

File No. 200690

Committee Item No. _____

Board Item No. 36

COMMITTEE/BOARD OF SUPERVISORS

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Date: _____

Board of Supervisors Meeting

Date: June 30, 2020

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- Mayoral Proclamation - Twentieth Supplement - 06/19/20
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Prepared by: Lisa Lew

Date: June 26, 2020

Prepared by: _____

Date: _____

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

2

3 **Motion concurring in actions taken by the Mayor in the Twentieth Supplement to the**
4 **Proclamation of Emergency, released on June 19, 2020, to meet the ongoing local**
5 **emergency related to the novel coronavirus COVID-19 pandemic.**

6

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

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

14 WHEREAS, On March 11, 2020, and March 13, 2020, the Mayor took additional steps
15 to meet the local emergency by issuing the First and Second Supplements to the
16 Proclamation, and on March 24, 2020, the Board of Supervisors concurred in the actions
17 taken by the Mayor in those Supplements; the First and Second Supplements and the Board's
18 concurring motion are on file with the Clerk of the Board of Supervisors in File No. 200294;
19 and

20 WHEREAS, On March 17, 2020, March 18, 2020, and March 23, 2020, the Mayor took
21 additional steps to meet the local emergency by issuing the Third, Fourth, and Fifth
22 Supplements to the Proclamation, and on March 31, 2020, the Board of Supervisors
23 concurred in the actions taken by the Mayor in those Supplements; the Third, Fourth, and
24 Fifth Supplements and the Board's concurring motion are on file with the Clerk of the Board of
25 Supervisors in File No. 200326; and

1 WHEREAS, On March 27, 2020, and March 31 2020, the Mayor took additional steps
2 to meet the local emergency by issuing the Sixth and Seventh Supplements to the
3 Proclamation and on April 7, 2020, the Board of Supervisors concurred in the actions taken in
4 those Supplements; the Sixth and Seventh Supplements to the Proclamation and the Board's
5 concurring motion are on file with the Clerk of the Board of Supervisors in File No. 200352;
6 and

7 WHEREAS, On April 1, 2020, the Mayor took additional steps to meet the local
8 emergency by issuing the Eighth Supplement to the Proclamation, and on April 14, 2020, the
9 Board of Supervisors concurred in the actions taken in that Supplement; the Eighth
10 Supplement to the Proclamation and the Board's concurring motion are on file with the Clerk
11 of the Board of Supervisors in File No. 200369; and

12 WHEREAS, On April 10, 2020, and April 14, 2020, the Mayor took additional steps to
13 meet the emergency by issuing the Ninth and Tenth Supplements to the Proclamation, and on
14 April 21, 2020, the Board of Supervisors concurred in the actions taken in those Supplements;
15 the Ninth and Tenth Supplements and the Board's concurring motion are on file with the Clerk
16 of the Board of Supervisors in File No. 200384; and

17 WHEREAS, On April 23, 2020, the Mayor took additional steps to meet the emergency
18 by issuing the Eleventh Supplement to the Proclamation, and on May 5, 2020, the Board of
19 Supervisors concurred in the actions taken in that Supplement; the Eleventh Supplement and
20 the Board's concurring motion are on file with the Clerk of the Board of Supervisors in File No.
21 200437; and

22 WHEREAS, On April 30, 2020, the Mayor took additional steps to meet the emergency
23 by issuing the Twelfth Supplement to the Proclamation, and on May 12, 2020, the Board of
24 Supervisors concurred in the actions taken in that Supplement; the Twelfth Supplement and
25

1 the Board's concurring motion are on file with the Clerk of the Board of Supervisors in File No.
2 200473; and

3 WHEREAS, On May 11, 2020, the Mayor took additional steps to meet the emergency
4 by issuing the Thirteenth Supplement to the Proclamation, and on May 19, 2020, the Board of
5 Supervisors concurred in the actions taken in that Supplement; the Thirteenth Supplement
6 and the Board's concurring motion are file with the Clerk of the Board of Supervisors in File
7 No. 200498; and

8 WHEREAS, On May 13, 2020, and May 18, 2020, the Mayor took additional steps to
9 meet the emergency by issuing the Fourteenth and Fifteenth Supplements to the
10 Proclamation, and on May 26, 2020, the Board of Supervisors concurred in the actions taken
11 in those Supplements; the Fourteenth and Fifteenth Supplements and the Board's concurring
12 motion are on file with the Clerk of the Board of Supervisors in File No. 200553; and

13 WHEREAS, On May 29, 2020, the Mayor took additional steps to meet the emergency
14 by issuing the Sixteenth Supplement to the Proclamation, and on June 9, 2020, the Board of
15 Supervisors concurred in the actions taken in that Supplement; the Sixteenth Supplement and
16 the Board's concurring motion are on file with the Clerk of the Board of Supervisors in File No.
17 200600; and

18 WHEREAS, On June 2, 2020, and June 9, 2020, the Mayor took additional steps to
19 meet the emergency by issuing the Seventeenth and Eighteenth Supplements to the
20 Proclamation, and on June 17, 2020, the Board of Supervisors concurred in the actions taken
21 in those Supplements; the Seventeenth and Eighteenth Supplements and the Board's
22 concurring motion are on file with the Clerk of the Board of Supervisors in File No.200632;
23 and

