

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, May 25, 2021 - 2:00 PM

Held via Videoconference  
(remote public access provided via teleconference)

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

### Regular Meeting

SHAMANN WALTON, PRESIDENT

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

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

#### Meeting Days

**Budget and Appropriations Committee**

Supervisors Haney, Safai, Mar, Ronen, Walton

Wednesday

1:00 PM

**Budget and Finance Committee**

Supervisors Haney, Safai, Mar

Wednesday

10:30 AM

**Government Audit and Oversight Committee**

Supervisors Preston, Chan, Mandelman

1st and 3rd Thursday

10:00 AM

**Land Use and Transportation Committee**

Supervisors Melgar, Preston, Peskin

Monday

1:30 PM

**Public Safety and Neighborhood Services Committee**

Supervisors Mar, Stefani, Haney

2nd and 4th Thursday

10:00 AM

**Rules Committee**

Supervisors Peskin, Mandelman, Chan

Monday

10:00 AM

**Youth, Young Adult, and Families Committee**

Supervisors Ronen, Safai, Melgar

2nd Friday

10:00 AM

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

Volume 116 Number 21

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

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*The Board of Supervisors of the City and County of San Francisco met in regular session through videoconferencing, and provided public comment through teleconferencing, on Tuesday, May 25, 2021, with President Shamann Walton presiding.*

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

### **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>. 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**

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

*A quorum of the Board was present.*

*President Walton presented the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula, pursuant to Board Rule 4.7.1.*

*Supervisor Mar was noted present at 2:04 p.m.*

## COMMUNICATIONS

Angela Calvillo, Clerk of the Board, announced that due to the COVID-19 health emergency, Board Members will participate in the meeting remotely, through videoconference and to the same extent as if they were physically present. To the members of the public, when general public comment is called, you may contribute live comments for up to two minutes by dialing the provided telephone number. When you are connected, you will receive another prompt, dial \* 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. Written comments may be submitted through email ([bos@sfgov.org](mailto:bos@sfgov.org)) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

## APPROVAL OF MEETING MINUTES

President Walton inquired whether any Member of the Board had any corrections to the April 20, 2021, Board Regular Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Peskin, seconded by Supervisor Preston, moved to approve the April 20, 2021, Board Regular Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

## AGENDA CHANGES

There were no agenda changes.

## CONSENT AGENDA

### Recommendations of the Land Use and Transportation Committee

#### **210287 [Planning Code - Temporary Closure of Liquor Stores in Polk Street Neighborhood Commercial District]**

**Sponsor: Peskin**

Ordinance amending the Planning Code to provide that temporary closure of liquor stores in the Polk Street Neighborhood Commercial District (NCD) as a result of a major capital improvement project is not an abandonment of such use, and that relocation of such use to another location in the Polk Street NCD does not require a new Conditional Use permit; 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 convenience, necessity, and welfare under Planning Code, Section 302.

**Ordinance No. 076-21**

**FINALLY PASSED**

**210305 [Administrative Code - Termination of Commercial Tenancies Due to COVID-19]****Sponsors: Peskin; Chan, Mandelman and Safai**

Ordinance amending the Administrative Code to clarify the rights of landlords and "Tier 1" commercial tenants (certain commercial tenants that employ fewer than ten full-time equivalent employees as of November 1, 2020) following the tenant's termination of the lease due to COVID-19.

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

**Ordinance No. 078-21****FINALLY PASSED**

The foregoing items were acted upon by the following vote:

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

**REGULAR AGENDA****UNFINISHED BUSINESS****Recommendation of the Budget and Finance Committee****210422 [Appropriation - GO Bond Proceeds - Transportation & Road Improvement 2021C - MTA - \$122,785,000 - Health & Recovery 2021D - RPD, HSH, DPH, DPW - \$425,000,000 - Earthquake Safety & Emergency Response 2021E - DPW and PUC - \$90,000,000 - FY2020-2021]****Sponsor: Mayor**

Ordinance appropriating \$122,785,000 of proceeds from Series 2021C Transportation and Road Improvement General Obligation (GO) Bonds to the Municipal Transportation Agency (MTA) for street and transit projects; \$425,000,000 of proceeds from Series 2021D Health and Recovery General Obligation Bonds to the Recreation and Park Department (RPD), Department of Homelessness and Supportive Housing (HSH), Department of Public Health (DPH), and Department of Public Works (DPW) for improvements to parks, recreation facilities, and open spaces, permanent supportive and transitional housing, mental/behavioral health facilities, and street resurfacing and right-of-way projects; \$90,000,000 from Series 2021E Earthquake Safety and Emergency Response General Obligation Bonds to DPW and the Public Utilities Commission (PUC) for Fire Department facilities and emergency firefighting water system improvements; and placing these funds on Controller's Reserve pending receipt of bond proceeds.

(Fiscal Impact)

*Privilege of the floor was granted unanimously to Toks Ajike (Recreation and Park Department), Ben Rosenfield, Controller (Office of the City Controller), and Anna Van Degna, Director (Office of Public Finance), who responded to questions raised throughout the discussion.*

**Supervisor Peskin, seconded by Supervisor Walton, moved that this Ordinance be CONTINUED ON FINAL PASSAGE to the Board of Supervisors meeting of June 8, 2021. The motion carried by the following vote:**

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

#### **210411 [Contract Amendment - Hyatt Corporation - Hotel Management for On-Airport Hotel - Not to Exceed \$23,841,880]**

Resolution approving the Fourth Modification to the Hotel Management Agreement with Hyatt Corporation for management of the on-airport hotel at San Francisco International Airport, to reduce the management fees paid to Hyatt Corporation during Hotel operating years 2021 and 2022, extend the trigger dates for certain performance termination events, extend the initial term by two years, and increase the contract amount for a new total amount not to exceed \$23,841,880 to commence upon Board approval. (Airport Commission)

(Fiscal Impact)

