



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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PUBLIC COMMENT CALL-IN
[1 \(415\) 655-0001/ Meeting ID: 146 443 9293 # #](tel:4156550001)

Tuesday, November 3, 2020 - 2:00 PM

Regular Meeting

NORMAN YEE, PRESIDENT

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

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Fewer, Walton, Mandelman, Yee, Ronen

Budget and Finance Committee

Supervisors Fewer, Walton, Mandelman

Government Audit and Oversight Committee

Supervisors Mar, Peskin, Haney

Joint City, School District, and City College Select Committee

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

Land Use and Transportation Committee

Supervisors Peskin, Safai, Preston

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

Rules Committee

Supervisors Ronen, Stefani, Mar

Meeting Days

Wednesday
1:00 PM

Wednesday
10:30 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), 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) 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).

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at soff@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>.

Ethics Requirements

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

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

Remote Access to Information and Participation

In accordance with Governor 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) 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; 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

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As the COVID-19 disease progresses, please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [September 29, 2020](#), Regular Board Meeting Minutes.

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 6

Recommendation of the Budget and Finance Committee

Present: Supervisors Fewer, Walton, Mandelman

1. [201152](#) **[Appropriation and De-Appropriation - District 7 General City - Various Departments and ADM - District 7 Participatory Budget and Disaster Planning - \$282,598; DPW - District 7 Play Space - \$25,000; SFMTA - District 7 Vision Zero - \$250,000 - FY2020-2021]**

Sponsor: Yee

Ordinance de-appropriating \$282,598 from District 7 General City Responsibility (GEN) and appropriating \$235,598 to various departments to support District 7 Participatory Budgeting projects and \$47,000 to the Office of City Administrator (ADM) to support District 7 Disaster Planning projects; de-appropriating \$25,000 from the Department of Public Works (DPW) and appropriating \$25,000 to support various District 7 Play Space projects in the Recreation and Park Department in Fiscal Year (FY) 2020-2021; and de-appropriating \$250,000 from San Francisco Municipal Transportation Agency (SFMTA) and appropriating \$250,000 to support various District 7 Vision Zero projects at SFMTA in FY2020-2021.

(Fiscal Impact)

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

2. [200537](#) **[Administrative Code - Floodplain Management and Flood Insurance Requirements]**
Ordinance amending the Administrative Code to update the City's floodplain management requirements to conform to current Federal floodplain management and National Flood Insurance Program criteria; to remove obsolete provisions; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Administrator)

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [200611](#) **[Administrative Code - COVID-19 Rent Resolution and Relief Fund]**
Sponsors: Preston; Ronen, Mar, Walton, Haney, Fewer and Safai
Ordinance amending the Administrative Code to establish the COVID-19 Rent Resolution and Relief Fund, to provide financial support to landlords whose tenants have been unable to pay rent due to the COVID-19 pandemic.

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [200948](#) **[Administrative Code - Community Opportunity to Purchase Act]**
Sponsors: Fewer; Walton, Yee, Mandelman, Mar, Preston, Peskin, Ronen and Haney
Ordinance amending the Administrative Code to require sellers of multifamily residential buildings to provide a new right of first offer and right of first refusal to qualified nonprofit organizations if a multifamily residential building is not under contract or remains unsold after one year and after each year thereafter; require sellers to provide additional disclosures to qualified nonprofit organizations; provide information to current tenants, and assist qualified nonprofits with due diligence; and allow multifamily residential buildings acquired by qualified nonprofit organizations under the Community Opportunity to Purchase Act (COPA) to convert to a limited equity cooperative under Subdivision Code Division 11; and exclude from COPA land dedications to the City and County of San Francisco.

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [201183](#) **[Administrative Code - Housing Stability Fund]**
Sponsors: Preston; Ronen, Mar, Walton, Haney and Fewer
Ordinance amending the Administrative Code to establish the Housing Stability Fund for the acquisition, creation, and operation of affordable Social Housing Developments, and establishing the Housing Stability Fund Oversight Board to advise the Board of Supervisors regarding the use of the Housing Stability Fund.

