



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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**PUBLIC COMMENT CALL-IN**

**1 (415) 655-0001/ Meeting ID: 146 520 5747 # #**

**Tuesday, October 20, 2020 - 2:00 PM**

**Regular Meeting**

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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

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#### 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  
10:30 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 displayed should provide in advance of the meeting to the Clerk of the Board ([bos.legislation@sfgov.org](mailto:bos.legislation@sfgov.org)), clearly state such during testimony, and subsequently request the document be removed 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.

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**AGENDA PACKET:** Available 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 or Arthur Khoo 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, Tsino at Pilipino para sa lahat ng mga regular at espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

### **Americans with Disabilities Act (ADA)**

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications.

The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Board and Committee meeting agendas and minutes are available on the Board's website ([www.sfbos.org](http://www.sfbos.org)) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. 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. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 ([wilson.l.ng@sfgov.org](mailto:wilson.l.ng@sfgov.org)).

### **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 [soff@sfgov.org](mailto:soff@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](http://sfethics.org).

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

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. 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>.*

### **PUBLIC COMMENT CALL-IN**

[1 \(415\) 655-0001](tel:4156550001) / Meeting ID: 146 520 5747 # #

*As the COVID-19 disease progresses, 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**

## **COMMUNICATIONS**

## **APPROVAL OF MEETING MINUTES**

*Approval of the [September 15, 2020](#), Regular 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.*

1. [201172](#) **[Formal Policy Discussions - October 20, 2020]**  
Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 6. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Overdoses (District 6)

**Discussion: The Mayor shall DISCUSS eligible topic(s) with the Board of Supervisors.**

## 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 2 through 6

#### Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Mar, Peskin, Haney

- 2. [200518](#) **[Administrative Code - Rent Control at Midtown Park Apartments]**  
**Sponsors: Preston; Mar, Haney, Peskin, Ronen, Walton, Fewer and Safai**  
 Ordinance amending the Administrative Code to adopt rent increase limitations for dwelling units at Midtown Park Apartments, a residential development owned by the City and County of San Francisco; and expanding the Rent Board fee to cover those dwelling units.  
  
 (Fiscal Impact)  
  
 10/06/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 3. [201023](#) **[Settlement of Lawsuit - Federal Insurance Company, as Subrogee of CCT Enterprises LLC - \$90,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Federal Insurance Company, as subrogee of CCT Enterprises LLC, against the City and County of San Francisco for \$90,000; the lawsuit was filed on September 12, 2019, in San Francisco Superior Court, Case No. CGC-19-579231; entitled Federal Insurance Company, as subrogee of CCT Enterprises LLC v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage due to a ruptured water service lateral. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
  
- 4. [201028](#) **[Settlement of Lawsuit - Federal Insurance Company, as Subrogee of GSFC LLC, GSMT LLC, SKS Survivor LLC - \$375,000]**  
 Ordinance authorizing settlement of the lawsuit filed by Federal Insurance Company, as subrogee of GSFC LLC, GSMT LLC, SKS Survivor LLC, against the City and County of San Francisco for \$375,000; the lawsuit was filed on September 12, 2019, in San Francisco Superior Court, Case No. CGC-19-579235; entitled Federal Insurance Company, as subrogee of GSFC LLC, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage due to a ruptured water service lateral. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

*Present: Supervisors Safai, Preston*

- 5. [201059](#) **[Administrative Code - Temporary Tenant Protections Due to COVID-19]**  
**Sponsors: Preston; Peskin, Ronen, Haney, Walton and Mandelman**  
Ordinance amending the Administrative Code to limit residential evictions through March 31, 2021, unless the eviction is based on the non-payment of rent or is necessary due to violence-related issues or health and safety issues.  
  
10/06/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

- 6. [201005](#) **[Administrative Code - Amending Regional Disaster Employee Support Program]**  
**Sponsors: Mayor; Ronen**  
Ordinance amending the Administrative Code to amend the Regional Disaster Employee Support Program to cover employees regularly assigned to work at City facilities located in Tuolumne, Stanislaus and San Joaquin counties.  
  