**Resolution No. 249-21**

**ADOPTED by the following vote:**

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

*President Walton requested File Nos. 210415, 210447, and 210448 be called together.*

#### **210415 [Contract Amendment - Retroactive - Moonstar Buffet Restaurant - Great Plates Delivered - Not to Exceed \$17,424,000]**

Resolution retroactively approving a third amendment between the City and County of San Francisco and Moonstar Buffet Restaurant, for the administration of the Great Plates Delivered Program, to extend the contract term by eight months for a total term of June 22, 2020, through December 31, 2021, and to increase the contract amount by \$8,085,000 for a total not to exceed amount of \$17,424,000 to commence on May 1, 2021. (Human Services Agency)

(Fiscal Impact)

**Resolution No. 250-21**

**ADOPTED by the following vote:**

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

#### **210447 [Contract Amendment - San Francisco New Deal - Great Plates Delivered - Not to Exceed \$39,926,000]**

Resolution approving a third amendment between the City and County of San Francisco and San Francisco New Deal, for the administration of the Great Plates Delivered program, to extend the contract term by seven months for a total term of June 1, 2020, through December 31, 2021, and to increase the contract amount by \$14,186,000 for a total not to exceed amount of \$39,926,000 to commence on June 1, 2021. (Human Services Agency)

(Fiscal Impact)

**Resolution No. 252-21**

**ADOPTED by the following vote:**

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

**210448 [Contract Amendment - Off the Grid Services LLC - Great Plates Delivered - Not to Exceed \$45,993,000]**

Resolution approving a third amendment between the City and County of San Francisco and Off the Grid Services LLC, for the administration of the Great Plates Delivered program, to extend the contract term by seven months for a total term of May 29, 2020, through December 31, 2021, and to increase the contract amount by \$17,283,000 for a total not to exceed amount of \$45,993,000 to commence on May 29, 2021. (Human Services Agency)  
(Fiscal Impact)

**Resolution No. 253-21**

**ADOPTED by the following vote:**

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

**210425 [Accept and Expend Grant - Retroactive - The Governor's Office of Business and Economic Development - Cannabis Equity Grants Program for Local Jurisdictions - \$2,055,841.43]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Office of Cannabis to accept and expend a grant award in the amount of \$2,055,841.43 from April 15, 2021, through October 31, 2022 from the Governor's Office of Business and Economic Development for the Local Equity Grants Program for Local Jurisdictions; authorizing the Office of Cannabis to execute the agreement with the Governor's Office of Business and Economic Development, and any extensions, amendments, or contracts subsequent thereto, on behalf of the City and County of San Francisco; and indemnifying the Governor's Office of Business and Economic Development for liability arising out of the performance of this contract.

**Resolution No. 251-21**

**ADOPTED by the following vote:**

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

**210457 [Accept and Expend Gift - Retroactive - EPIC Charitable Fund - Safety Net Gift - \$90,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Public Health to accept and expend a monetary gift in the amount of \$90,000 from the EPIC Charitable Fund to help low income and at-risk populations, for the period of March 27, 2021, through March 27, 2022. (Public Health Department)

**Resolution No. 254-21**

**ADOPTED by the following vote:**

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

**210508 [Issuance of Special Tax Bonds - Improvement Area No. 1 of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) - Not to Exceed Aggregate Principal Amount of \$41,340,000]**

**Sponsor: Mayor**

Resolution supplementing Resolution No. 12-17 authorizing the issuance and sale of one or more series of Special Tax Bonds for City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) with respect to its Improvement Area No. 1 in the aggregate principal amount not to exceed \$41,340,000; approving related documents, including an Official Statement, First Supplement to Fiscal Agent Agreement, Bond Purchase Agreement and Continuing Disclosure Undertaking, and determining other matters in connection therewith, as defined herein.

**Resolution No. 260-21**

**ADOPTED by the following vote:**

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

**210509 [Purchase Option Agreement - Prologis, L.P. - 1236 Carroll Avenue - Not to Exceed \$180,000]**

**Sponsors: Mayor; Walton**

Resolution approving a Purchase Option Agreement between the City and County of San Francisco and Prologis, L.P. that provides the City with a unilateral right to exercise an option to purchase property located at 1236 Carroll Avenue at any time prior to June 1, 2022, subject to a series of preceding actions, including satisfying any conditions or requirements under the California Environmental Quality Act, and future legislation being adopted by the Board of Supervisors to authorize the City's exercise of the option and purchase of the property; and authorizing the Director of Property to make modifications and take actions in furtherance of this Resolution, as defined herein, and the Purchase Option Agreement.

(Fiscal Impact)

**Resolution No. 246-21**

**ADOPTED by the following vote:**

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

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

*President Walton requested File Nos. 210453 and 210454 be called together.*

### **210453 [Appropriation - COVID Contingency Reserve - Municipal Transportation Agency - Free Muni Pilot Program - \$12,500,000 - FY2020-2021]**

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

Ordinance appropriating \$12,500,000 from the COVID Contingency Reserve to the San Francisco Municipal Transportation Agency to support a Free Muni Pilot Program in July, August, and September 2021 in Fiscal Year (FY) 2020-2021.

(Fiscal Impact)

(Supervisor Safai dissented in Committee.)

*Privilege of the floor was granted unanimously to Jonathan Rewers (Municipal Transportation Agency) who responded to questions raised throughout the discussion.*

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

Ayes: 7 - Chan, Haney, Mar, Peskin, Preston, Ronen, Walton

Noes: 4 - Mandelman, Melgar, Safai, Stefani

### **210454 [Administrative Code - Free Muni Pilot Program Fund]**

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

Ordinance amending the Administrative Code to create a special fund for a Free Muni pilot program ending September 30, 2021, and setting conditions for use of the Fund.

(Supervisor Safai dissented in Committee.)