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ronen, Stefani, Mar

6. [200951](#) **[Administrative Code - Department of Public Health - Providing Staff for the Behavioral Health Commission]**
Sponsors: Stefani; Mar, Peskin, Mandelman, Yee, Walton, Haney and Safai
Ordinance amending the Administrative Code to require the Department of Public Health to provide administrative staff to support the Behavioral Health Commission; to expand the membership criteria to conform to state law; and to reset all Commission member terms as of January 1, 2021, to be staggered so that no more than one-third of the members' terms expire at one time.

10/27/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Fewer, Walton, Mandelman

7. [201133](#) **[Administrative Code - Health Care Requirements for Certain Employers at San Francisco International Airport]**
Sponsors: Mandelman; Walton, Mar, Haney, Peskin, Safai, Ronen, Preston and Fewer
Ordinance amending the Administrative Code to require employers of employees covered by the Quality Standards Program at the San Francisco International Airport to provide family health insurance to such employees, or to make contributions on the employees' behalf to an account established under Section 14.2 of the Administrative Code.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [201090](#) **[Apply for Grant Application - Retroactive - Centers for Disease Control and Prevention - Integrated HIV Surveillance and Prevention Programs for Health Departments - \$7,008,377]**

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Department of Public Health to submit a one-year application for Calendar Year 2021 to continue to receive funding for the Integrated HIV Surveillance and Prevention Programs for Health Departments from the Center of Disease Control and Prevention, and requesting \$7,008,377 in HIV prevention funding for San Francisco from January 1, 2021, through December 31, 2021. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

9. [200701](#) **[Building Code, Environment Code - Mandating New Construction Be All-Electric]**

Sponsors: Mandelman; Preston

Ordinance amending the Building Code to require new construction to utilize only electric power; amending the Environment Code to provide public hearings on implementation of all-electric requirements; adopting findings of local conditions under the California Health and Safety Code; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mandelman, Stefani, Walton

10. [200398](#) **[Police Code - Third-Party Food Delivery Services]**

Sponsors: Peskin; Safai, Mandelman, Walton and Stefani

Ordinance amending the Police Code to regulate third-party food delivery services ("delivery services") by 1) capping fees charged to restaurants at 15% of an order total; 2) prohibiting delivery services from restricting restaurant pricing; 3) prohibiting delivery services from charging restaurants for telephone calls to the delivery service not resulting in any food or beverage order; 4) prohibiting delivery services from providing services to any restaurant without the restaurant's express written agreement to receive such services; 5) requiring third-party food delivery services to terminate a service contract within 72 hours of receiving a notice requesting termination from a restaurant; 6) requiring retention of and City access to records substantiating compliance with these restrictions; 7) authorizing the imposition of penalties for violations; and 8) authorizing the Office of Economic and Workforce Development to implement and enforce this Ordinance; and providing that the Ordinance shall expire by operation of law 60 days after the County Health Officer amends the Stay Safer at Home Order to allow indoor dining at restaurants at 100% capacity.

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. [200900](#) **[Liquor License Transfer - 321-323 Grant Avenue - Sool Bar]**
Resolution determining that the transfer of a Type-48 on-sale general public premises liquor license to Sool Partners, LLC, doing business as Sool Bar as part of Hotel 32one, located at 321-323 Grant Avenue (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**
12. [200971](#) **[Liquor License Transfer - 553-561 Geary Street - Swig]**
Resolution determining that the transfer of a Type-48 on-sale general public premises liquor license to Electrocelt Promotions Inc., doing business as Swig at 553-561 Geary Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**
13. [200991](#) **[Liquor License Transfer - 3499 Mission Street - Grab & Eat]**
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Suhaila Yusuf Farhat, doing business as Grab & Eat located at 3499 Mission Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**
14. [201022](#) **[Liquor License Transfer - 2190 Union Street - Luke's Local]**
Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to Luke's Local, Inc., doing business as Luke's Local located at 2190 Union Street (District 2), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Rules Committee

Present: Supervisors Ronen, Stefani, Mar

15. [201180](#) **[Appointments, In-Home Supportive Services Public Authority - Sascha Bittner, Alexander Madrid, Daisy McArthur and Robin Wilson-Beattle]**
Motion appointing Sascha Bittner, term ending March 1, 2021, Alexander Madrid, term ending March 1, 2022, and Daisy McArthur and Robin Wilson-Beattle, terms ending March 1, 2023, to the In-Home Supportive Services Public Authority. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

16. [201181](#) **[Appointments, Assessment Appeals Board No. 1 - Elizabeth Zareh, Diane Robinson and Richard Lee]**

Motion appointing Elizabeth Zareh, term ending September 6, 2021, and Diane Robinson and Richard Lee, terms ending September 4, 2023, to the Assessment Appeals Board No. 1. (Rules Committee)

Question: Shall this Motion be APPROVED?

