross-references, and make non-substantive revisions to clarify or simplify Code language; amending Article 4 to move the language regarding timing of fee payments to the beginning of the Article and cross-reference it in the individual impact fee sections, and to add an additional fee waiver based on the replacement of gross floor area in buildings damaged or destroyed by fire or other calamity; amending the Administrative, Health, and Police Codes to correct outdated Planning Code cross-references; 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 adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302. (Planning Commission)

04/07/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Walton, Mandelman

- 6. [200217](#) **[Ground Lease - California Barrel Company LLC - Potrero Power Station Mixed-Use Project - \$1 Annual Base Rent]**
Sponsors: Mayor; Walton
Resolution approving a Ground Lease between the City, acting by and through the Port Commission, and California Barrel Company LLC, for approximately 1.6 acres of shoreline property adjacent to the Potrero Power Station site generally bounded by 22nd Street to the north, the San Francisco Bay to the east, 23rd Street to the south, and Illinois Street to the west, for publicly-accessible open space for a term of 66 years at an annual base rent of \$1; and adopting findings under the California Environmental Quality Act.

(Fiscal Impact)

03/31/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Walton, Mandelman

7. [200212](#) **[Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Regional Catastrophic Preparedness Grant Program - United States Homeland Security - \$1,406,550]**
Sponsor: Mayor
Ordinance retroactively authorizing the Department of Emergency Management, as a fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend a grant in the amount of \$1,406,550 from the United States Department of Homeland Security for the Regional Catastrophic Preparedness Grant Program for the period of October 1, 2019, through June 30, 2020; and amending Ordinance No. 170-19 (Annual Salary Ordinance, File No. 190620 for FYs 2019-2020 and 2020-2021) to provide for the addition of two grant-funded part-time positions in Class 0931 Manager III (.30 FTE) and Class 1823 Senior Administrative Analyst (.75 FTE).

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

8. [191285](#) **[Planning Code - Lot Mergers, Neighborhood Notice, and Zoning Controls]**
Sponsor: Yee
Ordinance amending the Planning Code to require consideration of smaller commercial spaces when creating large lots, limiting lot frontages to 50 feet on Ocean Avenue, creating an exception from neighborhood notices for certain uses in the Ocean Avenue Neighborhood Commercial Transit District, and adding Arts Activity as a use to the Ocean Avenue Neighborhood Commercial Transit District; 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. [200147](#) **[Urging the Municipal Transportation Agency to Refrain from Any Muni Fare Increases]**
Sponsors: Preston; Haney, Walton, Mar and Safai
Resolution urging the Municipal Transportation Agency to refrain from any Muni fare increases for the FY2021-2022 budget.

Question: Shall this Resolution be ADOPTED?

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

In accordance with the "Declaration of Local Health Emergency Regarding Novel Coronavirus Disease 2019 (COVID-19)," special commendations have been suspended.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

PUBLIC COMMENT WILL BE TAKEN ON THE CONTINUANCE
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(Scheduled pursuant to Motion No. M20-004, approved January 14, 2020; continued from February 25, 2020, and March 17, 2020.)

(Due to the local health emergency, the President will entertain a motion to continue this Hearing indefinitely until the emergency is over; future scheduling will be decided for the appropriate meeting at a later date.)

10. [200036](#) **[Hearing - Committee of the Whole - Findings and Recommendations of Law Enforcement Staffing Numbers - April 14, 2020, at 3:00 p.m.]**

Sponsor: Yee

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 14, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive specific findings and recommendations regarding police staffing citywide; scheduled pursuant to Motion No. M20-004, approved January 14, 2020; and requesting the Police Department, Controller, and the Budget and Legislative Analyst to report.

02/25/2020; CONTINUED.

03/17/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

PUBLIC COMMENT WILL BE TAKEN ON THE CONTINUANCE 1 (888) 204-5984 / Access Code: 3501008

(Continued from March 3, 2020. Due to the local health emergency, the President will entertain a motion to continue this Hearing and associated Motions indefinitely until the emergency is over; future scheduling will be decided for the appropriate meeting at a later date.)