*Privilege of the floor was granted unanimously to Jonathan Rewers (Municipal Transportation Agency) who responded to questions raised throughout the discussion.*

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

Ayes: 7 - Chan, Haney, Mar, Peskin, Preston, Ronen, Walton

Noes: 4 - Mandelman, Melgar, Safai, Stefani



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

### **210348 [Liquor License Transfer - 3347-24th Street - 24 Bart Liquor Store]**

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Binaya Pokharel, doing business as 24 Bart Liquor Store, located at 3347-24 Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Resolution No. 248-21**

**ADOPTED by the following vote:**

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

## **Recommendations of the Rules Committee**

### **210303 [Administrative Code - Neighborhood Anchor Business Registry]**

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

Ordinance amending the Administrative Code to create a Neighborhood Anchor Business Registry under the Office of Small Business and make it City policy to promote participation by Neighborhood Anchor Businesses in City grant programs for small businesses related to COVID-19 relief and for commercial eviction defense.

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

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

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

### **210465 [Intent to Call Special Municipal Election, to be Consolidated with Prospective Statewide Recall Election]**

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

Resolution declaring the Board of Supervisors' intent to call a special municipal election, to be consolidated with a prospective statewide recall election.

*Privilege of the floor was granted unanimously to Anne Pearson (Office of the City Attorney) who responded to questions raised throughout the discussion.*

**Resolution No. 255-21**

**ADOPTED by the following vote:**

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

### **210450 [Appointments, Commission of Animal Control and Welfare - Annemarie Fortier, Irina Ozernoy, Nina Irani, Iris Chan, Jane Tobin, and Michael Angelo Torres]**

Motion appointing Annemarie Fortier, Irina Ozernoy, terms ending April 30, 2022, Nina Irani, Iris Chan, Jane Tobin, and Michael Angelo Torres, terms ending April 30, 2023, to the Commission of Animal Control and Welfare. (Rules Committee)

**Motion No. M21-084**

**APPROVED by the following vote:**

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

**Supervisor Melgar Excused from Voting**

Supervisor Peskin, seconded by Supervisor Mandelman, moved that Supervisor Melgar be excused from voting on File No. 210518. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Melgar

**210518 [Appointment, Association of Bay Area Governments, Executive Board Regional Planning Committee - Supervisor Myrna Melgar]**

Motion appointing Supervisor Myrna Melgar, term ending September 23, 2021, to the Association of Bay Area Governments, Executive Board Regional Planning Committee. (Clerk of the Board)

**Motion No.** M21-085

**APPROVED** by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Melgar

**Supervisor Mandelman Excused from Voting**

Supervisor Peskin, seconded by Supervisor Stefani, moved that Supervisor Mandelman be excused from voting on File No. 210519. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Mandelman

**210519 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Rafael Mandelman]**

Motion reappointing Supervisor Rafael Mandelman, term ending June 30, 2023, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

**Motion No.** M21-086

**APPROVED** by the following vote:

Ayes: 10 - Chan, Haney, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Mandelman

**Supervisor Mar Excused from Voting**

Supervisor Melgar, seconded by Supervisor Mandelman, moved that Supervisor Mar be excused from voting on File No. 210520. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Mar

**210520 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Gordon Mar]**

Motion reappointing Supervisor Gordon Mar, term ending June 30, 2023, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

**Motion No.** M21-087

**APPROVED** by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
Excused: 1 - Mar

**Supervisor Ronen Excused from Voting**

Supervisor Peskin, seconded by Supervisor Chan, moved that Supervisor Ronen be excused from voting on File No. 210521. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Safai, Stefani, Walton  
Excused: 1 - Ronen

**210521 [Reappointment, Association of Bay Area Governments, Executive Board - Supervisor Hillary Ronen]**

Motion reappointing Supervisor Hillary Ronen, term ending June 30, 2023, as an alternate member to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

**Motion No.** M21-088

**APPROVED** by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Safai, Stefani, Walton  
Excused: 1 - Ronen

**210524 [Mayoral Reappointment, Port Commission - Kimberly Brandon]**

Motion approving the Mayor's nomination for reappointment of Kimberly Brandon to the Port Commission, for a term ending May 1, 2025. (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: May 5, 2021.)

**Motion No.** M21-089

**APPROVED** by the following vote:

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

## **Recommendation of the Youth, Young Adult, and Families Committee**

### **210380 [Youth Programs for Summer 2021]**

#### **Sponsors: Chan; Ronen, Melgar, Safai and Mar**

Ordinance requiring the Department of Children, Youth, and Their Families (DCYF) and the Recreation and Park Department (RPD) to develop and implement a program to maximize public school youth access to summer programming in 2021; and requiring DCYF and RPD to submit a report regarding implementation of the program to the Board of Supervisors and the Students and Families Recovery and Inclusive Successful Enrichment (RISE) Working Group within 60 days of program completion.

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

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

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

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

*President Walton suspended all commendations during the declaration of local health emergency.*

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

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

### **200777 [Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - January 25, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on January 25, 2022, 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)

*President Walton opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole relating to the update on findings and recommendations regarding law enforcement practices (File No. 200777). Chief William Scott (Police Department) presented an overview of the hearing matter and responded to questions raised throughout the discussion. Melgar Von Creed; Linda Chapman; Gloria Berry; Susan Buckman; Kadaj; Victoria Juarez; Lucia Gremlin; David Erickson; spoke on various concerns relating to the hearing matter. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**Supervisor Walton, seconded by Supervisor Peskin, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of January 25, 2022. The motion carried by the following vote:**

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

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

## COMMITTEE REPORTS

### Recommendations of the Government Audit and Oversight Committee

*President Walton requested File Nos. 210504, 210505, 210506, and 210507 be called together.*

#### **210504 [Apply for Grant - BRIDGE Housing Corporation - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Reservoir Building E]**

**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with BRIDGE Housing Corporation, a California Corporation, for the 124-unit, 100% affordable housing project located generally north of the Ocean Avenue commercial district, west of City College of San Francisco's Ocean Campus, east of the Westbrook Park neighborhood, and south of Archbishop Riordan High School; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