17. [201182](#) **[Appointment, Assessment Appeals Board No. 3 - Jeffrey Lee]**

Motion appointing Jeffrey Lee, term ending September 4, 2023, to the Assessment Appeals Board No. 3. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

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

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

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

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

(The President may entertain a motion to continue this Hearing and the associated Motions to the Board of Supervisors meeting of November 10, 2020.)

PUBLIC COMMENT WILL BE TAKEN ON THE CONTINUANCE
[1 \(415\) 655-0001 / Meeting ID: 146 443 9293 # #](#)

18. [201112](#) [Hearing - Appeal of Statutory Exemption From Environmental Review - Proposed SFMTA's COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes - August 22, 2020 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 Statutory Exemption by the Planning Department on August 20, 2020, in Planning Department Case No. 2020-007286ENV, for the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes - August 22, 2020 project. (Appellants: Justin A. Zucker of Reuben, Junius & Rose, LLP, on behalf of Safeway, Inc. (Filed September 14, 2020); David Pilpel (Filed September 21, 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

19. [201113](#) **[Affirming the Statutory Exemption Determination - SFMTA - COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes]**
Motion affirming the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes project is statutorily exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

20. [201114](#) **[Conditionally Reversing the Statutory Exemption Determination - SFMTA - COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes]**
Motion conditionally reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes project is statutorily exempt from 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?

21. [201115](#) **[Preparation of Findings to Reverse the Statutory Exemption Determination - SFMTA - COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Bus Service Adjustments and Associated Stop, Street, and Parking Changes project is statutorily exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

(The President may entertain a motion to continue this Hearing and the associated Motions to the Board of Supervisors meeting of November 10, 2020.)

PUBLIC COMMENT WILL BE TAKEN ON THE CONTINUANCE
[1 \(415\) 655-0001 / Meeting ID: 146 443 9293 # #](#)

22. [201116](#) **[Hearing - Appeal of Statutory Exemption From Environmental Review - Proposed MTA's COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes - August 22, 2020, and Fall 2020 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 Statutory Exemption by the Planning Department on August 20, 2020, in Planning Department Case No. 2020-007183ENV, for the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes - August 22, 2020, and Fall 2020 project. (Appellants: Justin A. Zucker of Reuben, Junius & Rose, LLP, on behalf of Safeway, Inc. (Filed September 14, 2020); David Pilpel (Filed September 21, 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

23. [201117](#) **[Affirming the Statutory Exemption Determination - SFMTA - COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes]**
 Motion affirming the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes project is statutorily exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

24. [201118](#) **[Conditionally Reversing the Statutory Exemption Determination - SFMTA - COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes]**
 Motion conditionally reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes project is statutorily exempt from 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?

25. [201119](#) **[Preparation of Findings to Reverse the Statutory Exemption Determination - SFMTA - COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's (SFMTA) COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes project is statutorily exempt from 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 Government Audit and Oversight Committee at a Special Meeting on Thursday, October 29, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, November 3, 2020.

26. [201054](#) **[Emergency Ordinance - Grocery Store, Drug Store, Restaurant, and On-Demand Delivery Service Employee Protections]**

Sponsor: Haney

Reenactment of emergency ordinance (Ordinance No. 74-20) to temporarily require grocery store, drug store, restaurant, and on-demand delivery service employers to provide health and scheduling protections to employees 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?

27. [201087](#) **[Emergency Ordinance - Temporary Right to Reemployment Following Layoff Due to COVID-19 Pandemic]**

Sponsor: Mar

Reenactment of emergency ordinance (Ordinance No. 104-20, reenacted by Ordinance No. 159-20) to temporarily create a right to reemployment for certain employees laid off due to the COVID-19 pandemic if their employer seeks to fill the same position previously held by a laid-off worker, or a substantially similar position, as defined.