10/06/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

*(The public comment requirement was satisfied for File Nos. 200997, 200998, 200999 during the Board of Supervisors hearing on October 6, 2020 (File No. 200996), that was heard and filed.)*

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

7. [200997](#) **[Approving Conditional Use Authorization - 2001-37th Avenue]**  
Motion approving the decision of the Planning Commission by its Motion No. 20769, approving a Conditional Use Authorization, identified as Planning Case No. 2018-012648CUA, for a proposed project located at 2001-37th Avenue; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

09/22/2020; CONTINUED.

10/06/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

8. [200998](#) **[Conditionally Disapproving Conditional Use Authorization - 2001-37th Avenue]**  
Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20769, approving a Conditional Use Authorization, identified as Planning Case No. 2018-012648CUA, for a proposed project located at 2001-37th Avenue, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

09/22/2020; CONTINUED.

10/06/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**



9. [200999](#) **[Preparation of Findings Related to Conditional Use Authorization Appeal - 2001-37th Avenue]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2018-012648CUA, for a proposed project at 2001-37th Avenue.  
(Clerk of the Board)

09/22/2020; CONTINUED.

10/06/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

**Recommendation of the Budget and Finance Committee**

*Present: Supervisors Fewer, Walton, Mandelman*

10. [201058](#) **[Health Service System Dental Plans and Contribution Rates - Calendar Year 2021]**

**Sponsor: Preston**

Ordinance approving Health Service System dental plans and contribution rates for calendar year 2021.

(Fiscal Impact)

(Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

10/06/2020; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Mar, Peskin, Haney*

11. [200738](#) **[Urging the City to Expand the Vulnerable Population Definition]**

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

Resolution urging the City and County of San Francisco to expand the definition of vulnerable populations for services for people experiencing homelessness during the COVID-19 crisis.

09/29/2020; CONTINUED.

**Question: Shall this Resolution be ADOPTED?**

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Fewer, Walton, Mandelman*

- 12. [201006](#) **[Appropriation - Certificates of Participation to Department of Public Health - 101 Grove Exit Project and San Francisco General Hospital Chiller and Cooling Tower Replacement Project - \$149,750,000 - FY2020-2021]**

**Sponsor: Mayor**

Ordinance appropriating \$149,750,000 of Certificates of Participation proceeds for Department of Public Health to fund improvements to facilities for the 101 Grove Exit Project and the San Francisco General Hospital Chiller and Cooling Tower Replacement Project in Fiscal Year (FY) 2020-2021; and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation.

(Fiscal Impact)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 13. [201007](#) **[Authorizing Taxable and/or Tax-Exempt Certificates of Participation (Multiple Capital Projects) - Not to Exceed \$157,000,000]**

**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount of not to exceed \$157,000,000 to finance and refinance certain capital improvement projects, including but not limited to certain projects generally known as the Homeless Services Center, Laguna Honda Hospital Wings Reuse Project, AITC Immunization and Travel Clinic Relocation, and San Francisco General Hospital Chiller and Cooling Tower Replacement Project, approving the form of a Supplement to Trust Agreement between the City and County of San Francisco and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee for the lease and lease back of certain real property and improvements located at 375 Laguna Honda Boulevard and 1 Moreland Drive, San Bruno, or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an Official Statement in Preliminary and Final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates of Participation, as defined herein; approving modifications to documents, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

14. [201036](#) **[Lease Amendment - WCPI Commercial LLC - 1449 Webster Street - \$139,170 Annual Base Rent]**

Resolution approving and authorizing the Director of Property, on behalf of the Office of Economic and Workforce Development, and WCPI Commercial LLC, to amend the lease of real of property located at 1449 Webster Street at a base rent of \$139,170 per year with annual rent increases based upon the Consumer Price Index (CPI) between 2% and 5%, for an extended term commencing upon approval of this Resolution and expiring on August 31, 2023, plus one three-year option to extend; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of the First Amendment, the Lease and this Resolution, as defined herein. (Real Estate Department)

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Mar, Peskin, Haney*

15. [200949](#) **[Administrative Code - Mayor's Selection of Designees in Matters Regarding Contracting and Other Matters]**

**Sponsors: Haney; Mar, Ronen, Stefani and Peskin**

Ordinance amending the Administrative Code to prohibit the Mayor from designating the department head as the Mayor's designee regarding contracting decisions and other matters in which the Mayor has discretion to delegate a designee to review a department head's proposals.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