**Resolution No. 256-21**

**ADOPTED by the following vote:**

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

#### **210505 [Apply for Grant - Sunnydale Block 3A Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Sunnydale Block 3A]**

**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with Sunnydale Block 3A Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project as identified as Sunnydale Block 3A in Sunnydale HOPE SF Development Agreement; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

**Resolution No. 257-21**

**ADOPTED by the following vote:**

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

**210506 [Apply for Grant - Sunnydale Block 3B Housing Partners, L.P. - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - Sunnydale Block 3B]**

**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with Sunnydale Block 3B Housing Partners, L.P., a California limited partnership, for the 100% affordable housing project as identified as Sunnydale Block 3B in Sunnydale HOPE SF Development Agreement; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

**Resolution No. 258-21**

**ADOPTED by the following vote:**

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

**210507 [Apply for Grant - Mercy Housing California and The Kelsey - Assumption of Liability - Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - The Kelsey Civic Center]**

**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the Department of Housing and Community Development Affordable Housing and Sustainable Communities ("AHSC") Program as a joint applicant with Mercy Housing California, a California nonprofit public benefit corporation, and The Kelsey, a California nonprofit public benefit corporation, for the 100% affordable housing project identified as The Kelsey Civic Center; authorizing the City to assume any joint and several liability for completion of the projects required by the terms of any grant awarded under the AHSC Program; and adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and Administrative Code, Chapter 31. (Mayor's Office of Housing and Community Development)

**Resolution No. 259-21**

**ADOPTED by the following vote:**

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

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

**210537 [Administrative Code - Extension Of Temporary Tenant Protections Due To COVID-19]**

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

Ordinance amending the Administrative Code to extend the COVID-19 based limit on residential evictions, which allows evictions only if based on the non-payment of rent or violence or health and safety issues, from June 30, 2021, to September 30, 2021.

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

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

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

**210088 [Urging the Recreation and Parks Department, Municipal Transportation Agency, Real Estate Division, and Public Works to Work Collaboratively to Design a Long-Term Plan to Re-Imagine Twin Peaks]**

**Sponsors: Melgar; Mandelman, Walton and Safai**

Resolution urging the Recreation and Park Department, Municipal Transportation Agency, Real Estate Division, and Public Works to work collaboratively on a long-term Recovery and Revitalization Plan, involving immediate neighbors and community stakeholders, to re-imagine Twin Peaks and identify resources to improve accessibility, safety, cleanliness, environmental sustainability, and the ability to build upon a welcoming environment for residents and tourists alike.

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

**Resolution No. 247-21**

**ADOPTED by the following vote:**

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

**Recommendation of the Rules Committee**

**210556 [Reappointment, Commission of Animal Control and Welfare - Brian VanHorn]**

Motion reappointing Brian VanHorn, term ending April 30, 2022, to the Commission of Animal Control and Welfare. (Rules Committee)

**Motion No. M21-090**

**APPROVED by the following vote:**

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

**ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

**PUBLIC COMMENT**

*Gilbert Crisswell; expressed the need to expand public transportation services and look into corruption at the Municipal Transportation Agency.*

*Barry Nelson; expressed support of the Resolution urging the Public Utilities Commission to pause litigation against the State Water Resources Control Board (File No. 210577).*

*Peter Drefmeyer; expressed support of the Resolution urging the Public Utilities Commission to pause litigation against the State Water Resources Control Board (File No. 210577).*

*Jonathan McManus; expressed support of the Resolution urging the Public Utilities Commission to pause litigation against the State Water Resources Control Board (File No. 210577).*

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## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **210571** [Asian American and Pacific Islander Day - May 18, 2021]

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

Resolution declaring May 18, 2021, as Asian American and Pacific Islander Day Against Bullying and Hate in the City and County of San Francisco.

*Supervisors Ronen, Haney, Mandelman, Preston, and Safai requested to be added as co-sponsors.*

**Resolution No.** 261-21

**ADOPTED**

### **210573** [Supporting California State Assembly Bill No. 988 (Bauer-Kahan) - The Miles Hall Lifeline Suicide Prevention Act]

**Sponsors:** Haney; Walton, Ronen, Preston, Mandelman and Safai

Resolution supporting California State Assembly Bill No. 988, The Miles Hall Lifeline and Suicide Prevention Act, introduced by Assembly Member Rebecca Bauer-Kahan (AD-16), which would establish a suicide and mental health crisis hotline.

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

**Resolution No.** 263-21

**ADOPTED**

### **210575** [Commending Lorenzo Ortona, Consul General of Italy]

**Sponsors:** Stefani; Peskin

Resolution commending Lorenzo Ortona, Consul General of Italy, for his five years of dedicated service to the Italian American community.

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

**Resolution No.** 265-21

**ADOPTED**

### **210576** [National Gun Violence Awareness Day - June 4, 2021]

**Sponsors:** Stefani; Walton, Haney, Mandelman and Safai

Resolution acknowledging June 4, 2021, as National Gun Violence Awareness Day, and to honor and remember all victims and survivors of gun violence, and to declare that as a country, it must do more to reduce gun violence.

*Supervisors Haney, Mandelman, and Safai requested to be added as co-sponsors.*

**Resolution No.** 266-21

**ADOPTED**



**210578 [Honoring Susan Solomon]**

**Sponsors: Walton; Preston, Haney, Peskin, Ronen, Chan, Mandelman, Mar and Safai**  
Resolution honoring lifelong San Francisco educator and activist, Susan Solomon, on her retirement from United Educators of San Francisco.

