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**THIRD SUPPLEMENT TO MAYORAL PROCLAMATION<sup>AK</sup> ~~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 Local 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**, On March 6, 2020, the City issued public health guidance to encourage social distancing to disrupt the spread of COVID-19 and protect community health; and

**WHEREAS**, On March 7, 2020, the Local Health Officer ordered certain City facilities not to hold non-essential group events of more than 50 people for the two weeks from the date of the order and prohibited visitors from Laguna Honda Hospital; and

**WHEREAS**, On March 7, 2020, the Department of Human Resources issued guidance to minimize COVID-19 exposure risk for City employees who provide essential services to the local community, in particular during the current local emergency; and

**WHEREAS**, On March 11, 2020 and on March 13, 2020, the Mayor issued supplements to the Proclamation, ordering additional measures to respond to the emergency; and



**WHEREAS**, On March 16, 2020, the Local Health Officer issued an order requiring most people to remain at home subject to certain exceptions including obtaining essential goods such as food and necessary supplies, and requiring the closure of non-essential businesses, through April 7, 2020; and

**WHEREAS**, There are currently 43 confirmed cases of COVID-19 within the City, more than 600 confirmed cases in California, and there have been 11 COVID-19-related deaths in California; and

**WHEREAS**, It is in the public interest that the City take steps to encourage employees in the City to stay home when they are sick or caring for a sick family member, and providing financial assistance to City employers who are willing to increase paid sick leave benefits and pass the City's contribution on to employees will reduce the financial and health impacts associated with the COVID-19 pandemic; and

**WHEREAS**, Many City employees have been reassigned from their normal duties or deployed as Disaster Service Workers to assist in the emergency response effort; other City employees must prioritize and for many employees devote all their work time to the emergency response; City departments have been directed to support telecommuting to the extent possible; the City must hire workers, such as nurses, to perform critical duties necessary to respond to the pandemic; in light of the need for quick action to deploy the City workforce effectively in these emergent circumstances and to protect the City workforce from health impacts caused by COVID-19, it is in the public interest to temporarily waive certain provisions of the City's civil service rules and rules regarding hiring to the extent such modifications are necessary to respond to the emergency; and

**WHEREAS**, Many City workers affected by the shelter in place order cannot perform their duties remotely and must stay home, and it is in the public interest to support such employees through the duration of the order with paid leave; and

**WHEREAS**, The March 16, 2020 order of the Local Health Officer prohibited restaurants from operating in-person dining but allowed restaurants to continue operating delivery and takeout; removing barriers in local law that would otherwise prohibit a restaurant from operating a delivery or take-out only business is necessary to support these restaurants and to conform with the intent of the Local Health Officer's order; and



**WHEREAS**, Given the March 16, 2020 shelter in place order of the Local Health Officer restricting movement within the City, the ongoing threat of community spread of COVID-19, and the need to reduce social interaction to control that spread, only essential meetings of the City's boards and commissions should be held during the Local Health Officer's shelter in place order; and

**WHEREAS**, The Mayor does hereby proclaim that the conditions of extreme peril exist and continue to warrant and necessitate the existence of a local emergency,

**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, in the March 11, 2020 Supplement to the Proclamation, and in the March 13, 2020 Second Supplement to the Proclamation, it is further ordered that:**

(1) The Director of the Office of Economic and Workforce Development is authorized to implement a program under which the City will provide financial assistance to employers that agree to supplement their existing paid sick leave policies by providing additional paid sick leave to employees who work in the City or on City-owned property. Funds the City provides employers under this program shall be designated to fund additional paid sick leave the employer provides. The Director is delegated authority to develop and promulgate criteria for employer and employee eligibility and other rules related to the program, including but not limited to the amount the City will fund per eligible employee. The program shall last for an initial period of 90 days, for sick leave taken on or after March 16, 2020. The Mayor may extend the program if conditions warrant. The Mayor shall provide notice of the extension through an Executive Order posted on the Mayor's website and delivered to the Clerk of the Board of Supervisors; and

(2) The Human Resources Director or designee, and the Director of Transportation or designee for San Francisco Municipal Transportation Agency service critical employees, is delegated authority during the local emergency to temporarily waive provisions of Civil Service Commission Rules and provisions of the Charter regarding hiring, if the Human Resources Director or Director of Transportation deems such waiver necessary to





comply with public health orders issued by local, state, or federal health officials or to ensure continuity of City operations in response to the emergency. In addition, the Human Resources Director or designee is delegated authority during the local emergency to temporarily waive the limitation on the hours worked for employees appointed under Charter section 10.104(16). This Order ratifies any prior such waivers; and

(3) The Director of Transportation for San Francisco Municipal Transportation Agency service critical employees is authorized, with concurrence of the Controller, to create a paid leave program for those employees who are not working, including working from home, through April 17, 2020 to mitigate the financial impacts of the emergency, and for all other City employees the Human Resources Director is authorized, with concurrence of the Controller, to create a paid leave program for employees who are not working, including working from home, through April 17, 2020, to mitigate the financial impacts of the emergency; and

(4) Any local law requiring a restaurant use to have dine-in operations is suspended. Consistent with the shelter in place order of the Local Health Officer, restaurants may prepare and provide ready-to-eat cooked foods to customers for take-out or delivery purposes without providing an option for consumption on the premises, for the duration of that order as it may be modified or extended; and

(5) From March 18, 2020 through April 7, 2020, City policy and advisory bodies shall not hold public meetings, unless the Board of Supervisors, acting by written motion, or the Mayor or the Mayor's designee directs otherwise, based on a determination that a policy body has an urgent need to take action to ensure public health, safety, or essential government operations. This order applies to all City commissions, boards, and advisory bodies other than the Board of Supervisors and its committees.

DATED: March 17, 2020

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

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London N. Breed  
Mayor of San Francisco