*Present: Supervisors Peskin, Safai, Preston*

16. [201062](#) **[Administrative Code - Vehicles Owned or Leased by the City]**

**Sponsors: Yee; Peskin, Preston and Safai**

Ordinance amending the Administrative Code to require City departments to report annually information about the number, cost, and usage of vehicles the departments have rented for periods of longer than 30 days; to authorize the City Administrator to inspect or provide maintenance upon request for any vehicle rented, leased, or owned by the City; to require departments to submit information to the City Administrator and the Board of Supervisors regarding the usage and safety of City vehicles; and to authorize the City Administrator to require departments to develop correction plans to reduce speeding, idling, and/or collisions involving City vehicles.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

*Present: Supervisors Mandelman, Stefani, Walton*

- 17. [200735](#) **[Police Code - Discriminatory Reports to Law Enforcement]**  
**Sponsors: Walton; Ronen, Stefani, Yee, Preston, Safai, Haney, Peskin, Fewer, Mar and Mandelman**  
Ordinance amending the Police Code to make it unlawful to cause a peace officer to contact a person with the specific intent to discriminate against the person on the basis of the person’s race, color, ancestry, ethnicity, national origin, place of birth, sex, age, religion, creed, disability, sexual orientation, gender identity, weight, or height; and creating a civil cause of action and providing for damages for violating the prohibition.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
  
- 18. [201061](#) **[Police, Transportation Codes - Motor Vehicle Stunt Driving]**  
**Sponsors: Safai; Peskin, Walton, Stefani and Mandelman**  
Ordinance amending the Police and Transportation Codes to establish a City policy to protect the health and safety of residents by enforcing state laws prohibiting reckless driving, motor vehicle speed contests, and exhibitions involving stunts and tricks with vehicles; and to provide that vehicles that are removed for violation of such laws shall be impounded for no less than 14 days for the first incident, no less than 15 days for the second, and no less than 29 days for the third, with no impoundment lasting more than 30 days.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
  
- 19. [200490](#) **[Liquor License Transfer - 1859 Market Street - Golden State Food & Liquor]**  
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Golden State Food & Liquor, Inc., located at 1859 Market Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)  
**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

20. [200679](#) **[Urging to Declare June 19th be Observed as Juneteenth]**  
**Sponsors: Preston; Walton, Haney, Mar, Yee, Mandelman, Fewer, Safai, Ronen, Peskin and Stefani**  
Resolution urging the City and County of San Francisco to declare that June 19th shall annually be observed as Juneteenth, urging the President of the United States and the United States Congress to officially designate June 19th annually as a federal holiday to honor the Black community, and encouraging all businesses in the City, both public and private, to either close on June 19th, pay workers overtime pay that they would typically get on a paid holiday, and/or allow the many workers and students in the City who want to attend Juneteenth events to honor and celebrate Juneteenth celebrations and commemorations that take place to take the day off or leave work and school early with no adverse academic or employment consequence.  
**Question: Shall this Resolution be ADOPTED?**
21. [201039](#) **[Mayoral Appointment, Port Commission - John L. Burton]**  
Motion approving the Mayor's nomination for appointment of John L. Burton to the Port Commission, for a term ending May 1, 2024. (Clerk of the Board)  
  
(Charter, Section 4.114, provides that the Mayor's appointment is subject to confirmation by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: September 14, 2020.)  
**Question: Shall this Motion be APPROVED?**
22. [201109](#) **[Reappointment, Bicycle Advisory Committee - Kristen Tieche]**  
Motion reappointing Kristen Tieche, term ending November 19, 2022, to the Bicycle Advisory Committee. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**
23. [201110](#) **[Appointments, Reentry Council - Yolanda Morrissette, Michael Brown, Oscar Salinas, and Jabari Jackson]**  
Motion appointing Yolanda Morrissette, Michael Brown, Oscar Salinas, and Jabari Jackson, terms ending June 1, 2022, to the Reentry Council. (Rules Committee)  
**Question: Shall this Motion be APPROVED?**

**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.

### 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.

(Hearing continued from September 22, 2020.)