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

**Resolution No. 267-21**

**ADOPTED**

**210583 [Supporting California State Assembly Bill No.123 (Gonzalez) and Re-Affirming Support for City's Paid Family Leave Program]**

**Sponsors: Melgar; Walton, Chan, Ronen, Haney and Safai**  
Resolution supporting the passage of California State Assembly Bill No. 123, authored by Assembly Member Lorena Gonzalez, and re-affirming San Francisco's support for equitable and fair Paid Family Leave.

*Supervisors Ronen, Haney, and Safai requested to be added as co-sponsors.*

**Resolution No. 268-21**

**ADOPTED**

**210561 [Final Map No. 10562 - 45-55 Mason Street]**

Motion approving Final Map No. 10562, a seven lot vertical subdivision project, located at 45-55 Mason Street, being a subdivision of Assessor's Parcel Block No. 0340, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M21-091**

**APPROVED**

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

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

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

*Supervisor Chan requested that File No. 210572 be severed so that it may be considered separately.*

**210572 [Urging Removal of Language Barriers from the State's Rent Relief Program]**

**Sponsors: Chan; Peskin, Walton, Melgar, Ronen, Haney, Preston and Safai**  
Resolution urging the Governor and the California Department of Housing and Community Development to immediately remove language barriers from the State's rent relief program; to affirmatively and immediately conduct outreach to underserved populations and those underrepresented in present applications; and to redesign future rent relief programs to be fully accessible to those with or without access to the Internet and in multiple languages.

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

**Resolution No. 262-21**

**ADOPTED by the following vote:**

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

Supervisor Mandelman requested that File No. 210574 be severed so that it may be considered separately.

**210574 [Urging Passage of California State Senate Bill No. 221 (Wiener) - Health Care Coverage: Timely Access to Care]**

**Sponsors: Mandelman; Ronen, Walton and Safai**

Resolution urging passage of California State Senate Bill No. 221, authored by State Senator Scott Wiener, to establish clear timely access standards for mental health care follow-up appointments needed by patients in ongoing, medically necessary treatment for mental health and substance use disorders.

Supervisor Safai requested to be added as a co-sponsor.

**Resolution No. 264-21**

**ADOPTED by the following vote:**

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

Supervisor Peskin requested that File No. 210577 be severed so that it may be considered separately.

**210577 [Urging the San Francisco Public Utilities Commission to Reach a Voluntary Agreement Regarding the Bay-Delta Plan]**

**Sponsors: Peskin; Mandelman**

Resolution urging the San Francisco Public Utilities Commission to pause its litigation against the California State Water Resources Control Board and instead heed the beneficial input of a diverse and inclusive group of stakeholders, including subject matter experts in environmental protection, habitat restoration, and the diversification of water supplies based on credible science.

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

**Supervisor Peskin requested this Resolution be DUPLICATED.**

See duplicated File No. 210595.

**Supervisor Peskin, seconded by Supervisor Ronen, moved that this Resolution be CONTINUED to a Closed Session to confer with the City Attorney and to be held at the Board of Supervisors meeting of June 8, 2021. The motion carried by the following vote:**

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

**210595 [Urging the San Francisco Public Utilities Commission to Pause Litigation Against the State Water Resources Control Board]**

**Sponsors: Peskin; Mandelman**

Resolution urging the San Francisco Public Utilities Commission to pause its litigation against the California State Water Resources Control Board and instead heed the beneficial input of a diverse and inclusive group of stakeholders, including subject matter experts in environmental protection, habitat restoration, and the diversification of water supplies based on credible science.

Duplicated from File No. 210577.

**Supervisor Peskin, seconded by Supervisor Ronen, moved that this Resolution be REFERRED to the Land Use and Transportation Committee. The motion carried by the following vote:**

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

## IMPERATIVE AGENDA

*There were no imperative agenda items.*

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

## ORDINANCES

### **210596 [Hunters View Phase 1 - Accepting Acacia Avenue, Catalina Street, and Portions of Fairfax Avenue, Ironwood Way, and Middle Point Road]**

**Sponsor: Mayor**

Ordinance accepting an irrevocable offer of public infrastructure and real property associated with Hunters View Phase 1 public infrastructure improvements, including Acacia Avenue, Catalina Street, and portions of Fairfax Avenue, Ironwood Way, and Middle Point Road (“HV1 Public Infrastructure”); declaring City property and additional property as shown on official Public Works maps as open public right-of-way; dedicating the HV1 Public Infrastructure to public use; designating such public infrastructure for 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 the official sidewalk width on the abovementioned street areas; accepting the HV1 Public Infrastructure for City maintenance and liability purposes, subject to specified limitations; 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; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; and authorizing official acts in connection with this Ordinance, as defined herein.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/24/2021.

### **210597 [Summary Public Service Easement Vacation - Hunters View Phase 1 Project]**

**Sponsor: Mayor**

Ordinance ordering the summary vacation of public service easements in the Hunters View project site, which includes a sanitary sewer easement generally running along West Point Road between Catalina Street and Middle Point Road and a public access and emergency vehicle access easement generally located at West Point Road and Catalina Street; authorizing the City to quitclaim its interest in the vacation areas (Assessor’s Parcel Block No. 4624, Lot Nos. 29 and 31) to the San Francisco Housing Authority notwithstanding the requirements of Administrative Code, Chapter 23; affirming the Planning Commission’s determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/24/2021.

**210598 [Administrative Code - Reimbursement for Broken Windows Due to Vandalism]****Sponsor: Mandelman**

Ordinance amending the Administrative Code to provide reimbursement to qualifying businesses for the costs of repairing or replacing storefront windows broken due to vandalism or break-ins, create a special fund for this purpose, and establish a sunset date of two years after enactment.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2021.

**210599 [Administrative Code - Establishing the Sunset Chinese Cultural District]****Sponsors: Mar; Ronen, Melgar and Walton**

Ordinance amending the Administrative Code to establish the Sunset Chinese Cultural District in and around the Sunset neighborhood; to require the Mayor's Office of Housing and Community Development to submit written reports and recommendations to the Board of Supervisors and the Mayor describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2021.

