



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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PUBLIC COMMENT CALL-IN
1 (888) 204-5984 / Access Code 3501008

Tuesday, May 12, 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

10:00 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 placed on the overhead for display should clearly state such and subsequently remove the document 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.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

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AGENDA PACKET: Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or 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 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 serbisyong pang-wika sa Espanyol, Intsik at Tagalog para sa lahat ng mga regular at espesyal na pulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Filipino na maaaring i-request sa pinakmababa na di bababa sa 48 oras bago ang pulong upang matiyak na matutugunan and inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. 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.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485. There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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. 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 Gavin Newsom’s statewide order for all residents to “Stay at Home” - and the numerous local and state proclamations, orders and supplemental directions - aggressive directives have been issued to slow down and reduce the spread of the COVID-19 virus. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely and allow for remote public comment, pursuant to the lifted restrictions on videoconferencing and teleconferencing. Therefore, Board of Supervisors meetings that are held through videoconferencing will allow remote public comment.

Watch San Francisco Cable Channel 26 or visit the SFGovTV website (www.sfgovtv.org) to stream the live meetings or watch them on demand. Members of the public are encouraged to participate remotely by submitting comments (www.sfbos.org/participate-and-submit-comments-remotely).

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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 and the Board of Supervisors.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [March 24, 2020](#), Regular Board Meeting Minutes, and [March 31, 2020](#), Special Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By eight (8) votes, the Board of Supervisors may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

There were no questions submitted from Supervisors representing Districts 1, 2, 3, or 4. The Mayor may address the Board for up to five minutes.

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

1. [200125](#) **[Levying Special Taxes - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**
Sponsor: Mayor
 Ordinance levying special taxes within the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services).

 04/07/2020; CONTINUED ON FIRST READING.

 04/14/2020; CONTINUED ON FIRST READING.

 04/28/2020; CONTINUED ON FIRST READING.

 05/05/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Mar, Peskin, Haney

- 2. **200372** **[Administrative Code - County Jail No. 4 Closure]**
Sponsors: Fewer; Haney, Walton, Ronen, Preston, Mar, Peskin, Safai, Mandelman and Yee
 Ordinance amending the Administrative Code to require the City to close County Jail No. 4, located on the seventh floor of the Hall of Justice, by November 1, 2020; to require the Sentencing Commission to establish a Safety and Justice Challenge Subcommittee to plan for the reduction of the City’s daily jail population and closure of County Jail No. 4; and affirming the Planning Department’s determination under the California Environmental Quality Act.

 (Fiscal Impact)

 05/05/2020; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

 05/05/2020; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

- 3. **191075** **[Planning, Administrative Codes - Residential Occupancy]**
Sponsors: Peskin; Preston, Fewer, Yee, Stefani, Ronen and Safai
 Ordinance amending the Planning Code to create the Intermediate Length Occupancy residential use characteristic; amending the Administrative Code to clarify existing law regarding the enforceability of fixed-term leases in rental units covered by the just cause protections of the Residential Rent Stabilization and Arbitration Ordinance (the “Rent Ordinance”), prohibit the use of rental units for temporary occupancies by non-tenants, require landlords to disclose in advertisements for such units that the units are subject to the Rent Ordinance, and authorize enforcement through administrative and/or civil penalties; requiring the Controller to conduct a study to analyze the impacts of new Intermediate Length Occupancy units in the City; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

 05/05/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ronen, Stefani, Mar

4. [200387](#) [Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Cristina Rubke]

Motion approving the Mayor's nomination for reappointment of Cristina Rubke 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: February 28, 2020.)

04/28/2020; CONTINUED.

