



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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**PUBLIC COMMENT CALL-IN**

**1 (415) 655-0001/ Meeting ID: 146 427 4376 # #**

**Tuesday, August 18, 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 serbisyon 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 [sof@sfgov.org](mailto:sof@sfgov.org). Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>.

### **Ethics Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit [sfethics.org](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: [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@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: 146 427 4376 # #

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 [July 14, 2020](#), Regular Board Meeting Minutes; and the [July 8, 2020](#), Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted a quorum of the Board of Supervisors.

## **AGENDA CHANGES**

## CONSENT AGENDA

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

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

### Items 1 through 12

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

Present: Supervisors Mar, Haney

1. [200661](#) **[Settlement of Lawsuit - David Timothy Rudolf - \$120,000]**  
Ordinance authorizing settlement of the lawsuit filed by David Timothy Rudolf against the City and County of San Francisco for \$120,000; the lawsuit was filed on January 15, 2019, in San Francisco Superior Court, Case No. CGC-19-572800; entitled David Timothy Rudolf v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)  
  
08/11/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
2. [200662](#) **[Settlement of Lawsuit - Jonathan Garcia Valle - \$850,000]**  
Ordinance authorizing settlement of the lawsuit filed by Jonathan Garcia Valle against the City and County of San Francisco for \$850,000; the lawsuit was filed on December 19, 2017, in San Francisco Superior Court, Case No. CGC-17-563210; entitled Jonathan Garcia Valle v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)  
  
08/11/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
3. [200663](#) **[Settlement of Lawsuit - Anthony Economus - \$275,000]**  
Ordinance authorizing settlement of the lawsuit filed by Anthony Economus against the City and County of San Francisco for \$275,000; the lawsuit was filed on May 2, 2019, in San Francisco Superior Court, Case No. CGC-19-575669; entitled Anthony Economus v. Flint Paul; the lawsuit involves an alleged civil rights violation. (City Attorney)  
  
08/11/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

4. [200664](#) **[Settlement of Lawsuit - Oliver Barcenas, Sofia Barcenas - \$180,000]**  
Ordinance authorizing settlement of the lawsuit filed by Oliver Barcenas and Sofia Barcenas against the City and County of San Francisco for \$180,000; the lawsuit was filed on May 10, 2019, in San Francisco County Superior Court, Case No. CGC-19-575896; entitled Oliver Barcenas, et. al v. City and County of San Francisco, et. al; the lawsuit involves alleged civil rights violations. (City Attorney)

08/11/2020; PASSED ON FIRST READING.

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

5. [200692](#) **[Settlement of Lawsuit - Lina Lu, Alexandra Anderson, and Stella Osborne - \$49,000]**  
Ordinance authorizing settlement of the lawsuit filed by Lina Lu, Alexandra Anderson, and Stella Osborne against the City and County of San Francisco for \$49,000; the lawsuit was filed on May 6, 2019, in San Francisco Superior Court, Case No. CPF-19-516659; entitled Lina Lu et al. v. City and County of San Francisco et al.; the lawsuit involves a challenge to the San Francisco Police Department's procedures for producing incident reports in domestic violence cases; other material terms of the settlement are the adoption of changes in City protocols for producing domestic violence incident reports. (City Attorney)

08/11/2020; PASSED ON FIRST READING.

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

6. [200693](#) **[Settlement of Lawsuit - Erin Sheeran, as Conservator for Cara Sheeran - \$97,500]**  
Ordinance authorizing settlement of the lawsuit filed by Erin Sheeran, as Conservator for Cara Sheeran, against the City and County of San Francisco for \$97,500; the lawsuit was filed on July 25, 2018, in San Francisco Superior Court, Case No. CGC-18-568392; entitled Erin Sheeran, as Conservator for Cara Sheeran v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury by San Francisco Fire Department employees. (City Attorney)

08/11/2020; PASSED ON FIRST READING.