**210600 [Planning Code - Small Business Zoning Controls in Chinatown and North Beach and on Polk Street]****Sponsor: Peskin**

Ordinance amending the Planning Code to 1) allow neighborhood-serving Social Service and Philanthropic Facility uses in Chinatown Mixed Use Districts with conditional use authorization; 2) change the provision for abandonment of a use that exceeds a use size maximum in Chinatown Mixed Use Districts; 3) change the use size limit and use size maximum in the Chinatown Community Business District; 4) exempt Institutional Community uses and Legacy Business Restaurants in Chinatown Mixed Use Districts from use size limits; 5) allow lot mergers under certain conditions in the Polk Street Neighborhood Commercial District; and 6) exclude the portion of Powell Street south of Union Street from the North Beach Financial Service, Limited Financial Service, and Business or Professional Service Subdistrict; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and public necessity, convenience, and general welfare findings pursuant to Planning Code, Section 302.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/24/2021.

**210601 [Administrative Code - COVID-19 Tenant Protections]****Sponsors: Preston; Walton, Ronen and Chan**

Ordinance amending the Administrative Code to prohibit landlords from evicting residential tenants for non-payment of rent that came due between July 1, 2021, and December 31, 2021, that was not paid due to the COVID-19 pandemic, provided the tenant has paid at least 25 percent of the rent owed; to prohibit landlords from imposing late fees, penalties, or similar charges on such tenants; and making findings as required by the California Tenant Protection Act of 2019.

05/25/21; ASSIGNED to Land Use and Transportation Committee.

**210602 [Emergency Ordinance - Eviction Protection For Tenants Unable To Pay Rent]****Sponsors: Preston; Walton, Ronen and Chan**

Emergency ordinance to temporarily restrict landlords from evicting residential tenants for non-payment of rent due to the COVID-19 pandemic, provided the tenant has paid at least 25 percent of the rent owed; to prohibit landlords from imposing late fees, penalties, or similar charges on such tenants; and making findings as required by the California Tenant Protection Act of 2019. (Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

05/25/21; ASSIGNED to Land Use and Transportation Committee.

**210603 [Administrative Code - Effect Of COVID-19 On Commercial Leases]****Sponsors: Preston; Peskin, Ronen, Mar, Walton, Chan and Melgar**

Ordinance amending the Administrative Code to establish a rebuttable presumption that a commercial tenant who was legally required to shut down due to COVID-19 may be excused from having to pay rent that came due during the shutdown.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/24/2021.

**210604 [Municipal Elections Code - Expanded Vote-by-Mail for Exclusively Municipal Elections]****Sponsor: Safai**

Ordinance amending the Municipal Elections Code to require the Department of Elections to expand use of vote-by-mail ballots at exclusively municipal elections and encourage further use of vote-by-mail ballots in all elections.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2021.

**210605 [Administrative Code - Domestic Violence Data Reporting]****Sponsors: Stefani; Melgar and Safai**

Ordinance amending the Administrative Code to require the Police Department and the District Attorney to submit monthly reports to the Board of Supervisors regarding the number of cases of domestic violence.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 6/24/2021.

**210606 [Campaign and Governmental Conduct Code - Redistricting Task Force]****Sponsors: Walton; Peskin and Chan**

Ordinance convening the Redistricting Task Force and amending the Campaign and Governmental Conduct Code to require Redistricting Task Force members to file Statements of Economic Interests (Form 700s).

05/25/21; ASSIGNED to Rules Committee.

## RESOLUTIONS

### **210607 [Accept and Expend Grant - Retroactive - University of California San Francisco - Construction Community Outreach Program - \$136,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$136,000 from the University of California San Francisco (UCSF) for supporting the Community Construction Outreach Program with referrals of local residents to contractors on UCSF projects to meet the volunteer 30% goal during the grant period of July 1, 2020, through June 30, 2021. (Department of Economic and Workforce Development)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **210608 [Accept and Expend Grant - Retroactive - Development of Commerce - CARES Act Recovery Assistance Revolving Loan Fund - \$550,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend the small business loan program funds in the amount of \$550,000 from the Department of Commerce's Economic Development Administration for Non-Competitive Coronavirus Aid, Relief, and Economic Security (CARES) Act Recovery Assistance Revolving Loan Fund during the grant period of January 1, 2021, through June 30, 2022. (Department of Economic and Workforce Development)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **210609 [Grant Contract - Retroactive - California Department of Parks and Recreation Habitat Conservation Fund Grant - Sharp Park Habitat Conservation Project - \$200,500]**

**Sponsors: Mayor; Chan**

Resolution retroactively approving a California Department of Parks and Recreation Habitat Conservation Fund Grant Contract in the amount of \$200,500 that requires the Recreation and Park Department to maintain a certain portion of Sharp Park as habitat for the San Francisco Garter Snake for the duration of the contract performance period from July 1, 2019, through June 30, 2039, pursuant to Charter, Section 9.118(a); and authorizing the Recreation and Park Department General Manager to file a Deed Restriction against the property designated as San Mateo County Assessor's Parcel Block No. 016-43-0020, providing the restrictions contained in the Grant Contract will apply until June 30, 2039. (Recreation and Park Department)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **210610 [Grant Agreement Amendment - St. Vincent de Paul Society of San Francisco - Division Circle Navigation Center - Not to Exceed \$40,038,573]**

**Sponsors: Mayor; Ronen**

Resolution approving the first amendment between the City and County of San Francisco and St. Vincent de Paul Society of San Francisco for navigation center services at Division Circle Navigation Center located at 224 South Van Ness Avenue that provides temporary shelter and navigation services to approximately 186 adults experiencing homelessness, extending the agreement term for four years for a total term of May 1, 2020, through June 30, 2025, and increasing the not to exceed amount by \$30,038,574 for a total not to exceed amount of \$40,038,573. (Department of Homelessness and Supportive Housing)  
(Fiscal Impact)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210611 [Tourism Improvement District and Moscone Expansion District - Annual Report - FY2019-2020]****Sponsor: Mayor**