11. [200103](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - 1531-1581 Howard Street and 118-134 Kissling Street]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on December 24, 2019, for the proposed project at 1531-1581 Howard Street and 118-134 Kissling Street, Assessor's Parcel Block No. 3516, to reconfigure an existing motor vehicle repair operation by converting approximately 9,691 square feet of existing surface vehicle storage on Lot Nos. 56 and 64 to four-level parking stackers; converting approximately 8,069 square feet of existing surface vehicle storage on Lot Nos. 39, 40, 41, and 42 to four-level parking stackers, and constructing an approximately 1,283-gross-square-foot car wash on Lot No. 64; install metal screening on portions of the Kissling Street frontage and on portions of the Howard Street frontage; reduce the existing 42-foot-wide curb cut on the Howard Street frontage to approximately 29 feet wide and remove the existing curb cut on the Kissling Street frontage; and amending the Zoning Map by changing the zoning district for Lot Nos. 39, 40, 41, and 42 at the project site from RED (Resident Enclave) to RED-MX (Residential Enclave-Mixed). (District 6) (Appellant: Stephen Williams of the Law Office of Stephen M. Williams, on behalf of William Hedden) (Filed January 23, 2020) (Clerk of the Board)

03/03/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

12. [200104](#) **[Affirming the Categorical Exemption Determination - 1531-1581 Howard Street and 118-134 Kissling Street]**
Motion affirming the determination by the Planning Department that the proposed 1531-1581 Howard Street and 118-134 Kissling Street Project is categorically exempt from further environmental review. (Clerk of the Board)

03/03/2020; CONTINUED.

Question: Shall this Motion be APPROVED?
13. [200105](#) **[Conditionally Reversing the Categorical Exemption Determination - 1531-1581 Howard Street and 118-134 Kissling Street]**
Motion conditionally reversing the determination by the Planning Department that the proposed 1531-1581 Howard Street and 118-134 Kissling Street Project is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

03/03/2020; CONTINUED.

Question: Shall this Motion be APPROVED?
14. [200106](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 1531-1581 Howard Street and 118-134 Kissling Street]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed 1531-1581 Howard Street and 118-134 Kissling Street Project is categorically exempt from further environmental review. (Clerk of the Board)

03/03/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole**

PUBLIC COMMENT WILL BE TAKEN
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(Scheduled pursuant to Resolution No. 84-20 (File No. 200117); approved on March 6, 2020, continued from April 7, 2020.)

15. [200119](#) **[Hearing - Committee of the Whole - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - April 14, 2020, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 14, 2020, at 3:00 p.m., to hold a public hearing to consider the following legislation to form Special Tax District No. 2020-1 (Mission Rock Facilities and Services); a Resolution proposing the formation of the Special Tax District No. 2020-1 (Mission Rock Facilities and Services) and a future annexation area (File No. 200120); a Resolution determining necessity to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$ 3,700,000,000 (File No. 200121); a Resolution calling a special election for the Special Tax District No. 2020-1 (File No. 200122); a Resolution declaring the results of the special election (File No. 200123); a Resolution authorizing and ratifying issuance of bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 (File No. 200124); and an Ordinance levying Special Taxes for the Special Tax District No. 2020-1 (File No. 200125); scheduled pursuant to Resolution No. 84-20 (File No. 200117), adopted on February 25, 2020; continued on April 7, 2020. (Clerk of the Board)

04/07/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

16. [200120](#) **[Resolution of Formation - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**

Sponsor: Mayor

Resolution of formation of the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services) and a future annexation area; determining other matters in connection therewith, as defined herein; and making findings under the California Environmental Quality Act.

04/07/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

- 17. [200121](#) **[Determining Necessity to Incur Bonded Indebtedness and Other Debt - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Not to Exceed \$3,700,000,000]**
Sponsor: Mayor
Resolution determining the necessity to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

04/07/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

- 18. [200122](#) **[Calling Special Election - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**
Sponsor: Mayor
Resolution calling a special election in the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

04/07/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

- 19. [200123](#) **[Declaring Results of Special Election - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**
Sponsor: Mayor
Resolution declaring the results of the special election and directing recordation of the notice of special tax lien for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

04/07/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

- 20. [200124](#) **[Authorizing and Ratifying Issuance of Bonded Indebtedness and Other Debt - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Not to Exceed \$3,700,000,000]**
Sponsor: Mayor
Resolution authorizing and ratifying the issuance and sale of bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

04/07/2020; CONTINUED.

