

File No. 210780

Committee Item No. _____

Board Item No. 48

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: July 13, 2021

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- Mayor's Proclamation - 36th Supplement - 6/24/21
- _____
- _____
- _____
- _____
- _____
- _____

Prepared by: Lisa Lew

Date: July 9, 2021

Prepared by: _____

Date: _____

1 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Thirty-Sixth
2 Supplement]

3 **Motion concurring in actions taken by the Mayor in the Thirty-Sixth Supplement to the**
4 **Proclamation of Emergency to meet the ongoing local emergency related to the novel**
5 **coronavirus COVID-19 pandemic by extending the expiration date for additional paid**
6 **sick leave available to City employees during the pandemic from June 30, 2021 to**
7 **September 30, 2021.**

8
9 WHEREAS, On February 25, 2020, Mayor London N. Breed declared a local
10 emergency to exist in connection with the spread of the novel coronavirus COVID-19; and

11 WHEREAS, The Mayor transmitted a copy of that Proclamation Declaring the
12 Existence of a Local Emergency to the Board of Supervisors (the "Proclamation"), and on
13 March 3, 2020, the Board of Supervisors concurred in the Proclamation and in the actions
14 taken by the Mayor to meet the emergency; the Proclamation and the Board's concurring
15 motion are on file with the Clerk of the Board of Supervisors in File No. 200228; and

16 WHEREAS, On April 7, 2020, the Board of Supervisors concurred in the Mayor's
17 Seventh Supplemental Proclamation, which provided a program for additional paid sick leave
18 for City employees through the pandemic to ensure they had sufficient paid time off balances
19 to remain out of the workplace if they or their family members are sick, quarantined, or
20 otherwise impacted by the pandemic, so those employees could return to work as soon as
21 possible and function at full capacity in the service of the City and its residents and also to
22 mitigate the financial impacts of the emergency on City employees; and

23 WHEREAS, On October 27, 2020, the Board of Supervisors concurred in the Mayor's
24 Thirtieth Supplemental Proclamation, which modified the paid sick leave program and
25 extended the expiration date for such sick leave to June 30, 2021; and

1 WHEREAS, On March 19, 2021, the State passed Senate Bill No. 95, adding Section
2 248.2 and 248.2 to the California Labor Code and mandating that employers provide
3 supplemental COVID-19 related paid sick leave through September 30, 2021.

4 WHEREAS, On June 24, 2021, the Mayor took additional steps to meet the emergency
5 by issuing the Thirty-Sixth Supplement to the Proclamation, ordering one action to meet the
6 emergency; the Thirty-Sixth Supplement is on file with the Clerk of the Board of Supervisors in
7 Board File No. 210780;

8 WHEREAS, Government Code, Sections 8550 et seq., and Charter, Section 3.100,
9 provide for the concurrence by members of the Board of Supervisors in such emergency
10 declaration and in action taken by the Mayor to meet the emergency; and now, therefore, be it

11 MOVED, That the Board of Supervisors concurs with the following action taken by the
12 Mayor to meet the local emergency included in the Mayor’s Thirty-Sixth Supplement to the
13 Proclamation, dated June 24, 2021, as such action is described in full in the Thirty-Sixth
14 Supplement and summarized as follows:

15 Action 1: Modifying the program providing an additional 80 hours of new
16 paid sick leave to employees employed as of April 1, 2020, enacted in Section 2 of the
17 Mayor’s Seventh Supplemental Proclamation, and supplemented in the Mayor’s Thirtieth
18 Supplemental Proclamation, to extend the expiration date for leave available under the
19 program from June 30, 2021 to September 30, 2021.

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**THIRTY-SIXTH SUPPLEMENT TO MAYORAL PROCLAMATION DECLARING
THE EXISTENCE OF A LOCAL EMERGENCY DATED FEBRUARY 25, 2020**

WHEREAS, California Government Code Sections 8550 et seq., San Francisco Charter Section 3.100(14) and Chapter 7 of the San Francisco Administrative Code empower the Mayor to proclaim the existence of a local emergency, subject to concurrence by the Board of Supervisors as provided in the Charter, in the case of an emergency threatening the lives, property or welfare of the City and County or its citizens; and

WHEREAS, On February 25, 2020, the Mayor issued a Proclamation (the “Proclamation”) declaring a local emergency to exist in connection with the imminent spread within the City of a novel (new) coronavirus (“COVID-19”); and

WHEREAS, On March 3, 2020, the Board of Supervisors concurred in the Proclamation and in the actions taken by the Mayor to meet the emergency; and

WHEREAS, On March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency to exist within the State due to the threat posed by COVID-19; and

WHEREAS, On March 6, 2020, the Health Officer declared a local health emergency under Section 101080 of the California Health and Safety Code, and the Board of Supervisors concurred in that declaration on March 10, 2020; and

WHEREAS, In the Seventh Supplemental Proclamation, the Mayor provided a program for additional paid sick leave for City employees through the pandemic to ensure they have sufficient paid time off balances to remain out of the workplace if they or their family members are sick, quarantined, or otherwise impacted by the pandemic, so those employees could return to work as soon as possible and function at full capacity in the service of the City and its residents and also to mitigate the financial impacts of the emergency on City employees; and

WHEREAS, In the Thirtieth Supplemental Proclamation, the Mayor modified the paid sick leave program and extended the expiration date for such sick leave to June 30, 2021; and

WHEREAS, On March 19, 2021, the State passed Senate Bill No. 95, adding Section 248.2 and 248.2 to the California Labor Code and mandating that employers provide



supplemental COVID-19 related paid sick leave through September 30, 2021 (“SB 95”). To align with SB 95 and provide COVID-19 sick leave for employees to use for purposes of obtaining vaccinations, it is in the public interest to extend the expiration date of the City’s COVID-19 paid sick leave program to September 30, 2021;

NOW, THEREFORE,

I, London N. Breed, Mayor of the City and County of San Francisco, proclaim that there continues to exist an emergency within the City and County threatening the lives, property or welfare of the City and County and its citizens;

In addition to the measures outlined in the Proclamation and in the Supplements to the Proclamation issued on various dates, it is further ordered that:

The program providing an additional 80 hours of new paid sick leave to employees employed as of April 1, 2020, enacted in Section 2 of the Mayor’s Seventh Supplemental Proclamation, and supplemented in the Mayor’s Thirtieth Supplemental Proclamation is modified to extend the expiration date for leave available under the program to September 30, 2021. The other terms of the program in Section 2 of the Mayor’s Seventh Supplemental Proclamation as modified by the Mayor’s Thirtieth Supplemental Proclamation shall remain in effect.

DATED: June 24, 2021

A handwritten signature in blue ink that reads "London Breed".

London N. Breed
Mayor of San Francisco

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Walton

Subject:

Concurring in Actions to Meet Local Emergency - Coronavirus Response

The text is listed:

Motion concurring in actions taken by the Mayor in the Thirty-Sixth Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by extending the expiration date for additional paid sick leave available to City employees during the pandemic from June 30, 2021 to September 30, 2021.

Signature of Sponsoring Supervisor: /s/ Shamann Walton