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

7. [200694](#) **[Settlement of Lawsuit - San Francisco Museum of Modern Art; Yerba Buena Arts & Events - City to Receive \$1,200,000]**  
Ordinance authorizing settlement of the lawsuit brought by the City and County of San Francisco against San Francisco Museum of Modern Art and Yerba Buena Arts & Events for \$1,200,000; the lawsuit was filed on April 27, 2017, in San Francisco Superior Court, Case No. CGC-17-558438; entitled Successor Agency to the Redevelopment Agency of the City and County of San Francisco, commonly known as the Office of Community Investment and Infrastructure (OCII) v. San Francisco Museum of Modern Art, Yerba Buena Arts & Events, and Does 1-20; the lawsuit involves damage to the Crescent Pool at the Yerba Buena Gardens Plaza allegedly caused by an SFMOMA fundraiser. (City Attorney)

08/11/2020; PASSED ON FIRST READING.

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



8. [200695](#) **[Settlement of Lawsuit - Rashad Abdullah, Individually and as the Guardian for Minor T.A.; and T.A., a Minor, By and Through Her Guardian - \$150,000]**  
Ordinance authorizing settlement of the lawsuit filed by Rashad Abdullah, individually and as the guardian for minor T.A.; and T.A., a minor, by and through her guardian against the City and County of San Francisco for \$150,000; the lawsuit was filed on September 3, 2019, in the United States District Court, Northern District of California, Case No. 19-cv-05526-LB; entitled Rashad Abdullah, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)
- 08/11/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
9. [200726](#) **[Settlement of Lawsuit - Christian Miller - \$750,000]**  
Ordinance authorizing settlement of the lawsuit filed by Christian Miller against the City and County of San Francisco for \$750,000; the lawsuit was filed on December 28, 2018, in San Francisco Superior Court, Case No. CGC-18-572391; entitled Christian Miller v. Juan Francisco Ceballos, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)
- 08/11/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**
10. [200727](#) **[Settlement of Lawsuit - Christopher Kurrle - \$50,000]**  
Ordinance authorizing settlement of the lawsuit filed by Christopher Kurrle against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 11, 2018, in San Francisco Superior Court, Case No. CGC-18-566499; entitled Christopher Kurrle v. City and County of San Francisco; the lawsuit involves alleged personal injury in connection with a bicycle collision. (City Attorney)
- 08/11/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

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

Present: Supervisors Peskin, Safai, Preston

11. [200214](#) **[Planning Code - Conditional Use Review and Approval Process - Priority Processing and Reduced Application Fee for Certain Uses of Commercial Space]**  
**Sponsors: Peskin; Ronen, Fewer, Haney, Walton, Yee and Safai**  
Ordinance amending the Planning Code to expedite the Conditional Use authorization review and approval process and reduce the application fee for certain uses of commercial space; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.
- 08/11/2020; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

12. [200215](#) **[Planning Code - Arts Activities, Social Service or Philanthropic Facilities, and COVID-19 Recovery Activities as Temporary Uses; Fee Waiver for COVID-19 Recovery Activities]**

**Sponsors: Ronen; Fewer, Walton, Haney, Peskin, Mandelman and Safai**  
Ordinance amending the Planning Code to allow Arts Activities, and Social Service or Philanthropic Facilities, and COVID-19 Recovery Activities as a temporary use in vacant ground-floor commercial space; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

08/11/2020; PASSED ON FIRST READING.

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

**REGULAR AGENDA**

**UNFINISHED BUSINESS**

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

Present: Supervisors Peskin, Safai, Preston

13. [191249](#) **[Planning Code - 100% Affordable Housing and Educator Housing Streamlining Program]**

**Sponsor: Yee**  
Ordinance amending the Planning Code to require that in Educator Housing projects at least 10% of residential units have three or more bedrooms; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings that the Ordinance furthers the purpose of Planning Code, Section 206.9; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

(Pursuant to Planning Code, Section 206.9(h), this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

12/10/2019; DUPLICATED.

12/10/2019; RE-REFERRED to the Land Use and Transportation Committee.

08/11/2020; PASSED ON FIRST READING.

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



14. [200213](#) **[Planning Code - 100% Affordable Housing and Educator Housing Streamlining Program]**  
**Sponsors: Fewer, Mar, Peskin, Haney, Walton, Mandelman, Ronen, Safai and Preston**

Ordinance amending the Planning Code to allow extra height, exceeding otherwise applicable height limitations, for 100% Affordable Housing and Educator Housing projects, and to allow such projects to be constructed on parcels greater than 8,000 square feet or which contain only surface parking lots and do not demolish any existing buildings; making findings that the Ordinance furthers the purpose of Planning Code, Section 206.9; making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

(Pursuant to Planning Code, Section 206.9(h), this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

08/11/2020; PASSED ON FIRST READING.