### **PUBLIC COMMENT WILL BE TAKEN**

[1 \(415\) 655-0001 / Meeting ID: 146 520 5747 # #](#)

**24. [200908](#) [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project (1776 Green 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 Common Sense Exemption by the Planning Department on June 16, 2019, for the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street. (District 2) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of The Hollow Revolution) (Filed July 17, 2020) (Clerk of the Board)

09/22/2020; 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.)**

25. [200909](#) **[Affirming the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion affirming the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street is exempt from further environmental review. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

26. [200910](#) **[Conditionally Reversing the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street is exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

27. [200911](#) **[Preparation of Findings to Reverse the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street, is exempt from further environmental review. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 3:00 P.M.**

(Hearing continued from September 22, 2020.)

**PUBLIC COMMENT WILL BE TAKEN**

[1 \(415\) 655-0001 / Meeting ID: 146 520 5747 # #](#)

**28. [200137](#) [Hearing - Appeal of Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Hearing of persons interested in or objecting to the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed project at 2417 Green Street, identified in Planning Case No. 2017-002545ENV, affirmed on appeal by the Planning Commission and issued on July 16, 2020. (District 2) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of Philip Kaufman) (Filed August 7, 2020) (Clerk of the Board)

09/22/2020; 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.)****29. [200138](#) [Affirming the Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Motion affirming the Final Mitigated Negative Declaration prepared by the Planning Department under the California Environmental Quality Act for the proposed project located at 2417 Green Street. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?****30. [200139](#) [Conditionally Reversing the Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Motion conditionally reversing the Final Mitigated Negative Declaration prepared by the Planning Department under the California Environmental Quality Act for the proposed project located at 2417 Green Street, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**



31. [200140](#) **[Preparation of Findings to Reverse the Revised Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the Planning Department's preparation of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed project located at 2417 Green Street. (Clerk of the Board)

09/22/2020; CONTINUED.

**Question: Shall this Motion be APPROVED?**

## **SPECIAL ORDER 3:00 P.M.**

### **Board of Supervisors Sitting as a Committee of the Whole**

*(Hearing scheduled pursuant to Motion No. M20-125 (File No. 201021), approved on September 15, 2020.)*

**PUBLIC COMMENT WILL BE TAKEN**

[1 \(415\) 655-0001 / Meeting ID: 146 520 5747 # #](#)

32. [200777](#) **[Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - October 20, 2020, at 3:00 p.m.]**  
Hearing of the Board of Supervisors sitting as a Committee of the Whole on October 20, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive updates on the progress and implementation status of the United States Department of Justice recommendations regarding reforms within the Police Department; scheduled pursuant to Motion No. M20-125, approved on September 15, 2020. (Clerk of the Board)

**Question: Shall this Hearing be HEARD AND FILED?**

### **Committee of the Whole Adjourn and Report**

## COMMITTEE REPORTS

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

*The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, October 15, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, October 20, 2020.*

33. [201055](#) **[Emergency Ordinance - Public Health Emergency Leave]**  
**Sponsor: Mar**  
Reenactment of emergency ordinance (Ordinance No. 59-20) 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?**

*The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, October 19, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, October 20, 2020.*

34. [200700](#) **[Mission Bay South - Acceptance of Public Infrastructure Improvements - Official Sidewalk Width Change]**  
**Sponsors: Mayor; Haney**  
Ordinance accepting certain public infrastructure improvements for purposes of City maintenance and liability, including the streets and stormwater pump station in the Mission Bay South Redevelopment Plan, as listed herein; declaring City property and additional property as shown on official Public Works maps as open public right-of-way; dedicating the public infrastructure associated with the projects listed herein for public use and designating such public infrastructure for public street and roadway purposes; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to establish official sidewalk width on the subject streets; accepting the public infrastructure for City maintenance and liability purposes, subject to specified limitations; renaming the historic waterway portion of Channel Street to Mission Creek from Seventh Street to the east side of Third Street and to China Basin east of Third Street; renaming Channel as Channel Street and naming unnamed portions of that street Channel Street covering the entire segment of this street between Third and Carolina Streets; renaming El Dorado Street North and El Dorado Street South to Corinne Woods Way; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; and authorizing official acts in connection with this Ordinance, as defined herein.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