Question: Shall this Resolution be ADOPTED?

21. [200125](#) **[Levying Special Taxes - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**

Sponsor: Mayor

Ordinance levying special taxes within the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services).

04/07/2020; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Budget and Finance Committee at a Special Meeting on Monday, April 13, 2020, at 11:30 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, April 14, 2020.

22. [200363](#) **[Emergency Ordinance - Limiting COVID-19 Impacts through Safe Shelter Options]**

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

Emergency ordinance to require the City to secure 8,250 private rooms by April 26, 2020, through service agreements with hotels and motels for use as temporary quarantine facilities for people currently experiencing homelessness, people released from local hospitals with COVID-19 exposure or infection, and front-line workers in the COVID-19 crisis; waive the requirement under Charter, Section 9.118, that the Board of Supervisors approve the service agreements for private rooms; require daily reporting to the Board of Supervisors on the City's progress in procuring and providing the needed rooms; require congregate care facilities for the homeless to comply with social distancing practices and implement COVID-19 screening protocols; and direct the City to use best efforts to enable people leaving congregate care facilities for temporary rooms provided by the City to subsequently return to congregate care facilities.

(Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

Question: Shall this Ordinance be FINALLY PASSED?

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, April 13, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, April 14, 2020.

23. [191002](#) **[Planning Code - Geary-Masonic Special Use District]**
Sponsor: Stefani
Ordinance amending the Planning Code to modify the Geary-Masonic Special Use District regarding minimum parking requirements, ground floor ceiling heights, and to allow payment of an inclusionary housing fee; 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 adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.
Question: Shall this Ordinance be PASSED ON FIRST READING?
24. [200174](#) **[General Plan - Potrero Power Station Mixed-Use Project]**
Ordinance amending the General Plan to revise the Central Waterfront Plan, the Commerce and Industry Element, the Recreation and Open Space Element, the Transportation Element, the Urban Design Element, and the Land Use Index, to reflect the Potrero Power Station Mixed-Use Project; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)
Question: Shall this Ordinance be PASSED ON FIRST READING?
25. [200039](#) **[Planning Code, Zoning Map - Potrero Power Station Special Use District]**
Sponsors: Mayor; Walton
Ordinance amending the Planning Code and Zoning Map to establish the Potrero Power Station Special Use District, generally bound by 22nd Street and the southern portion of the newly created Craig Lane to the north, the San Francisco Bay to the east, 23rd Street to the south, and Illinois Street to the west; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.
Question: Shall this Ordinance be PASSED ON FIRST READING?

26. [200040](#) **[Development Agreement - California Barrel Company LLC - Potrero Power Station Mixed-Use Project]**
Sponsors: Mayor; Walton
Ordinance approving a Development Agreement between the City and County of San Francisco and California Barrel Company LLC, a California limited liability company, for the Potrero Power Station Mixed-Use Project at the approximately 29-acre site generally bounded by 22nd Street to the north, the San Francisco Bay to the east, 23rd Street to the south, and Illinois Street to the west, in the southeast part of San Francisco, with various public benefits, including 30% affordable housing and approximately 6.9 acres of publicly-accessible parks and open space; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); making public trust findings in accordance with the approval of a ground lease of Port-owned land; approving specific development impact fees and waiving any conflicting provisions in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B, 23, 56, 82, and 99, Planning Code, Sections 169 and 138.1, Public Works Code, Section 806(d), and Subdivision Code, Section 1348; and ratifying certain actions taken in connection therewith, as defined herein.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
27. [200086](#) **[Planning Code, Zoning Map - Bayview Industrial Triangle Redevelopment Area Rezoning]**
Sponsor: Walton
Ordinance amending the Planning Code by amending the Zoning Map to change the use classification of certain parcels in the Bayview Industrial Redevelopment Project Area (Project Area) from M-1 (Light Industrial) and NC-3 (Moderate-Scale Neighborhood Commercial) to PDR-1-G (General Production, Distribution, and Repair) and NCT-3 (Moderate-Scale Neighborhood Commercial Transit) Districts, and to change the height and bulk classification of certain parcels in the Project Area from 40-X to 65-X; 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.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
28. [200087](#) **[Planning Code, Zoning Map - Bayview Industrial Triangle Cannabis Restricted Use District]**
Sponsor: Walton
Ordinance amending the Planning Code and Zoning Map to create the Bayview Industrial Triangle Cannabis Restricted Use District; 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.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