(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?

28. 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.

29. PUBLIC COMMENT

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

Members of the public who want a visual displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 146 443 9293 # #](tel:4156550001)

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

(PUBLIC COMMENT for Items 30 through 33 will be taken during Item 29 - General Public Comment.)

Items 30 through 33

30. [201228](#) **[Urging the Naming of City Hall Press Room After Barbara Taylor]**
Sponsor: Peskin
Resolution urging the naming of the second floor City Hall press room after legendary San Francisco radio reporter Barbara Taylor.
- 10/27/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

31. [201233](#) **[Committee of the Whole - Shelter-in-Place Rehousing and Site Demobilization Plan - November 10, 2020, at 3:00 p.m.]**

Sponsors: Walton; Haney, Ronen and Preston

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, November 10, 2020, at 3:00 p.m., during the Regular Board of Supervisors Meeting, to hold a public hearing on the Shelter-in-Place Rehousing and Site Demobilization Plan.

10/27/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

32. [201231](#) **[Adoption of Findings Related to Conditional Use Authorization - 1846 Grove Street]**

Motion adopting findings in support of the Board of Supervisors' disapproval of Planning Commission Motion No. 20681, approving a Conditional Use Authorization, identified as Planning Case No. 2018-011441CUA, for a proposed project at 1846 Grove Street, and the Board's approval of a Conditional Use Authorization for the same Planning Case and property with different conditions; adopting findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. (Clerk of the Board)

10/27/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

33. [201215](#) **[Final Map No. 10139 - 901-911 Union Street]**

Motion approving Final Map No. 10139, a six residential unit condominium project, located at 901-911 Union Street, being a subdivision of Assessor's Parcel Block No. 0120, Lot No. 001; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

10/26/2020; RECEIVED FROM DEPARTMENT.

10/28/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. 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: 146 443 9293 # #](tel:4156550001)

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

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

Introduced at the Request of a Department

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

PROPOSED RESOLUTIONS**201210 [Lease Agreement - Andre-Boudin Bakeries, Inc - Seawall Lot 301 (2890 Taylor Street) - Minimum Base Rent of \$19,087 Per Month]**

Resolution approving Lease L-16697 between the Port Commission and Andre-Boudin Bakeries, Inc. for the Chowder Hut, located at Seawall Lot 301 (2890 Taylor Street), for a term of ten years with one five-year option to extend for a monthly minimum base rent of \$19,087 to commence following Board approval.

10/26/2020; RECEIVED FROM DEPARTMENT.

11/03/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

201211 [Accept and Expend Gift - Zoe Dell Nutter Charitable Remainder Unitrust - SFO Museum Collection - Not to Exceed \$73,000]

Resolution authorizing the San Francisco International Airport (SFO) Museum to accept and expend a gift of not to exceed \$73,000 from the Zoe Dell Nutter Charitable Remainder Unitrust for the purchase of objects for the SFO Museum collection. (Airport Commission)

10/26/2020; RECEIVED FROM DEPARTMENT.

11/03/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

201212 [Outreach Community Advertising and Neighborhood Outreach Advertising - El Reportero; Bay Area Reporter; Jasmine Blue Media LLC; The Potrero View; The Richmond Review; The Sunset Beacon; Small Business Exchange; World Journal SF LLC - FY2020-2021]

Resolution designating Small Business Exchange to be the outreach periodical of the City and County of San Francisco for the African American community; El Reportero to be the outreach periodical of the City and County of San Francisco for the Hispanic community; World Journal SF LLC to be the outreach periodical of the City and County of San Francisco for the Chinese community; Bay Area Reporter to be the outreach periodical of the City and County of San Francisco for the Lesbian, Gay, Bisexual and Transgender community; Jasmine Blue Media LLC (dba Marina Times) to be the neighborhood outreach periodical of the City and County of San Francisco for the Marina, Cow Hollow, North Beach and Chinatown neighborhoods; The Potrero View to be the neighborhood outreach periodical of the City and County of San Francisco for the Potrero Hill, Dogpatch, Mission Bay and Eastern SoMa neighborhoods; The Richmond Review to be the neighborhood outreach periodical of the City and County of San Francisco for the Richmond District neighborhood; The Sunset Beacon to be the neighborhood outreach periodical of the City and County of San Francisco for the Sunset District neighborhood; and to provide outreach advertising for Fiscal Year (FY) 2020-2021. (Office of Contract Administration)

10/26/2020; RECEIVED FROM DEPARTMENT.