05/05/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

NEW BUSINESS**Recommendations of the Budget and Finance Committee**

Present: Supervisors Fewer, Walton, Mandelman

5. [200401](#) [Annual Salary Ordinance Amendment - COVID-19 Military Service Qualifying for Supplementation of Military Pay]

Sponsor: Stefani

Ordinance amending Ordinance No. 170-19, the Annual Salary Ordinance FYs 2019-2020 and 2020-2021, to add active military service related to the COVID-19 pandemic to the enumerated events that qualify for supplementation of military pay.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [200315](#) [Real Property Lease Amendments - K LW Investments, LLC - 3119 Mission Street and 3120 Mission Street - \$2,072,836.48 Annual Base Rent]

Sponsor: Mayor

Resolution authorizing the Director of Property to exercise Lease Amendments for leases of real property located at 3119 Mission Street and 3120 Mission Street for office and service spaces, with K LW Investments, LLC, as landlord, each for five-year terms to commence on July 1, 2020, and to expire on June 30, 2025, at the combined monthly base rent of \$172,736.37 for a total annual base rent of \$2,072,836.48 with base rent increasing at 3% per year.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

7. [200316](#) **[Real Property Lease Extension Option - RACHRIS, LLC - 2 Gough Street - \$624,115.76 Annual Base Rent]**
Sponsor: Mayor
Resolution authorizing the Director of Property to exercise an option to extend a Lease of real property located at 2 Gough Street for office space, with RACHRIS, LLC, as landlord, for a five-year term commencing on July 1, 2020, and expiring on June 30, 2025, at a monthly base rent of \$52,009.65 for a total annual base rent of \$624,115.76 with base rent increasing at 3% per year.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
8. [200402](#) **[Accept and Expend Grant - California Department of Housing and Community Development - Affordable Housing and Sustainable Communities Program - Treasure Island - \$20,000,000]**
Sponsor: Mayor
Resolution authorizing the Treasure Island Development Authority ("Authority") to execute a Standard Agreement with the California Department of Housing and Community Development ("HCD") under the Affordable Housing and Sustainable Communities Program for a total award of \$20,000,000 including \$13,753,000 to be disbursed as a loan from HCD to the project sponsor of a 100% affordable housing project at Treasure Island Parcel C3.1 and \$6,247,000 to be disbursed as a grant from HCD to the Authority for public transportation improvements on Treasure Island, for the period starting on the execution date of the Standard Agreement to June 30, 2039; and authorizing the Authority to accept and expend the grant of \$6,247,000 for ferry terminal and Bay Bridge connection improvements, and other transit oriented programming and improvement approved by HCD. (Treasure Island Development Authority)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Peskin, Safai, Preston

9. [200142](#) **[Planning Code - Conditional Use Authorizations for Demonstrably Unaffordable Housing]**
Sponsors: Mandelman; Peskin
Ordinance amending the Planning Code to require conditional use authorization for applications to demolish a single-family residential building on a site zoned as RH-1 (Residential, House District, One Family) or RH-1(D) (Residential, House District, One Family-Detached), when the building is demonstrably not affordable or financially accessible housing; 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 convenience, necessity, and welfare under Planning Code, Section 302.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

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.

COMMITTEE REPORTS

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

The following item will be considered by the Rules Committee at a Regular Meeting on Monday, May 11, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, May 12, 2020.

- 10. [200424](#) **[Administrative Code - Balboa Reservoir Community Advisory Committee]**
Sponsor: Yee
 Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 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.

12. 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 placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

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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 13 through 20 will be taken during Item 12 - General Public Comment.)

Items 13 through 20

13. [200427](#) **[Opposing California State Assembly Bill No. 2261 (Chau) - Facial Recognition Technology]**
Sponsors: Peskin; Safai and Mandelman
Resolution opposing California State Assembly Bill No. 2261, authored by Assembly Member Edwin Chau, which would preempt San Francisco's precedent-setting prohibition on government acquisition and use of facial recognition technology and thereby imperil the public health and safety of San Francisco residents and visitors.
- 04/28/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 05/05/2020; CONTINUED.
- Question: Shall this Resolution be ADOPTED?**
14. [200466](#) **[Supporting California State Assembly Bill No. 2058 (Gabriel) - Housing Preservation Tax Credit]**
Sponsors: Fewer; Walton and Peskin
Resolution supporting California State Assembly Bill No. 2058, authored by Assembly Member Jessie Gabriel, to create an affordable housing preservation tax credit to incentivize the preservation of existing affordable apartment properties and mobile-home parks.
- 05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
15. [200467](#) **[Supporting National Mental Health Awareness Month During COVID-19]**
Sponsors: Haney; Ronen, Walton, Preston and Stefani
Resolution supporting National Mental Health Awareness Month and efforts of mental health service providers to implement low-barrier, quality services in order to overcome the negative impacts of COVID-19 to a person's mental health and wellness during the global pandemic.
- 05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