The following item will be considered by the Rules Committee at a Regular Meeting on Monday, April 13, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, April 14, 2020.

29. [200355](#) **[Emergency Ordinance - Public Health Emergency Leave]**
Sponsors: Mar; Haney and Ronen
Emergency ordinance to temporarily require private employers with 500 or more employees to provide public health emergency leave during the public health emergency related to COVID-19.

(Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

Question: Shall this Ordinance be FINALLY PASSED?

30. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

31. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN
1 (888) 204-5984 / Access Code: 3501008

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

PUBLIC COMMENT for Items 32 through 37 will be taken during Item 31 - General Public Comment.

Items 32 through 37

32. [200321](#) **[Urging State and Federal Funding - San Francisco Bay Area Rapid Transit District and Municipal Transportation Agency]**
Sponsors: Haney; Preston, Walton and Mandelman
 Resolution urging state and federal emergency funding for the San Francisco Bay Area Rapid Transit District (BART) and the San Francisco Municipal Transportation Agency (MTA) to remain operational in light of operational and budget declines due to COVID-19; and affirming the role that BART and MTA play in transporting people to essential activities.
- 03/24/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 03/31/2020; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**
33. [200345](#) **[Urging Immediate Passage of California State Assembly Bill No. 828 (Ting) and Senate Bill No. 939 (Wiener, Gonzalez) - Eviction and Foreclosure Moratoriums for Residential and Commercial Tenants During the COVID-19 State of Emergency]**
Sponsors: Mandelman; Walton, Yee, Safai and Haney
 Resolution urging the State Legislature to immediately pass State Assembly Bill No. 828 as proposed to be amended, authored by Assembly Member Phil Ting, and Senate Bill No. 939, authored by California State Senators Scott Wiener and Lena Gonzalez, to prohibit foreclosures and the eviction of residential and commercial tenants during the state of emergency related to the COVID-19 pandemic.
- 03/31/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 04/07/2020; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**

34. [200367](#) **[Jack and Jane Morrison Day - April 17, 2020]**
Sponsors: Mandelman; Yee
Resolution celebrating Jane Morrison on the occasion of her 100th birthday, and declaring April 17, 2020, as Jack and Jane Morrison Day in the City and County of San Francisco.
- 04/07/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
35. [200368](#) **[Urging the Governor to Expedite the Procurement, Production, and Disbursement of Personal Protective Equipment and Ventilators]**
Sponsors: Safai; Mar and Ronen
Resolution urging California State Governor Gavin Newsom to expedite the procurement, production, and disbursement of personal protective equipment and ventilators in the State of California.
- 04/07/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
36. [200369](#) **[Concurring in Actions to Meet Local Emergency - Coronavirus Response]**
Sponsor: Yee
Motion concurring in actions taken by the Mayor on April 1, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic declared on February 25, 2020.
- 04/08/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
37. [200358](#) **[Final Map 10140 - 1010 Stanyan Street, 1022 Stanyan Street, and 199 Carl Street]**
Motion approving Final Map 10140, a four unit residential condominium project within Lot No. 035, located at 1010 Stanyan Street, 1022 Stanyan Street, and 199 Carl Street, being a merger and re-subdivision of Assessor's Parcel Block No. 1273, Lot Nos. 034 through 036; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 04/03/2020; RECEIVED FROM DEPARTMENT.
- 04/08/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

38. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.
1 (888) 204-5984 / Access Code: 3501008