11/03/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

201213

[Agreement - Sunset Scavenger Company, Golden Gate Disposal & Recycling Company, Recology San Francisco - Refuse Collection - Not to Exceed \$62,500,000]

Resolution approving under Charter, Section 9.118(b), an Agreement between the City and County of San Francisco and the Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San Francisco (Contractors), for refuse services, resulting in total compensation to Contractors in an amount not to exceed \$62,500,000 for the term of December 1, 2020, through November 30, 2026, with options to extend the term for an additional four years. (Office of Contract Administration)

10/26/2020; RECEIVED FROM DEPARTMENT.

11/03/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

201214

[Contract Amendment - Off the Grid Services LLC - Great Plates Delivered - Not to Exceed \$36,135,000]

Resolution approving a contract 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 five months for a total term of May 29, 2020, through May 28, 2021, and to increase the contract amount by \$26,730,000 for a total not to exceed amount of \$36,135,000 to commence on November 15, 2020. (Human Services Agency)

10/26/2020; RECEIVED FROM DEPARTMENT.

11/03/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

201235 **[Petitions and Communications]**

Petitions and Communications received from October 22, 2020, through October 29, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 3, 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 Thirty-First, Supplement to the Mayoral Proclamation Declaring the Existence of a Local Emergency, dated February 25, 2020. Copy: Each Supervisor (1)

From the Department of Public Health, submitting Order of the Health Officer 19-07I; and Health Directives 2020-15c, 2020-18b, 2020-21c, 2020-21d, 2020-21e, 2020-22d, 2020-23b, 2020-30b, and 2020-31b; and Tips and FAQs for reopening. Copy: Each Supervisor. (2)

From the Office of the Mayor, pursuant to Administrative Code, Section 5.240, making the following (re)nominations to the City Hall Preservation Advisory Commission: Copy: Each Supervisor. (3)

- Robert Vergara - term ending January 13, 2024 (Nomination)
- Ellen Schumer - term ending January 13, 2022 (Renomination)
- James Haas - term ending January 13, 2024 (Renomination)
- Patrick Carney - term ending January 13, 2024 (Renomination)
- Mae Woo - term ending January 13, 2022 (Renomination)

From the Public Utilities Commission, pursuant Ordinance No. 199-19, submitting the Annual Report to the Board of Supervisors (dated October 19, 2020) on the Low Carbon Fuel Standard (LCFS) Credit Sales. File No. 190656. Copy: Each Supervisor. (4)

From the Department of Elections, submitting updates on voting for the November 3, 2020, Consolidated General Election. Copy: Each Supervisor. (5)

From the Office of the Controller's City Services Auditor, submitting the report, entitled "The Office of the Chief Medical Examiner Must Improve Inventory Management to More Effectively Safeguard and Track Its Drug Evidence." Copy: Each Supervisor. (6)

From the San Francisco International Airport, regarding the proposed Resolution Affirming the Board of Supervisors' Commitment to Advancement of Racial Equity in the City and County Programs, Policies and Services. File No. 181229. Copy: Each Supervisor. (7)

From the Public Utilities Commission, pursuant to Ordinance No. 101-20, submitting the Quarterly Green Infrastructure Grant Program Report, October 2020. File No. 200454. Copy: Each Supervisor. (8)

From the Department of Homelessness and Supportive Housing, pursuant to Administrative Code, Section 37.6(j), submitting the Annual Report on Evictions from Subsidized Housing for Fiscal Year 2019-20. Copy: Each Supervisor. (9)

From the California Fish and Game Commission, pursuant to Government Code, Section 11346.1(a)(1), submitting a Notice of Proposed Emergency Action to add Section 749.10, Title 14, California Code of Regulations Re: Take of Western Joshua Tree. Copy: Each Supervisor. (10)