35. [201138](#) **[Initiating Landmark Designation - Phyllis Lyon and Del Martin House]**  
**Sponsor: Mandelman**  
Resolution initiating a landmark designation under Article 10 of the Planning Code for 649-651 Duncan Street, the longtime home of pioneering lesbian activists Phyllis Lyon and Del Martin.
- Question: Shall this Resolution be ADOPTED?**
36. [201154](#) **[Urging The Golden Gate Bridge, Highway and Transportation District Board of Directors to Protect San Francisco and Bay Area Transportation Workers]**  
**Sponsors: Preston; Walton, Peskin, Ronen, Haney and Mar**  
Resolution urging the Golden Gate Bridge, Highway and Transportation District Board of Directors to oppose any effort to issue layoff notices as they announced they would send out Worker Adjustment and Retraining Notification (WARN) ACT notices on September 11, 2020, to 185 employees who currently work the bus and ferry transit system carrying passengers between Marin, Sonoma, and San Francisco counties.
- Question: Shall this Resolution be ADOPTED?**

*The following item will be considered by the Rules Committee at a Regular Meeting on Monday, October 19, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, October 20, 2020.*

37. [201147](#) **[Appointment, Public Utilities Revenue Bond Oversight Committee]**  
Motion appointing one member, term ending November 12, 2020, to the Public Utilities Revenue Bond Oversight Committee. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

## 38. 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.*

**39. 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 visual displayed should provide in advance of the meeting to the Clerk of the Board ([bos.legislation@sfgov.org](mailto:bos.legislation@sfgov.org)), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

**PUBLIC COMMENT CALL-IN**  
[1 \(415\) 655-0001 / Meeting ID: 146 520 5747 # #](tel:4156550001)

**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 40 through 48 will be taken during Item 39 - General Public Comment.)*

**Items 40 through 48**

- 40. [201155](#) **[Opposing California State Proposition 22 - App-Based Drivers as Contractors and Labor Policies Initiative - November 3, 2020, Ballot]**  
**Sponsors: Walton; Safai, Peskin, Ronen, Haney, Fewer, Mandelman, Mar, Preston and Yee**  
 Resolution opposing California State Proposition 22, App-Based Drivers as Contractors and Labor Policies Initiative, on the November 3, 2020, ballot.  
  
 10/06/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**

**41. [201156](#) [Urging City College of San Francisco to Reaffirm \$34.5 Million Commitment to the Education Center at 1550 Evans Avenue and \$31.5 Million Commitment to the Bayview-Hunters Point Campus]**

**Sponsors: Walton; Mar, Ronen, Haney, Peskin, Safai, Preston and Yee**  
Resolution urging City College of San Francisco, the City College Chancellor, and the Community College Board to reaffirm their commitment of \$34.5 million to the Education Center at 1550 Evans Avenue and \$31.5 million commitment to the Bayview-Hunters Point Campus from Measure A: City College Job Training, Repair and Earthquake Safety Measure passed by San Francisco voters on March 3, 2020.

10/06/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**42. [201157](#) [Supporting Assembly Bill No. 3121 (Weber) and Affirming San Francisco's Commitment for a Reparations Plan]**

**Sponsors: Walton; Safai, Ronen, Preston and Mandelman**  
Resolution supporting California State Assembly Bill No. 3121, authored by Assembly Member Shirley Weber, establishing a task force to study and develop reparation proposals for African Americans; and affirming San Francisco's commitment for a reparations plan.

10/06/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**43. [201170](#) [Commending Roberta Boomer for 26 Years of Service to the City and County of San Francisco]**

**Sponsor: Peskin**  
Resolution commending Roberta Boomer for her decades of service to the City and County of San Francisco, and to the policy body administrators throughout the City and wish her well in her much deserved retirement; and to declare October 21, 2020 as Roberta Boomer Day in the City and County of San Francisco.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**44. [201171](#) [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Twenty-Ninth Supplement]**

**Sponsor: Yee**  
Motion concurring in actions taken by the Mayor in the Twenty-Ninth Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by regulating the fees charged to restaurants by third-party food delivery services.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

- 45.    [201166](#)    **[Final Map 9295 - 333-12th Street]**  
Motion approving Final Map No. 9295, a 200 residential unit condominium project, located at 333-12th Street, being a merger and two lot subdivision of Assessor's Parcel Block No. 3521, Lot Nos. 022 and 055; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)**