Resolution receiving and approving the annual report for the Tourism Improvement District and Moscone Expansion District for Fiscal Year (FY) 2019-2020, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. (Department of Economic and Workforce Development)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210612 [Urging Extension of Utility Debt Relief]****Sponsors: Chan; Walton, Preston and Mandelman**

Resolution urging Governor Gavin Newsom and the California Public Utilities Commission to extend utility debt relief to assist households up to 80% Area Median Income and customers enrolled in Community Choice Aggregation programs.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210613 [Supporting California State Senate Bill No. 612 (Portantino) - Allocation of Legacy Resources]****Sponsors: Chan; Mandelman**

Resolution supporting California State Senate Bill No. 612, authored by Senator Anthony Portantino, which would require electric investor-owned utilities to offer community choice aggregators and electric service providers an allocation of certain electrical resources paid for through exit fees of the departing load.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210614 [Union Square Business Improvement District - Annual Report - FY2019-2020]****Sponsor: Peskin**

Resolution receiving and approving annual report for the Greater Union Square Business Improvement District for Fiscal Year (FY) 2019-2020, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210615 [Fisherman's Wharf Landside Community Benefit District and Fisherman's Wharf Portside Community Benefit District - Annual Report - FY2019-2020]****Sponsor: Peskin**

Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for Fiscal Year (FY) 2019-2020, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600 et seq.), Section 36650, and the Districts' management agreements with the City, Section 3.4. (Department of Economic and Workforce Development)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210616 [Supporting the Universal School Meals Program Act of 2021]****Sponsors: Ronen; Haney, Safai, Chan, Melgar, Walton and Preston**

Resolution supporting enactment of the Universal School Meals Program Act of 2021 and urging San Francisco federal legislators to co-sponsor the bill.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210617 [Sean Israel Monterrosa Day - June 2, 2021]****Sponsors: Ronen; Walton, Preston, Mandelman and Haney**

Resolution declaring June 2, 2021, as Sean Israel Monterrosa Day in the City and County of San Francisco.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210618 [Supporting California State Assembly Bill No. 1454 (Bloom) - The California Beverage Container and Litter Reduction Act]****Sponsors: Safai; Mandelman**

Resolution supporting California State Assembly Bill No. 1454, authored by Assembly Member Richard Bloom, The California Beverage Container and Litter Reduction Act, which is administered by the Department of Resources Recycling and Recovery, would establish to promote beverage container recycling and provide for the payment, collection, and distribution of certain payments and fees based on minimum refund values established for beverage containers.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210619 [Supporting California State Assembly Bill No. 37 (Berman) - Vote by Mail Ballots]****Sponsors: Safai; Mandelman**

Resolution supporting California State Assembly Bill No. 37 introduced by Assembly Member Marc Berman that would extend the requirements to mail a ballot to every registered voter for all elections and apply them to all municipal elections and require a vote by mail tracking system to be accessible to voters with disabilities.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210620 [Supporting California State Assembly Bill No. 1584 (Chiu) - Residential Certificate of Preference]****Sponsors: Walton; Mandelman, Safai, Peskin, Chan, Preston and Haney**

Resolution supporting California State Assembly Bill No. 1584, Residential Certificate of Preference, authored by Assembly Member David Chiu, to prioritize descendants of people displaced under redevelopment initiatives for city-funded affordable housing lotteries.

05/25/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



## MOTIONS

### **210593 [Mayoral Appointment, Commission on the Environment - Austin Hunter]**

Motion approving/rejecting the Mayor's nomination for appointment of Austin Hunter to the Commission on the Environment, for the unexpired portion of a four-year term ending March 25, 2023. (Clerk of the Board)

(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within thirty days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed. Transmittal date: May 21, 2021.)

05/25/21; RECEIVED AND ASSIGNED to Rules Committee.

### **210594 [Mayoral Appointment, Commission on the Environment - Sarah Ching-Ting Wan]**

Motion approving/rejecting the Mayor's nomination for reappointment of Sarah Ching-Ting Wan to the Commission on the Environment, for the unexpired portion of a four-year term ending May 11, 2025. (Clerk of the Board)

(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within thirty days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed. Transmittal date: May 21, 2021.)

05/25/21; RECEIVED AND ASSIGNED to Rules Committee.

### **210622 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - Retroactive - \$1,220,283]**

Motion enacting a 3.25% cost of living adjustment (COLA) to the contract for Budget and Legislative Analyst Services from July 1, 2021, through December 31, 2021, resulting in a new contract amount of \$1,220,283 an increase of \$38,411 to the base amount of \$1,181,873; and directing the Clerk of the Board to take all necessary administrative action to amend the contract accordingly. (Clerk of the Board)

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## REQUESTS FOR HEARING

### **210623 [Hearing - Mayor's Proposed Budget - FYs 2021-2022 and 2022-2023]**

**Sponsor: Haney**

Hearing on the Mayor's Proposed Budget for Fiscal Years (FYs) 2021-2022 and 2022-2023; and requesting the Mayor's Office of Budget to report.

05/25/21; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**210624 [Hearing - Youth Commission - Updated Priorities to Mayor's Proposed Budget - FYs 2021-2022 and 2022-2023]****Sponsor: Haney**

Hearing on the Youth Commission's updated priorities and response to Mayor's Proposed Budget for Fiscal Years (FYs) 2021-2022 and 2022-2023; and requesting the Youth Commission to report.

05/25/21; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**210625 [Hearing - Ability of Department of Building Inspection and Planning Department to Meet Permit Approval Goals]****Sponsor: Peskin**

Hearing to determine the nature and status of delays in permit processing and approval by the Department of Building Inspection and the Planning Department, specifically delays in the processing of "over the counter" permits and permits pursuant to Section 32 of the Business and Tax Regulations Code, which created a deadline of 30 days for the completion of permit review for storefront commercial uses, approved by the voters in November 2020; and requesting the Department of Building Inspection and Planning Department to report.