- 16. [200468](#) [Urging Additional COVID-19 Data Reporting for Congregate Residential Facilities and Sexual Orientation and Gender Identity Demographic Information]**
Sponsor: Mar
Resolution urging the inclusion of additional data sets in the San Francisco COVID-19 Data Tracker for sexual orientation and gender identity, and additional congregate residential facilities.

05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 17. [200469](#) [Urging Congress to Enact the Automatic Boost to Communities Act]**
Sponsors: Ronen; Walton, Haney and Preston
Resolution commending United States Representatives Rashida Tlaib and Pramila Jayapal for introducing the Automatic Boost to Communities (ABC) Act to provide a \$2,000 payment to every person in America as immediate critical relief during the COVID-19 crisis, followed by \$1,000 recurring monthly payments for one year after the end of the crisis to help our country and families recover; and calling on House Speaker Nancy Pelosi and Congress to support and pass the ABC Act.

05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 18. [200470](#) [Commending Captain Brett Elliott Crozier]**
Sponsor: Stefani
Resolution commending Captain Brett Elliott Crozier, United States Navy, for his courageous leadership as commanding officer of the USS Theodore Roosevelt.

05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 19. [200446](#) [Committee of the Whole - Report of Delinquent Real Property Transfer Taxes - June 2, 2020, at 3:00 p.m.]**
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 2, 2020, at 3:00 p.m., to hold a public hearing on a Resolution confirming report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0269, Lot No. 004 (364 Bush Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund. (Clerk of the Board)

05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

20. 200473 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]
Sponsor: Yee

Motion concurring in actions taken by the Mayor in the Twelfth Supplement to the Proclamation of Emergency, released on April 30, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic.

05/05/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

21. 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 (888) 204-5984 / Access Code: 3501008*

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 ORDINANCES

200439 [Settlement of Lawsuit - Christian Martinez - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Christian Martinez against the City and County of San Francisco for \$50,000; the lawsuit was filed on July 24, 2019, in San Francisco Superior Court, Case No. CGC-19-577895; entitled Christian Martinez v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury and property damage from a vehicle collision. (City Attorney)

04/29/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

200440 [Settlement of Lawsuit - Tomasso Albonetti - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Tomasso Albonetti against the City and County of San Francisco for \$150,000; the lawsuit was filed on September 6, 2018, in San Francisco Superior Court, Case No. CGC-18-569483; entitled Tomasso Albonetti v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

04/29/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

200441 [Settlement of Lawsuit - Brian Soo - \$50,500]

Ordinance authorizing settlement of the lawsuit filed by Brian Soo against the City and County of San Francisco for \$50,500; the lawsuit was filed on May 18, 2017, in San Francisco Superior Court, Case No. CGC-17-559042; entitled Brian Soo v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City street. (City Attorney)

04/29/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

200442 [Grant of Easement - Millennium Tower Association - Millennium Tower 301 Mission Perimeter Pile Upgrade Project - \$0]

Ordinance approving an Easement Deed and Agreement between the City and County of San Francisco and Millennium Tower Association, for certain surface and subsurface rights in a portion of the sidewalk on the southern side of Mission Street at the intersection of Mission and Fremont Streets and on the eastern side of Fremont Street at the same intersection, for \$0, to allow a structural upgrade of the 301 Mission Street high-rise building known as Millennium Tower, contingent on a number of events, including court approval of a class action settlement of the Millennium Tower Litigation; waiving requirements of Administrative Code, Chapter 23; authorizing the Director of Property to execute real estate documents, make certain modifications, and take actions in furtherance of this Ordinance, as defined herein; adopting environmental findings under the California Environmental Quality Act; and adopting findings that the easement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (City Attorney)