10/05/2020; RECEIVED FROM DEPARTMENT.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**
  
- 46.    [201167](#)    **[Final Map No. 9989 - 31, 31A, 31B, 33, 35, and 37 Camp Street]**  
Motion approving Final Map No. 9989, a six residential unit condominium project, located at 31, 31A, 31B, 33, 35, and 37 Camp Street, being a subdivision of Assessor's Parcel Block No. 3568, Lot No. 049; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)**

10/05/2020; RECEIVED FROM DEPARTMENT.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**
  
- 47.    [201168](#)    **[Final Map No. 10274 - 1066 Market Street]**  
Motion approving Final Map No. 10274, a 303 residential unit and a five commercial unit, mixed-use condominium project, located at 1066 Market Street, being a subdivision of Assessor's Parcel Block No. 0350, Lot No. 003; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)**

10/05/2020; RECEIVED FROM DEPARTMENT.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**
  
- 48.    [201169](#)    **[Final Map No. 10354 - 34 Langton Street]**  
Motion approving Final Map No. 10354, a five residential unit condominium project, located at 34 Langton Street, being a subdivision of Assessor's Parcel Block No. 3730, Lot No. 096; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)**

10/05/2020; RECEIVED FROM DEPARTMENT.

10/14/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

**49. 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 \(415\) 655-0001 / Meeting ID: 146 520 5747 # #](tel:4156550001)

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

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

### Introduced at the Request of a Department

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

## PROPOSED ORDINANCES

### 201161

#### **[California Code of Civil Procedure, Section 998 - Offer to Compromise Litigation - Penny Mims - \$50,000]**

Ordinance authorizing the service of an Offer to Compromise under Code of Civil Procedure, Section 998, in the lawsuit filed by Penny Mims against the City and County of San Francisco and Dorian Carr, to include a payment from the City of up to \$50,000 plus reasonable attorneys' fees and costs to be determined by the Court; the lawsuit was filed on March 3, 2020, in San Francisco Superior Court, Case No. CGC-20-583388; entitled Penny Mims v. City and County of San Francisco, Dorian Carr, et al.; the lawsuit involves an employment dispute. (City Attorney)

10/05/2020; RECEIVED FROM DEPARTMENT.

10/20/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

### 201162

#### **[Settlement of Lawsuit - Jeffrey Juarez - \$45,000]**

Ordinance authorizing settlement of the lawsuit filed by Jeffrey Juarez against the City and County of San Francisco for \$45,000; the lawsuit was filed on September 1, 2016, in Superior Court of the State of California, County of San Francisco, Case No. CGC-16-554000, entitled Jeffrey Juarez v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

10/05/2020; RECEIVED FROM DEPARTMENT.

10/20/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.



**201163 [Amendments to Port Leases - Forgive Tenant Rent During COVID-19 Pandemic]**

Ordinance authorizing the Port Commission to amend certain leases under the Port's Rent Forgiveness Program with nonresidential tenants without Board of Supervisors approval under Charter, Section 9.118, and waiving Administrative Code and Environment Code requirements enacted after the most recent modification of each lease for lease amendments under the Port's Rent Forgiveness Program, in order to allow for expeditious rent forgiveness necessitated by Port tenants' financial hardships caused by the public health emergency related to the COVID-19 pandemic. (Port)

10/09/2020; RECEIVED FROM DEPARTMENT.

10/20/2020; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

## PROPOSED RESOLUTIONS

**201164 [Settlement of Unlitigated Claim - James Neidel - \$67,917]**

Resolution approving the settlement of the unlitigated claim filed by James Neidel against the City and County of San Francisco for \$67,917; the claim was filed on December 11, 2019; the claim involves property damage arising from sewer main pipe overflow as a result of heavy rain. (City Attorney)

10/02/2020; RECEIVED FROM DEPARTMENT.

10/20/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**201165 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**

Resolution approving Amendment No. 45 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year to commence December 1, 2020, for a total term of November 19, 1998, through November 30, 2021. (Treasure Island Development Authority)

10/02/2020; RECEIVED FROM DEPARTMENT.