05/25/21; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**210626 [Hearing - Proposed Street Crisis Response Teams and Their Relation to the Implementation of Mental Health SF]****Sponsor: Ronen**

Hearing on how the Mayor's two new street crisis teams will coordinate with the existing Street Crisis Response Teams in order to address the crises of homelessness, addiction, overdoses, and mental illness in San Francisco; how the creation of these new units relates to the City's ongoing priority of implementing Mental Health SF; how the community led campaign to implement the Compassionate Alternative Response Team (CART) relates to the street teams that are currently operating or are being proposed; and requesting the Department of Public Health, Fire Department, Mental Health SF Implementation Workgroup, and proponents of the community-led CART initiative to report.

05/25/21; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**210627 [Hearing - Small Business and Commercial Tenant COVID-19 Relief and Rental Assistance]****Sponsor: Safai**

Hearing to review and examine the commercial leases impacted by the COVID-19 pandemic and the amount of available grants from all government sources, municipal, state and federal to help businesses with gross receipts under \$15 million with unpaid rent due to regional and statewide COVID-19 health orders and restrictions; and requesting the Office of Economic and Workforce Development, Office of Small Business, Office of the Controller, Chief Economist, and the Budget and Legislative Analyst to report.

05/25/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210590 [Appointments, Behavioral Health Commission]**

Hearing to consider appointing two members, terms ending January 1, 2022, and two members, terms ending January 1, 2023, to the Behavioral Health Commission. (Clerk of the Board)

05/24/21; RECEIVED AND ASSIGNED to Rules Committee.

**210628 [Closed Session - Urging the San Francisco Public Utilities Commission to Pause Litigation Against the State Water Resources Control Board - June 8, 2021]**

Closed Session for the Board of Supervisors to convene on June 8, 2021, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d) (1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the Resolution urging the San Francisco Public Utilities Commission to pause its litigation against the California State Water Resources Control Board and instead heed the beneficial input of a diverse and inclusive group of stakeholders, including subject matter experts in environmental protection, habitat restoration, and the diversification of water supplies based on credible science. (Clerk of the Board)

05/25/21; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

**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****210557 [Settlement of Lawsuits - Square, Inc. - \$2,625,000]**

Ordinance authorizing settlement of the lawsuits filed by Square, Inc. against the City and County of San Francisco for \$2,625,000; the lawsuits were filed on September 6, 2019, and August 18, 2020, in San Francisco County Superior Court, Case Nos. CGC-19-579061 and CGC-20-586039; both entitled Square, Inc. v. City and County of San Francisco et al.; the lawsuits both involve claims for a refund of gross receipts taxes; other material terms of the settlement are the agreement that Square, Inc. and its related entities will not take certain filing positions with respect to their gross receipts taxes for tax years 2019 and 2020. (City Attorney)

05/12/21; RECEIVED FROM DEPARTMENT.

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210558 [Settlement of Lawsuit - Yun Wan Pang - \$200,000]**

Ordinance authorizing settlement of the lawsuit filed by Yun Wan Pang against the City and County of San Francisco for \$200,000; the lawsuit was filed on June 26, 2020, in San Francisco Superior Court, Case No. CGC-20-585148; entitled Yun Wan Pang v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

05/12/21; RECEIVED FROM DEPARTMENT.

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210559 [Administrative Code - Approval of Surveillance Technology Policies for Multiple City Departments]****Sponsor: Peskin**

Ordinance approving Surveillance Technology Policies governing the use of 1) Audio Recorders (ShotSpotter) by the Police Department, 2) Automatic License Plate Readers by the Airport, Public Works, Recreation and Park Department, and Police Department, 3) Drones by the Fire Department, Port, Public Works, Public Utilities Commission, Recreation and Park Department, and Department of Technology, 4) Security Cameras by the Airport, Arts Commission, Asian Art Museum, Department of Child Support Services, City Administrator, Department of Technology, Department of Emergency Management, Fire Department, Department of Homelessness and Supportive Housing, Department of Human Resources, Human Services Agency, Library, Municipal Transportation Agency, Port, Public Utilities Commission, Department of Public Health, Recreation and Park Department, Rent Board, and War Memorial, and 5) Radio Frequency Identification by the Library; making required findings in support of said approvals; and amending the Administrative Code to require departments to post each Board-approved Surveillance Technology Policy on the department website. (City Administrator)

05/17/21; RECEIVED FROM DEPARTMENT.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/24/2021.

**PROPOSED RESOLUTION****210560 [Mutual Lease Termination Agreement - Ferry Plaza Limited Partnership]**

Resolution approving the mutual termination of Port Lease No. L-8627 between the Port of San Francisco and Ferry Plaza Limited Partnership for the premises located at the east end of Ferry Plaza and authorizing the Executive Director of the Port to execute a Mutual Termination Agreement. (Port)  
(Fiscal Impact)

05/17/21; RECEIVED FROM DEPARTMENT.

05/25/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Requests Granted***To: City Attorney's Office**Requesting/Inquiring: Requesting the City Attorney begin drafting legislation to create a new Park Code section governing Golden Gate Park, consistent with the Golden Gate Park Master Plan.**From: Supervisor Safai**To: San Francisco Police Department and District Attorney's Office**Requesting/Inquiring: Requesting data on San Francisco organized crime retail theft and charging standards, conviction standards, and when offenses have been aggregated on commercial shoplifting and organized crime retail theft.*

## **In Memoriams**

*Ken Tashian - Supervisor Peskin  
Corky Lee - Supervisor Peskin  
Randy Armstrong - President Walton*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 8:23 p.m.*

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

*Approved by the Board of Supervisors on July 13, 2021.*

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Angela Calvillo, Clerk of the Board