05/04/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

200443 [Administrative Code - Requirement for Prospective Contractors to Substantiate Safety Record to be Eligible for a Public Works Contract]

Ordinance amending the Administrative Code to include as a mandatory element in the definition of the term "Responsible" substantiation of a record of safe performance on construction projects by the bidder or proposer on a Public Works or Improvement project, and to expressly require construction contract awards for all specific project-delivery methods be made only to Responsible construction contractors. (City Administrator)

05/04/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

PROPOSED RESOLUTIONS

200444 [Contract Amendment - CityBase, Inc. - Software as a Service Agreement - Not to Exceed \$37,000,000]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a Software as a Service Agreement and support contract with CityBase, Inc., to extend to a five-year term with two options to renew for a period of two years each, for a new term of April 17, 2018, through April 16, 2023, and increasing the contract amount by \$27,400,000 for a total amount not to exceed \$37,000,000 to commence upon Board of Supervisors and Mayoral approval. (Treasurer-Tax Collector)

04/28/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200445 **[Lease Agreement - MRG San Francisco Terminal 3, LLC - Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease - \$750,000 Minimum Annual Guarantee]**

Resolution approving the Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease No 19-0246, between MRG San Francisco Terminal 3, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$750,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

04/29/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200448 **[Report of Delinquent Real Property Transfer Taxes]**

Resolution confirming report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0269, Lot No. 004 (364 Bush Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund. (Assessor-Recorder)

05/04/2020; RECEIVED FROM DEPARTMENT.

05/12/2020; RECEIVED AND ASSIGNED to the Board of Supervisors.

200472 [Petitions and Communications]

Petitions and Communications received from April 30, 2020, through May 7, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 12, 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 Health Officer of the Department of Public Health, issuing Directives of the Health Order Nos. 2020-02, 2020-03, 2020-02b, and 2020-03b. Copy: Each Supervisor. (1)

From the Office of the Mayor, submitting meeting authorizations for the week of May 4, 2020. Copy: Each Supervisor. (2)

From the Public Utilities Commission, pursuant to Charter, Section 8B.125, regarding adopting a voluntary green tariff electric rate for Hetch Hetchy Power customers. Copy: Each Supervisor. (3)

From President of the Board of Supervisors, pursuant to Charter, Section 4.105, making the following nomination to the Planning Commission: Copy: Each Supervisor. (4)

Deland Chan - term ending July 1, 2022

From the Police Commission, submitting a letter requesting a Commission meeting on May 13, 2020. Copy: Each Supervisor. (5)

From Senator Dianne Feinstein, regarding proposed legislation on safe sleeping sites. File No. 200453. Copy: Each Supervisor. (6)

From Stephen Martin-Pinto, regarding the appointment of a County Veteran Service Officer. Copy: Each Supervisor. (7)

From Teri DiMarino, regarding pet grooming during the Shelter in Place order. Copy: Each Supervisor. (8)

From the Chamber of Commerce, regarding the proposed legislation to suspend Proposition D Enforcement. Copy: Each Supervisor. (9)

From the United States Tennis Associate, Northern CA Section, regarding restrictions on playing tennis during the COVID-19 crisis. Copy: Each Supervisor. (10)

From various businesses pursuant to WARN Act, California Labor Code, Section 1401, submitting notice of plant closures and/or mass layoffs. 4 letters. Copy: Each Supervisor. (11)

From Barbara Amato, regarding handing out tents to the homeless in San Francisco. Copy: Each Supervisor. (12)

From Magick Altman, regarding the need for Commission meetings for oversight. Copy: Each Supervisor. (13)

From Kiely Hosmon, Director of the Youth Commission, regarding the proposed Charter Amendment on requirements for the Commission. File No. 200452. Copy: Each Supervisor. (14)