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

**Referred Without Recommendation from the Land Use and Transportation Committee**

Present: Supervisors Peskin, Safai, Preston

15. [200635](#) **[General Plan Amendments - Balboa Reservoir Project]**

Ordinance amending the General Plan to revise the Balboa Park Station Area Plan, the Recreation and Open Space Element, and the Land Use Index, to reflect the Balboa Reservoir Project; amending the Housing Element in regard to the design of housing for families with children; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and general welfare findings under Planning Code, Section 340. (Planning Commission)

08/11/2020; PASSED ON FIRST READING.

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

- 16. [200422](#) **[Planning Code and Zoning Map - Balboa Reservoir Special Use District]**  
**Sponsor: Yee**  
 Ordinance amending the Planning Code and Zoning Map to create the Balboa Reservoir Special Use District and rezone the Balboa Reservoir west basin project site generally bounded by the City College of San Francisco Ocean Campus to the east, Archbishop Riordan High School to the north, the Westwood Park neighborhood to the west, and a San Francisco Public Utilities Commission parcel containing a water pipeline running parallel to a mixed-use multifamily residential development along Ocean Avenue to the south; adopting findings under the California Environmental Quality Act; making findings of consistency under the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

(Economic Impact)

08/11/2020; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

08/11/2020; PASSED ON FIRST READING AS AMENDED.

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

**Referred Without Recommendation from the Budget and Finance Committee**

Present: Supervisors Fewer, Walton, Mandelman

- 17. [200423](#) **[Development Agreement - Reservoir Community Partners, LLC - Balboa Reservoir Project]**  
**Sponsor: Yee**  
 Ordinance approving a Development Agreement between the City and County of San Francisco and Reservoir Community Partners, LLC, for the Balboa Reservoir Project (at the approximately 17.6-acre site located generally north of the Ocean Avenue commercial district, west of the City College of San Francisco Ocean Campus, east of the Westwood Park neighborhood, and south of Archbishop Riordan High School), with various public benefits, including 50% affordable housing and approximately four acres of publicly accessible parks and open space; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b), and findings of public convenience, necessity, and welfare under Planning Code, Section 302; approving development impact fees and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Section 6.22 and Chapters 14B, 23, 41B, 56, 82, and 83, Planning Code, Sections 169, 138.1, 414A, 415, and 422, Public Works Code, Section 806(d), Subdivision Code, Section 1348, and Health Code, Article 12C; and ratifying certain actions taken in connection therewith, as defined herein.

(Economic Impact)

(Fiscal Impact)

08/11/2020; PASSED ON FIRST READING.

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

## NEW BUSINESS

### Recommendation of the Budget and Appropriations Committee

Present: Supervisor Fewer, Walton, Mandelman, Yee, Ronen

18. [200851](#) **[Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development Emergency Solutions Grants Program - \$43,605,003 - ESG-CV Round 2 Entitlement Grant - Amend Expenditure Schedule \$3,250,000 - ESG-CV Round 1 Entitlement Grant]**  
**Sponsor: Mayor**  
Resolution approving the CARES Act Emergency Solutions Grants Coronavirus (ESG-CV) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's CARES Act ESG Program Round 2 entitlement from the U.S. Department of Housing and Urban Development (HUD), in the amount of \$43,605,003 for the period beginning July 1, 2020, through June 30, 2023; and amending the ESG Program Round 1 Entitlement Expenditure Plan in the amount of \$3,250,000.
- Question: Shall this Resolution be ADOPTED?**

### Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

19. [200702](#) **[Planning Code - Chinatown Community Business District Zoning Control Table - Technical Correction]**  
**Sponsor: Peskin**  
Ordinance amending the Planning Code to re-enact a provision permitting Non-Retail Professional Services above the first story in the Chinatown Community Business District Zoning Control Table, which was inadvertently deleted in recently enacted legislation; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendations of the Rules Committee**