10/20/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**201173****[Petitions and Communications]**

Petitions and Communications received from October 1, 2020, through October 15, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 20, 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 the Mayor, pursuant to Charter, Section 3.100(18), making the following appointments: Copy: Each Supervisor. (1)

- Barbara Sklar - Disability and Aging Services Commission - term ending July 1, 2024
- Martha Knutzen - Disability and Aging Services Commission - term ending July 1, 2024
- Elmy Bermejo - Commission on the Environment - term ending October 5, 2024

From the Department of Public Health, submitting Directive of the Health Officer No. 2020-35. Copy: Each Supervisor. (2)

From the Department of Public Health, Jail Health Services, submitting an update on the risks of COVID-19 infection faced by incarcerated people in the San Francisco Jail. Copy: Each Supervisor. (3)

From the City Administrator, pursuant to Administrative Code, Section 1.24, submitting the Indemnification Quarterly Report for July - September 2020. Copy: Each Supervisor. (4)

From the Public Utilities Commission, regarding details of its newest bond offerings. Copy: Each Supervisor. (5)

From the Office of the Treasurer and Tax Collector, pursuant to California State Government Code, Section 53646, submitting the CCSF Pooled Investment Report for September 2020. Copy: Each Supervisor. (6)

From the Mayor's Office of Housing and Community Development, pursuant to Administrative Code, Section 109.3, submitting the 3rd Quarter CY 2020 Reporting on Prioritization of 100% Affordable Housing Projects. Copy: Each Supervisor. (7)

From the Department of Elections, submitting updates on voting for the November 3, 2020, Consolidated General Election. 4 letters. Copy: Each Supervisor. (8)

From the Office of the Assessor-Recorder, on behalf of the Economic Recovery Task Force, submitting a final report of policy recommendations and processes. Copy: Each Supervisor. (9)

From Public Works, pursuant to Public Works Code, Article 5.8, submitting a Notice of Intent for a Mobile Food Facility Permit. Copy: Each Supervisor. (10)

From the Office of the Chief Medical Examiner, pursuant to Health Code, Section 227, submitting the Overdose Report for January - August 2020. Copy: Each Supervisor. (11)

From the Employees Retirement System, submitting Notice of a Retirement Board Election held during the period of January 8, 2021, to February 5, 2021. Copy: Each Supervisor. (12)

From the Office of the Controller's City Services Auditor, submitting information needed for reported behested payments to the City and County of San Francisco's Give2SF Fund. Copy: Each Supervisor. (13)

From the Office of the Controller, submitting the City and County of San Francisco's Give2SF COVID-19 Response and Recovery Fund monthly report, dated October 1, 2020. Copy: Each Supervisor. (14)

From the Office of the Controller's City Services Auditor, submitting the Give2SF Monthly Update. Copy: Each Supervisor. (15)

From the Office of the Controller's Budget and Analysis, submitting the report for the Budget and Appropriation Ordinance for FYs 2020-2021 and 2021-2022 Budget and Ordinance, and the Salary Ordinance for FYs 2020-2021 and 2021-2022, that were passed by the Board of Supervisors on October 1, 2020. Copy: Each Supervisor. (16)

From the Office of the Controller's Office of Economic Analysis, submitting their revised report on Business Tax Changes: Economic Impact Report. Copy: Each Supervisor. (17)

From California Fish and Game, submitting a notice of findings regarding the petition to list the Western Joshua tree (*Yucca brevifolia*) as threatened or endangered under the California Endangered Species Act. Copy: Each Supervisor. (18)

From California Fish and Game, submitting a notice of proposed regulatory action relative to amending California Code of Regulations Title 14, Sections 29.06, relating to Recreational Sea Urchin Bag Limit Exemption. Copy: Each Supervisor. (19)

From the Black Employee Alliance, regarding corruption at the Department of Human Resources' Equal Opportunity Employment Division. 4 letters. Copy: Each Supervisor. (20)

From concerned citizens, regarding the proposed Budget and Appropriation Ordinance for Departments - FYs 2020-2021 and 2021-2022, and the proposed Annual Salary Ordinance - FYs 2020-2021 and 2021-2022. File Nos. 200567 and 200568. 10 letters. Copy: Each Supervisor. (21)