From the Human Rights Commission, Latino Task Force COVID-19 Committee, regarding Family Relief Fund recommendations. Copy: Each Supervisor. (15)

From Michael Petrelis, regarding a fixed time for public comment during the Board of Supervisors meeting. Copy: Each Supervisor. (16)

From Nancy Wuerfel, regarding the Certified Local Government Program (CLG) Annual Report presented at the Historic Preservation Commission meeting. Copy: Each Supervisor. (17)

From Paul Simpson, regarding Senate Bill 902 and Senator Scott Wiener. Copy: Each Supervisor. (18)

From GLIDE, regarding the proposed Emergency Ordinance on restroom and hand washing facilities for unsheltered people. File No. 200737. Copy: Each Supervisor. (19)

From UNITE/HERE, Local 2, regarding proposed legislation amending the Planning and Administrative Codes on residential occupancy. File No. 191075. Copy: Each Supervisor. (20)

From concerned citizens, regarding the hearing providing an update on hotel operations. File No. 200410. 4 letters. Copy: Each Supervisor. (21)

From concerned citizens, regarding the homeless in San Francisco. 3 letters. Copy: Each Supervisor. (22)

From Eileen Boken, submitting communications for various files. File Nos. 191075, 200372, 200426, and 200427. 4 letters. Copy: Each Supervisor. (23)

From the League of Women Voters of San Francisco, regarding advocates' recommendations for government transparency and accountability amid COVID-19 in San Francisco. Copy: Each Supervisor. (24)

From Steve Ward, regarding the Planning Commission and the Outlands Planning Council. Copy: Each Supervisor. (25)

From concerned citizens, regarding the Planning Department's plan to modify the California Environmental Quality Act's (CEQA) standard environmental requirement process. 2 letters. Copy: Each Supervisor. (26)

From Scott Bird, submitting a letter from the San Francisco Area of the League of Revolutionaries for a New America to Governor Gavin Newsom. Copy: Each Supervisor. (27)

From concerned citizens, regarding the proposed 2020 San Francisco Health and Recovery Bond. 9 letters. Copy: Each Supervisor. (28)

From concerned citizens, regarding the proposed Resolution urging implementation of statewide election reforms for the November Presidential Election while protecting voter access, ensure mass public education on voting, and focus on equity. File No. 200435. Copy: Each Supervisor. (29)

From concerned citizens, regarding the proposed Emergency on the emergency response in parks. File No. 200453. 5 letters. Copy: Each Supervisor. (30)

From concerned citizens, regarding the proposed Resolution declaring May 6, 2020, as A. P. Giannini Day on his 150th birthday. File No. 200430. 7 letters. Copy: Each Supervisor. (31)

From concerned citizens, regarding the proposed Ordinance amending the Administrative Code on the County Jail No. 4 closure. File No. 200372. 3 letters. Copy: Each Supervisor. (32)

From Ahimsa Porter Sumchai, MD, regarding PG&E closing its power plant in Hunters Point. Copy: Each Supervisor. (33)

From the Balboa Reservoir Community Advisory Committee, pursuant to Ordinance No. 45-15, submitting their 2019 Annual Report. Copy: Each Supervisor. (34)

From Kim Wynn, regarding comments made to a newspaper by a member of the Board of Supervisors. Copy: Each Supervisor. (35)

From Michael Papesch, regarding stolen bikes in San Francisco. Copy: Each Supervisor. (36)

From the Office of the Mayor, submitting a supplement to the Mayoral Proclamation Declaring the Existence of a Local Emergency, dated February 25, 2020. Copy: Each Supervisor. (37)

ADJOURNMENT

** BRIEFING WITH THE COUNTY HEALTH OFFICER

CLERK'S NOTE: Pursuant to Governor Newsom's Executive Order that allows policy bodies to receive updates from local officials relevant to the declared emergency - provided that the members do not take action nor discuss any items of business within the subject matter jurisdiction of their body - the Board of Supervisors may receive an update on the COVID-19 health emergency.