Present: Supervisors Ronen, Stefani, Mar

20. [200149](#) **[Supporting a Reparations Plan and Advisory Committee]**  
**Sponsors: Walton; Ronen, Mandelman, Preston, Yee, Safai, Mar, Haney, Stefani, Peskin and Fewer**  
Resolution supporting a reparations plan that will comprehensively address the inequities that exist in the African American community as a result of slavery's legacy of systemic oppression and creation of an advisory committee for the African American community.  
**Question: Shall this Resolution be ADOPTED?**
21. [200389](#) **[Mayoral Appointment, Municipal Transportation Agency Board of Directors - Jane Natoli]**  
Motion approving the Mayor's nomination for the appointment of Jane Natoli to the Municipal Transportation Agency Board of Directors, term ending March 1, 2024. (Clerk of the Board)  
  
(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: April 14, 2020.)  
**Question: Shall this Motion be APPROVED?**
22. [200720](#) **[Mayoral Reappointment, Board of Appeals - Eduardo Santacana]**  
Motion approving the Mayoral nomination for the reappointment of Eduardo Santacana to the Board of Appeals, for a four-year term ending July 1, 2024. (Clerk of the Board)  
  
(Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)  
**Question: Shall this Motion be APPROVED?**
23. [200721](#) **[Mayoral Appointment, Board of Appeals - Richard Swig]**  
Motion approving the Mayoral nomination for the appointment of Richard Swig to the Board of Appeals, for a four-year term ending July 1, 2024. (Clerk of the Board)  
  
(Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)  
**Question: Shall this Motion be APPROVED?**

24. [200723](#) **[Presidential Appointment, Board of Appeals - Darryl Honda]**  
Motion approving the President of the Board of Supervisors Norman Yee's nomination for the appointment of Darryl Honda to the Board of Appeals, for a four-year term ending July 1, 2024. (Clerk of the Board)

(Charter, Section 4.106, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)

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

25. [200724](#) **[Mayoral Appointment, Municipal Transportation Agency Board of Directors - Sharon Lai]**  
Motion approving the Mayor's nomination for the appointment of Sharon Lai to the Municipal Transportation Agency Board of Directors, term ending March 1, 2021. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: June 12, 2020.)

**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.

### PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 146 427 4376 # #](#)

## 26. [200809](#) [Hearing - Appeal of Determination of Community Plan Evaluation - 2300 Harrison Street]

Hearing of persons interested in or objecting to a Community Plan Evaluation by the Planning Department under the California Environmental Quality Act issued on December 12, 2019, for the proposed project at 2300 Harrison Street, approved on February 19, 2020, to allow demolition of an existing surface parking lot and construction of a six-story over basement garage, 75-foot tall, 77,365 square foot, vertical addition to an existing three-story, 42-foot tall, 68,538 square foot office building, resulting in a mixed-use building with 24 dwelling units consisting of 14 one-bedroom and 10 two-bedroom units, 27,017 square feet of additional office space, 2,483 square feet of ground floor retail, 1,117 square feet of ground floor arts activities/retail space, 30 additional Class 1 bicycle parking spaces, five Class 2 bicycle parking spaces, and a total of 41 off-street parking spaces within the UMU (Urban Mixed-Use) Zoning District and a 68-X Height and Bulk District. (District 9) (Appellant: Carlos Bocanegra) (Filed March 20, 2020) (Clerk of the Board)

### 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.**

27. [200810](#) **[Affirming the Community Plan Evaluation - 2300 Harrison Street]**  
Motion affirming the determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
28. [200811](#) **[Conditionally Reversing the Community Plan Evaluation - 2300 Harrison Street]**  
Motion conditionally reversing the determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**
29. [200812](#) **[Preparation of Findings to Reverse the Community Plan Evaluation - 2300 Harrison Street]**  
Motion directing the Clerk of the Board to prepare findings reversing a Community Plan Evaluation determination by the Planning Department that a proposed project at 2300 Harrison Street is exempt from further environmental review under a Community Plan Evaluation. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 3:00 P.M.*****PUBLIC COMMENT WILL BE TAKEN***

[1 \(415\) 655-0001 / Meeting ID: 146 427 4376 # #](#)

30. [200825](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 617 Sanchez Street Project]**  
Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on April 8, 2019, for the proposed project at 617 Sanchez Street, Assessor's Parcel Block No. 3600, Lot No. 055; to demolish an existing two-story, one family house and construct a new four-story single family dwelling approximately 30 feet in height and consisting of 4,149 square feet within the RH-1 (Residential House, One-Family-Detached) Zoning District and a 40-X Height and Bulk District. (District 8) (Appellant: Sue Hestor, on behalf of Joerg Rathenberg) (Filed March 23, 2020) (Clerk of the Board)
- 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.**