From Eileen Boken, regarding the proposed Ordinance amending the Administrative Code - Workforce Education and Recovery Fund. File No. 200761. Copy: Each Supervisor. (11)

From Tim Chan, regarding the proposed Mayoral Appointment to the Treasure Island Development Authority Board of Directors - Julia Prochnik. File No. 201038. Copy: Each Supervisor. (12)

From the San Francisco Bar Association, regarding the proposed Ordinance approving the Memorandum of Understanding and Settlement of Grievances - Police Officers Association. File No. 201050. Copy: Each Supervisor. (13)

From concerned citizens, regarding the proposed Ordinance amending the Administrative Code - Permanent Supportive Housing - Rent Contribution Standard. File No. 201185. 2 letters. Copy: Each Supervisor. (14)

From concerned citizens, regarding the proposed Resolution Condemning Ongoing Attacks in the Artsakh Republic and Urging the United States to Broker Cessation of Hostilities. File No. 201202. 4 letters. Copy: Each Supervisor. (15)

From Seyfarth Shaw LLP, regarding the proposed Ordinance amending the Administrative Code - Health Care Requirements for Certain Employers at San Francisco International Airport. File No. 201133. 2 letters. Copy: Each Supervisor. (16)

From Reuben, Junius & Rose, LLP, regarding the Hearing of Appeal of Statutory Exemption From Environmental Review - Proposed SFMTA's COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes - August 22, 2020 Project; and the Hearing of Appeal of Statutory Exemption From Environmental Review - Proposed MTA's COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes - August 22, 2020, and Fall 2020 Project. File Nos. 201112 & 201119. Copy: Each Supervisor. (17)

From Mary Miles, submitting a demand to cure and correct violations of the Brown Act. File Nos. 200883, 200903, 200987, 201000, and 201024. Copy: Each Supervisor. (18)

From Ahimsa Porter Sumchai MD, regarding the BayView op-ed from Dr. Balmes Apology to Dr. Sumchai. Copy: Each Supervisor. (19)

From Kris Uber, regarding the chronic theft from Walgreens at 300 Gough Street. 2 letters. Copy: Each Supervisor. (20)

From Cold Steel America, regarding the Department of Health's Directive No. 2020-30b. Copy: Each Supervisor. (21)

From concerned citizens, regarding the Observation Wheel in Golden Gate Park. 8 letters. Copy: Each Supervisor. (22)

From Aaron Goodman, regarding how to imagine change in larger communities. Copy: Each Supervisor. (23)

From the League of Women Voters of San Francisco, regarding Police District Community Meetings. Copy: Each Supervisor. (24)

From Chaz, regarding the permanent Shared Spaces program. Copy: Each Supervisor. (25)

From Denise Louie, regarding misleading Recreation and Park Department claims in the Hazards and Climate Resilience Plan. Copy: Each Supervisor. (26)

From concerned citizens, regarding proposed Ordinance amending the Administrative Code - Eviction of Commercial Tenants During COVID-19 Pandemic. File No. 201056. 27 letters. Copy: Each Supervisor. (27)

From Shawn Nguyen, regarding the Taxi Medallion program. 2 letters. Copy: Each Supervisor. (28)

From Mark O., regarding renaming schools, streets and other City properties. Copy: Each Supervisor. (29)

From Lizette E. Wanzer, regarding returning the 27 Muni line back into service. Copy: Each Supervisor. (30)

From Becky Evans, regarding the proposed Resolution approving the Real Property Lease - Twin Peaks Petroleum, Inc. - 598 Portola Drive - \$200,200 Per Year Base Rent. File No. 200965. Copy: Each Supervisor. (31)

From concerned citizens, regarding the San Francisco Police Department using private cameras to spy on Black-led protests against police violence. 3 letters. Copy: Each Supervisor. (32)

From concerned citizens, regarding proposed Ordinance amending the Police Code - Discriminatory Reports to Law Enforcement. File No. 200735. 2 letters. Copy: Each Supervisor. (33)

From Carmen Chu, regarding updates from the Economic Recovery Task Force. Copy: Each Supervisor. (34)

ADJOURNMENT