LEGISLATION INTRODUCED AT ROLL CALL**Introduced by a Supervisor or the Mayor**

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

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

Introduced at the Request of a Department

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

PROPOSED RESOLUTIONS

200356 **[Airport Professional Services Agreement - T1 Partners - Program Management Support Services for the Terminal 1/Boarding Area B Redevelopment Program - Further Modifications Not to Exceed \$38,000,000]**
Resolution approving Modification No. 14 to Airport Contract No. 9185.9, Program Management Support Services for the San Francisco International Airport, Terminal 1/Boarding Area B Redevelopment Program, with T1 Partners, a Joint Venture consisting of The Allen Group, LLC, and EPC Consultants, Inc., to increase the Contract amount by \$6,000,000 for a new not to exceed amount of \$38,000,000 for services, and extending the term through July 7, 2023 to commence following Board approval, pursuant to Charter, Section 9.118(b). (Airport Commission)

04/02/2020; RECEIVED FROM DEPARTMENT.

04/14/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200357 **[Grant Agreement - Homebridge, Inc. - Contract Mode In-Home Supportive Services - Not to Exceed \$144,160,580]**
Resolution authorizing the Executive Director of the Human Services Agency to execute a Grant Agreement between the City and County of San Francisco, acting by and through its Human Services Agency, and Homebridge, Inc., for the provision of contract mode in-home supportive services for the period of July 1, 2020, to June 30, 2025, in the amount of \$144,160,580. (Human Services Agency)

04/03/2020; RECEIVED FROM DEPARTMENT.

04/14/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200359 **[Petitions and Communications]**

Petitions and Communications received from April 2, 2020, through April 9, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 14, 2020.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of Economic and Workforce Development, regarding the San Francisco Workers and Families First Paid Sick Leave Program. Copy: Each Supervisor. (1)

From the Office of the Controller, submitting their updated policy on Continuity of Payments for Nonprofit Suppliers in the Event of COVID-19 Related Disruptions. Copy: Each Supervisor. (2)

From the Office of the Mayor, authorizing six commission meeting waivers. Copy: Each Supervisor. (3)

From concerned citizens, regarding safety concerns of dangerous working conditions for City and County employees regarding COVID-19. Copy: Each Supervisor. (4)

From concerned citizens, regarding proposed Resolution supporting COVID-19 Orders for business interruption as necessary due to physical property loss or damage. File No. 200346. 57 letters. Copy: Each Supervisor. (5)

From concerned citizens, regarding people experiencing homelessness. 19 letters. Copy: Each Supervisor. (6)

From concerned citizens, regarding COVID-19. 9 letters. Copy: Each Supervisor. (7)

From SF Chamber of Commerce, regarding the Emergency Ordinance for emergency public health leave. File No. 200313. Copy: Each Supervisor. (8)

From the California Public Utilities Commission, submitting notice of a project from Verizon Wireless. Copy: Each Supervisor. (9)

From the Public Utilities Commission, pursuant to Resolution No. 227-18, submitting the Quarterly Report, dated March 31, 2020, on the status of applications to PG&E for electric service. Copy: Each Supervisor. (10)

From concerned citizens, regarding support for business insurance during COVID-19. 2 letters. Copy: Each Supervisor. (11)

From the Clerk of the Board of Supervisor, submitting the Q&A for the Board of Supervisors meeting dated March 24, 2020. Copy: Each Supervisor. (12)

From various businesses, pursuant to WARN Act, California Labor Code, Section 1401, submitting notice of plant closure and/or mass layoffs. 5 letters. Copy: Each Supervisor. (13)

From Coalition for San Francisco Neighborhoods, regarding encouraging the Municipal Transportation Agency to develop additional policies and protections for Muni Operators during the COVID-19 crisis. File No. 200348. Copy: Each Supervisor. (14)

From concerned citizens, regarding the use of the term “Chinese virus” and “Wuhan virus.” Copy: Each Supervisor. (15)

From concerned citizen, regarding the Hearing on disclosure responsibilities of the Board of Supervisors under Federal Securities Laws. File No. 200155. Copy: Each Supervisor. (16)

ADJOURNMENT