31. [200826](#) **[Affirming the Categorical Exemption Determination - 617 Sanchez Street]**  
Motion affirming the determination by the Planning Department that the proposed project at 617 Sanchez Street is categorically exempt from further environmental review. (Clerk of the Board)

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

32. [200827](#) **[Conditionally Reversing the Categorical Exemption Determination - 617 Sanchez Street]**  
Motion conditionally reversing the determination by the Planning Department that the proposed project at 617 Sanchez Street is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

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

33. [200828](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 617 Sanchez Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 617 Sanchez Street is categorically exempt from further environmental review. (Clerk of the Board)

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

## COMMITTEE REPORTS

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

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, August 17, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, August 18, 2020.

**34. [200762](#) [Emergency Ordinance - Protections for Occupants of Residential Hotels During COVID-19 Pandemic]**

**Sponsor: Peskin**

Reenactment of emergency ordinance (Ordinance No. 84-20) to establish protections for occupants of residential hotels (“SRO Residents”) during the COVID-19 pandemic by, among other things: making it City policy to place in solitary hotel rooms SRO residents who meet the criteria for isolation or quarantine established by the County Health Officer, and requiring the Department of Public Health to: develop a protocol to assist health care providers to identify SRO Residents who may require protection against or treatment for COVID-19; notify the operator of a residential hotel when an SRO Resident has tested positive for COVID-19, to facilitate contact tracing, testing for COVID-19, and cleaning; establish a telephone hotline for SRO Residents, to respond to questions about accessing COVID-19 health screenings, testing, and solitary hotel rooms; provide face coverings to SRO Residents and workers in residential hotels; and provide daily aggregate data concerning the incidence of COVID-19 among SRO Residents, access to quarantine rooms by such residents, and the number of such residents who have died due to complications from 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?**

**35. [200763](#) [Emergency Ordinance - Building Code - Construction During COVID-19 Pandemic That Results in Temporary Suspension of Water or Electricity Service or Excessive Noise]**

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

Emergency ordinance to temporarily prohibit construction projects in buildings with any residential rental units that require the suspension of water or utility service to residential tenants without providing alternative sources of water and power, or reaching agreement with tenants, due to the COVID-19 pandemic.

(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?**

**36. [200764](#) [Health Code - Cleaning and Disease Prevention Standards in Tourist Hotels and Large Commercial Office Buildings]**

**Sponsor: Peskin**

Ordinance amending the Health Code to establish cleaning and disease prevention standards and practices in tourist hotels and large commercial office buildings to help contain COVID-19, or other contagious public health threats; to require training related to these standards for employees, provide certain protections to employees as they perform cleaning duties, and prohibit retaliation against employees for refusing to perform work under conditions they believe may be unsafe or for reporting such conditions or exercising rights protected by the Ordinance; authorizing the Office of Labor Standards Enforcement to enforce the employee rights and protections under the ordinance; and to provide for administrative enforcement by the Department of Public Health, and for financial penalties and civil actions as authorized by City and state law.

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

The following item will be considered by the Rules Committee at a Regular Meeting on Monday, August 17, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, August 18, 2020.

**37. [200733](#) [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?**

**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 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.

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

[1 \(415\) 655-0001](tel:4156550001) / Meeting ID: 146 427 4376 # #

During Item No. 39, public comment shall also be taken on whether or not the board shall convene in Closed Session, pursuant to the Board of Supervisors' approval of a motion made on August 11, 2020, to convene in Closed Session on August 18, 2020, to discuss the Ordinance authorizing settlement of the lawsuit filed by Hastings College of the Law (File No. 200758).

### CLOSED SESSION

### CONFERENCE WITH LABOR NEGOTIATORS

(Pending approval of the Motion contained in File No. 200929, Item No. 47.)