24 WHEREAS, On June 13, 2020, the Mayor took additional steps to meet the emergency
25 by issuing the Nineteenth Supplement to the Proclamation, ordering one action to meet the

1 emergency; the Nineteenth Supplement is on file with the Clerk of the Board of Supervisors in
2 Board File No. 200687;

3 WHEREAS ON June 19, 2020, the Mayor took additional steps to meet the emergency
4 by issuing the Twentieth Supplement to the Proclamation, ordering two actions to meet the
5 emergency; the Twentieth Supplement is on file with the Clerk of the Board of Supervisors in
6 Board File No. 200690; and

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

10 MOVED, That the Board of Supervisors concurs with the following actions taken by the
11 Mayor to meet the local emergency included in the Mayor's Twentieth Supplement to the
12 Proclamation, dated June 19, 2020, as those actions are described in full in the Twentieth
13 Supplement and summarized as follows:

14 Action #1: Modifying Section 2 of the 16th Supplement to the Emergency
15 regarding commission meetings to allow the Mayor to grant a waiver from the remote meeting
16 requirement so that a commission may meet in person to consider a personnel-related item.
17 The commission would still be prohibited from providing a physical meeting place for
18 members of the public to attend.

19 Action #2: Delaying the due date for various annual public right-of-way
20 occupancy assessment fees imposed by Public Works to September 30, 2020.

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**TWENTIETH 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, On March 16, 2020, the City’s Health Officer issued a stay safe at home order, Health Officer Order No. C19-07 (the “Stay Safe At Home Order”), requiring most people to remain in their homes subject to certain exceptions including obtaining essential goods such as food and necessary supplies, and requiring the closure of non-essential businesses; the Health Officer has amended the Stay Safe At Home Order to modify the ongoing restrictions; and

WHEREAS, There have been 3,057 confirmed cases of COVID-19 within the City and 47 COVID-19-related deaths in the City; there have been more than 177,000 confirmed cases in California and more than 5,300 COVID-19-related deaths in California; and

WHEREAS, This order and the previous orders issued during this emergency have all been issued because of the propensity of the virus to spread person to person and also



because the virus physically is causing property loss or damage due to its proclivity to attach to surfaces for prolonged periods of time; and

WHEREAS, In the Sixteenth Supplement to the Emergency Proclamation dated May 29, 2020, the Mayor issued an order placing restrictions on meetings of City policy bodies, including a requirement that all meetings be conducted by telephonic or electronic means. It is necessary to modify that order to allow policy bodies a means to request permission to meet in person to consider personnel matters when necessary; and

WHEREAS, Given the economic impacts of the COVID-19 emergency and the required business closures, it is in the public interest to delay the due date for annual assessment fees for various permits issued by the Department of Public Works to provide more time for permit holders to pay such fees; and

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 dated March 11, March 13, March 17, March 18, March 23, March 27, March 31, April 1, April 10, April 14, April 23, April 30, May 11, May 13, May 18, May 29, June 2, June 9, and June 13, 2020, it is further ordered that:

(1) Section 2 of the 16th Supplement to the Emergency Proclamation is revised and replaced as follows:

Public meetings of City commissions, boards, and advisory bodies other than the Board of Supervisors and its committees must comply with the following conditions for all public meetings:

a. The meetings must occur by teleconference or other electronic means without providing a physical meeting place, and the commission, board, or advisory body must comply with all applicable law governing public meetings during the emergency, including allowing public observation and participation;



b. The commission, board, or advisory body must prioritize any urgent action items necessary for public health, safety, and essential government function; and

c. Before scheduling a meeting, a policy body that is not established in the Charter must confer with the department that provides administrative and clerical support to the body, to ensure that the meeting will not unreasonably require the time of staff who are otherwise deployed or participating in the City's response to the COVID-19 pandemic.

Upon request from the policy body chairperson, the Mayor may waive the requirement in subsection (a) and allow members of a policy body to convene at a physical location for the sole purpose of discussing and/or taking action on an item concerning a personnel matter. However, the policy body shall not provide a physical location for members of the public to attend and shall comply with all applicable requirements concerning public observation and participation. The policy body members and other participants shall follow all applicable health directives.

This Order shall remain in place until July 31, 2020, unless terminated earlier by the Mayor or unless the Governor rescinds his executive order authorizing public meetings to occur by electronic means without providing a physical meeting place under state law.

(2) Notwithstanding any City law, the deadline to pay annual public right-of-way occupancy assessment fees in Sec 2.1.1 of the Public Works Code for Major Encroachment, Minor Encroachment, Overwide Driveway, Street Improvement and Vault Permits is extended from July 1, 2020 to September 30, 2020.

DATED: June 19, 2020

A handwritten signature in blue ink, reading "London N. 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):

Subject:

The text is listed:

Signature of Sponsoring Supervisor:

For Clerk's Use Only