From concerned citizens, regarding proposed Ordinance - Building Code - Mandating New Construction Be All-Electric. File No. 200701. 13 letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding the Hearing for the Appeal of Determination of Exemption from Environmental Review - Proposed 2001-37th Avenue Project; and the Hearing for the Appeal of Conditional Use Authorization - 2001-37th Avenue. File Nos. 200992 & 200996. 130 letters. Copy: Each Supervisor. (23)

From concerned citizens, regarding proposed Resolution for Real Property Lease - Twin Peaks Petroleum, Inc. - 598 Portola Drive - \$200,200 Per Year Base Rent. File No. 200965. 29 letters. Copy: Each Supervisor. (24)

From Eileen Boken, submitting communications for various files. File Nos. 200679, 200398, 201140, 201136, 200992, and 200996. 5 letters. Copy: Each Supervisor. (25)

From Patrick Monette-Shaw, regarding Laguna Honda as an inappropriate site for housing. Copy: Each Supervisor. (26)

From Bob Planthold, regarding Muni Bus 27-line restoration to 5th Street. Copy: Each Supervisor. (27)

From the Black Employee Alliance, regarding the Hearing for Workforce Programs and African American Unemployment and Economic Mobility. File No. 170282. Copy: Each Supervisor. (28)

From concerned citizens, regarding the proposed Ordinance - Police Code - Third-Party Food Delivery Services. File No. 200398. 2 letters. Copy: Each Supervisor. (29)

From concerned citizens, regarding proposed Ordinance - Health Code - Cleaning and Disease Prevention Standards in Tourist Hotels and Large Commercial Office Buildings. File No. 200764. 4 letters. Copy: Each Supervisor. (30)

From Michael Lyon, regarding proposed Resolution - Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator's Evidence of Financial Responsibility - FY 2020-2021. File No. 200876. Copy: Each Supervisor. (31)

From Reed Smith, regarding the Hearing on the Appeal of Determination of Community Plan Evaluation - Proposed 1088 Howard Street Project. File No. 200891. Copy: Each Supervisor. (32)

From concerned citizens, regarding the Hearing on the Appeal of Determination of Exemption from Environmental Review - Proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project (1776 Green Street). File No. 200908. 44 letters. Copy: Each Supervisor. (33)

From concerned citizens, regarding the proposed Ordinance - Administrative Code - Temporary Tenant Protections Due to COVID-19. File No. 201059. 2 letters. Copy: Each Supervisor. (34)

From concerned citizens, regarding the Mayoral Appointment for the Planning Commission - Rachael Tanner. File No. 201087. 3 letters. Copy: Each Supervisor. (35)

From Stephen Cornell, regarding the proposed Resolution - Supporting Small Business Success with Shared Spaces. File No. 201140. Copy: Each Supervisor. (36)

From Marie Sandoval, regarding enforcing skateboarders from neighborhood sidewalks. Copy: Each Supervisor. (37)

From The Bay Club Company and Bon Appetit Management Company, pursuant to the WARN Act, California Labor Code, Section 1401, submitting notices of elimination of positions. 2 letters. Copy: Each Supervisor. (38)

From Johnny Schenone, regarding Recology's buyback program. Copy: Each Supervisor. (39)

From Carynn Silva, regarding choosing a different name for the legislation known as the "CAREN Act." Copy: Each Supervisor. (40)

From concerned citizens, regarding homelessness, drug use, shoplifting and the general decline of San Francisco. 11 letters. Copy: Each Supervisor. (41)

From Paul, regarding changing the admission policy at Lowell High School to the lottery system. Copy: Each Supervisor. (42)

From Michael Papesh, regarding evaluations of the Supervisors' performance from a citizen's point of view. Copy: Each Supervisor. (43)

From Lonna Richmond, regarding the Park Service's failure to protect and conserve our National Parks. Copy: Each Supervisor. (44)

From Denise Louie, regarding the City's Hazards and Climate Resilience Plan. 2 letters. Copy: Each Supervisor. (45)

From concerned citizens, regarding the San Francisco Police Department using private cameras to spy on Black-led protests against police violence. 42 letters. Copy: Each Supervisor. (46)

From Inagala Reddy, regarding the Resolution against the India Citizenship Amendment Act. Copy: Each Supervisor. (47)

From concerned citizens, regarding the COVID-19 pandemic. 2 letters. Copy: Each Supervisor. (48)

## **ADJOURNMENT**