#### 40. [200930](#)

#### **[Closed Session - Labor Negotiations - August 18, 2020]**

Closed Session for the Board of Supervisors to convene on August 18, 2020, to confer with the Mayor's Office and the Department of Human Resources under California Government Code, Section 54957.6, and San Francisco Administrative Code, Section 67.10(e), regarding negotiations with labor unions representing City employees; scheduled pursuant to Motion in File No. 200929, to be considered on August 18, 2020. (Clerk of the Board)

**Closed Session: The Board of Supervisors shall confer with labor negotiators.**

[Elect To Disclose]

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

## CLOSED SESSION

### CONFERENCE WITH CITY ATTORNEY - Existing Litigation

(Scheduled pursuant to a motion made and approved on August 11, 2020, during action at the Board of Supervisors meeting for File No. 200758.)

Public comment shall be taken on whether or not the Board shall convene in Closed Session, during Item No. 39 (Public Comment), pursuant to the Board of Supervisors' approval of a motion made on August 11, 2020, to convene in Closed Session on August 18, 2020, to discuss the Ordinance authorizing settlement of the lawsuit filed by Hastings College of the Law (File No. 200758).

**41. [200931](#) [Closed Session - Existing Litigation - Hastings College of the Law - August 18, 2020]**

Closed Session for the Board of Supervisors to convene on August 18, 2020, for the purpose of conferring with, or receiving advice from the City Attorney, pursuant to California Government Code, Section 54956.9, and San Francisco Administrative Code, Section 67.10(d)(1), regarding existing litigation in authorizing settlement of the lawsuit filed by Hastings College of the Law against the City and County of San Francisco for \$0 and a Stipulated Injunction; the lawsuit was filed on May 4, 2020, in United States District Court, Case No. 20-cv-3033; entitled Hastings College of the Law, et al. v. City and County of San Francisco; the lawsuit involves alleged civil rights violations, Federal Americans with Disabilities and California Disabled Persons Act violations, Negligence; Public Nuisance; Private Nuisance and Inverse Condemnation; scheduled pursuant to a motion made and approved on August 11, 2020, during action at the Board of Supervisors meeting for File No. 200758. (Clerk of the Board)

**Closed Session: The Board of Supervisors shall confer with the City Attorney.**

[Elect To Disclose]

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

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

Present: Supervisors Mar, Haney

42. [200758](#) **[Settlement of Lawsuit - Hastings College of the Law - \$0]**  
Ordinance authorizing settlement of the lawsuit filed by Hastings College of the Law against the City and County of San Francisco for \$0 and a Stipulated Injunction; the lawsuit was filed on May 4, 2020, in United States District Court, Case No. 20-cv-3033; entitled Hastings College of the Law, et al. v. City and County of San Francisco; the lawsuit involves alleged civil rights violations, Federal Americans with Disabilities and California Disabled Persons Act violations, Negligence; Public Nuisance; Private Nuisance and Inverse Condemnation. (City Attorney)

08/11/2020; CONTINUED ON FIRST READING.

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

**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 43 through 47 will be taken during Item 39 - General Public Comment.)

**Items 43 through 47**

43. [200918](#) **[Supporting California State Senate Bill No. 1257 (Durazo) - The Health and Safety for All Workers Act]**

**Sponsors: Mar; Walton**

Resolution supporting California State Senate Bill No. 1257, authored by State Senator Maria Elena Durazo, The Health and Safety for All Workers Act, which would eliminate the exclusion of household domestic service from Cal/OSHA workplace health and safety protections and ensure that domestic workers have access to health and safety training, information about risks in the workplace, and necessary protective equipment.

08/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 44. [200920](#) [Affirming Commitment to Direct Resources to Housing for the Black Community and Addressing Black Homelessness]**  
**Sponsors: Haney; Walton and Preston**  
Resolution affirming commitment from the Board of Supervisors to direct resources to housing for the Black community, and to address Black homelessness.

08/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**
  
- 45. [200927](#) [Opposing Changes to Title IX that Diminish the Rights of Sexual Assault Victims at Institutions of Higher Education]**  
**Sponsors: Stefani; Yee**  
Resolution opposing changes to Title IX that diminish the rights of sexual assault victims at institutions of higher education by making it more difficult to file an official grievance and protects assailants from disciplinary action, and urging Congress to further enhance victims' rights under Title IX.

08/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**
  
- 46. [200928](#) [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Twenty-Third, Twenty-Fourth, and Twenty-Fifth Supplements]**  
**Sponsor: Yee**  
Motion concurring in actions taken by the Mayor in the Twenty-Third, Twenty-Fourth, and Twenty-Fifth Supplements to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic.

08/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**
  
- 47. [200929](#) [Closed Session - Labor Negotiations - August 18, 2020]**  
**Sponsor: Yee**  
Motion that the Board of Supervisors convene in closed session on August 18, 2020, to confer with the Mayor's Office and the Department of Human Resources, pursuant to California Government Code, Section 54957.6 and San Francisco Administrative Code, Section 67.10(e), regarding negotiations with labor unions representing City employees.

08/11/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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



## 48. 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: 146 427 4376 # #](#)

## 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 ORDINANCE****200896 [Administrative Code - Debarment and Suspension of City Contractors]**

Ordinance amending Administrative Code, Chapter 28(1), to add a Contractor's prohibited provision of gifts or money to a public official as an express ground for debarment and revising debarment procedures; (2) to amend the definition of "Contractor" by expressly including grant applicants and grantees in the defined term; and (3) to add provisions authorizing suspension of a Contractor from participating in the procurement process for entering into City contracts or applying for grants if the Contractor is the subject of a criminal or civil charge brought by a government agency against the Contractor alleging that the Contractor committed a violation of any civil or criminal law or regulation against any government entity relevant to the Contractor's ability or capacity honestly to perform under or comply with the terms and conditions of a City contract, including but not limited to the grounds for debarment set forth in Chapter 28. (City Attorney)

08/10/2020; RECEIVED FROM DEPARTMENT.

08/18/2020; RECEIVED AND ASSIGNED to the Rules Committee.

**PROPOSED RESOLUTIONS****200895 [Settlement of Unlitigated Claim - Richard I. Klein and Janice T. Low - \$103,786.91]**

Resolution approving the settlement of the unlitigated claim filed by Richard I. Klein and Janice T. Low against the City and County of San Francisco for \$103,786.91; the claim was filed on December 21, 2019; the claim involves a cast iron water main break that caused flooding to the property. (City Attorney)

08/05/2020; RECEIVED FROM DEPARTMENT.

08/18/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**200897 [Grant Agreement Amendment - Retroactive - Self-Help for the Elderly - Nutrition Programs Services - Not to Exceed \$11,564,733]**

Resolution retroactively approving an expedited grant amendment between the City and County of San Francisco and Self-Help for the Elderly, for the administration of nutrition programs, to extend the grant agreement to December 31, 2020, and to increase the grant amount by \$1,872,168 for a total not to exceed amount of \$11,564,733 to commence on July 1, 2020. (Human Services Agency)

08/10/2020; RECEIVED FROM DEPARTMENT.

08/18/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**200898**

**[Grant Agreement Amendment - Retroactive - Meals on Wheels of San Francisco - Nutrition Programs Services - Not to Exceed \$29,174,263]**

Resolution retroactively approving an expedited grant amendment between the City and County of San Francisco and Meals on Wheels of San Francisco for the administration of nutrition programs, to extend the grant agreement to December 31, 2020, and to increase the grant amount by \$2,946,695 for a total not to exceed amount of \$29,174,263 to commence on July 1, 2020. (Human Services Agency)

08/10/2020; RECEIVED FROM DEPARTMENT.

08/18/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**200932 [Petitions and Communications]**

Petitions and Communications received from August 6, 2020, through August 13, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on August 18, 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, submitting the Executive Order Extending the Commercial Eviction Moratorium, dated August 12, 2020. Copy: Each Supervisor. (1)

From the Office of the Controller, submitting the Mayor's Proposed Salary Ordinance as of Jul 31, 2020, for FYs 2020-2021 and 2021-2022 and the Mayor's Proposed Budget and Appropriation Ordinance as of July 31, 2020, for FYs 2020-2021 and 2021-2022. Copy: Each Supervisor. (2)

From the Health Officer of the Department of Public Health, issuing Order of the Health Officer C19-15b. Copy: Each Supervisor. (3)

From the Office of the Controller, submitting their policy regarding continuity of payment for nonprofit suppliers in the event of COVID-19 related disruptions. Copy: Each Supervisor. (4)

From the Human Services Agency, submitting an Administrative Code, Chapter 12B, Waiver Request. Copy: Each Supervisor. (5)

From the Police Department, pursuant to Administration Code, Section 19B.7, submitting a report summarizing the acquisition and/or use of Surveillance Technology. Copy: Each Supervisor. (6)

From the Police Department, pursuant to Administration Code, Section 96A, submitting the mandatory Law Enforcement Report. Copy: Each Supervisor. (7)

From the Office of the Controller, pursuant to Charter, Section 9.102, submitting the FY 2020-2021 and FY 2021-2022 Revenue Letter, the Controller's Discussion of the Mayor's Proposed Budget. Copy: Each Supervisor. (8)

From the Youth Commission, regarding the Mayor's Proposed Budget - Department of Homelessness and Supportive Housing - 120 Units of Permanent Supportive Housing for Transitional Aged Youth. Copy: Each Supervisor. (9)

From the Department of Elections, regarding the November 3, 2020, Consolidated General Election. 4 letters. Copy: Each Supervisor. (10)

From Bon Appetit, pursuant to the WARN Act, California Labor Code, Section 1401, submitting notice of elimination of positions. 2 letters. Copy: Each Supervisor. (11)

From concerned citizens, regarding Mayoral Appointments, Municipal Transportation Agency Board of Directors - Jane Natoli and Sharon Lai. File Nos. 200389 and 200724. 4 letters. Copy: Each Supervisor. (12)

From concerned citizens, regarding Hearing - Appeal of Final Environmental Impact Report Certification - Proposed Balboa Reservoir Project. File Nos. 200804, 200635, 200422, 200423, and 200740. 46 letters. Copy: Each Supervisor. (13)

From concerned citizens, regarding Hearing - Appeal of Revised Final Mitigated

Negative Declaration - Proposed 3516 and 3526 Folsom Street Project. File No. 200800. 63 letters. Copy: Each Supervisor. (14)

From concerned citizens, regarding Hearing - Committee of the Whole - Sales Tax to Support Caltrain Service. File No. 200880. Copy: Each Supervisor. (15)

From Eileen Boken, submitting public comment for various legislation. File Nos. 200567, 200834, 200833, and 200838. Copy: Each Supervisor. (16)

From concerned citizens, regarding proposed legislation Declaring Anti-Black Racism as a Human Rights and Public Health Crisis, in relation to Lava Thomas. File No. 200711. 37 Letters. Copy: Each Supervisor. (17)

From Shelley Lee, regarding the La Pulgita flea market and the spread of COVID-19. Copy: Each Supervisor. (18)

From MegaBlack SF, regarding the FY2020-2021 and FY2021-2022 budget allocation to the Black community. Copy: Each Supervisor. (19)

From concerned citizens, regarding the need for San Francisco to have a budget for all. 501 letters. Copy: Each Supervisor. (20)

From Jackie Wright, regarding the San Francisco Black Film Festival Director Kali O'Ray. Copy: Each Supervisor. (21)

From Jamey Frank, regarding proposed Charter Amendment - Sheriff Department Oversight Board and Inspector General. File No. 200514. Copy: Each Supervisor. (22)

From Karen Levi, regarding the use of the name CAREN in legislation. Copy: Each Supervisor. (23)

From South of Market Community Action Network, regarding misuse of their name with regard to the Balboa Reservoir Project. File No. 200804. Copy: Each Supervisor. (24)

From Anastasia Glikshtern, regarding the annual public hearing regarding pest management activities on City properties. Copy: Each Supervisor. (25)

From Dave Reddy, regarding CleanPowerSF has doubled his PG&E bill. Copy: Each Supervisor. (26)

From Phil L., regarding parking on sidewalks and those violations are being ignored. Copy: Each Supervisor. (27)

From Suzanne and David Rinaldo, regarding the proposed project at 1846 Grove Street. File Nos. 200746 and 200750. Copy: Each Supervisor. (28)

From Zach Karnazes, regarding the Mayor's office on Disability refusing ADA complaints and denied public records request. Copy: Each Supervisor. (29)

From concerned citizens, regarding the COVID-19 pandemic. 4 letters. Copy: Each Supervisor. (30)

From concerned citizens, regarding homelessness in San Francisco. 5 letters. Copy: Each Supervisor. (31)

From concerned citizens, regarding defunding the San Francisco Police Department. 10 letters. Copy: Each Supervisor. (32)

## **ADJOURNMENT**