President Yee provided the attached memo, with questions from the Board, to Dr. Tomas Aragon, Chief Health Officer, and Dr. Grant Colfax, Director (Department of Public Health) 24 hours in advance, and requested a briefing of these questions after the Board meeting on May 12, 2020.


(Attachment - Memorandum from President Norman Yee)



MEMORANDUM

DATE: May 11, 2020

TO: Dr. Tomas Aragon, San Francisco Chief Health Officer
Dr. Grant Colfax, Director, Department of Public Health

FROM: President Norman Yee 

CC: Angela Calvillo, Clerk of the Board of Supervisors
Members of the Board of Supervisors
Board Legislative Aides

SUBJECT: Questions for Board of Supervisors' Briefing – May 12, 2020

Dear Dr. Aragon and Dr. Colfax,

Thank you for your work to date to help guide San Francisco's response to the COVID-19 crisis. To better prepare you in advance of Tuesday's Board of Supervisors COVID-19 public health briefing, I have surveyed my colleagues on pressing questions that to date remain unanswered, including those submitted at previous Emergency Operations Center briefings. It is critical for both the members of our governing body and the general public to have accurate and clear information on the public health response to the COVID-19 crisis, particularly as the Board of Supervisors and the Mayor work together to phase in a recovery period and implement strategies that protect our most vulnerable communities from transmission. Please provide a briefing of these questions at the end of the Board of Supervisors meeting on May 12, 2020

Below are questions arranged to help you focus on the bigger issues.

Role of the Chief Health Officer

1. We understand that, save for one incident, San Francisco has generally engaged in an informal agreement across all of the Bay Area counties that no local jurisdiction will deter from a universal application of public health decisions and standards for COVID-19 response without sign-off from each local Health Officer. What commitments, formal or informal, have been made on behalf of San Francisco with respect to the Chief Health Officer's guidance for San Francisco?
2. How often do you meet with your counterparts from the other five counties and the City of Berkeley? And who do you report out to after those meetings?
3. Is it the role of the CHO to initiate the drafting of San Francisco's Public Health Orders? Who has input and review of the Health Order from the City's policy body before the Chief Health Officer signs the document creating formal policy for the City and County of San Francisco? Does this include any members from the Board of Supervisors?

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

Demographics, Data & Transparency

4. According to a report, the API population represents over 50% of the deaths in San Francisco, but only a small % of those tested positive. Is there a reason why this discrepancy has not been investigated? Is there a lack of testing being done for the API population?

5. According to the City's DataTracker, almost a third of the COVID+ cases lack demographic data and are marked as "unknown" - why? What does that percentage of "unknowns" represent in terms of data sources? Are these private hospitals?

6. The Chief Health Officer has been in conversations with at least one Supervisor around issuing a health order requiring system-wide health data sharing across all hospitals and health clinics providing testing and treatment of COVID-19. Why have you not issued a health order to mandate this type of anonymized data disclosure? Is it because we are waiting for other counties to agree to do it at the same time? Is there a medical rationale as to why we are not mandating that private hospitals and health clinics share this information, including retroactively since the onset of testing? Where is that data?

7. What is San Francisco's R0, the mathematical term that indicates how contagious an infectious disease is, aka "the reproduction number"?

8. Given the importance of this number in determining an appropriate approach to targeting the allocation of limited resource and relaxing universal restrictions, why is this number not public? When was the Chief Health Officer planning on making this number public?

Testing Asymptomatic & Vulnerable Populations

9. Dr. Philip has presented that the City's testing capacity is 5,800 San Franciscans a day with our existing supply chain, not including the testing capacity of private hospitals & doctors' groups, such as Kaiser, Sutter/CPMC, Brown & Toland, One Medical, etc.) Yet based on the DataTracker's cumulative tests reported, we have only tested 6 days worth of our testing capacity since testing began. Is the medical (not financial) rationale in service of the health and well-being of the public for why the CHO has not mandated that the City does not include the capacity of private hospitals and doctors' groups?

10. Why has the Chief Health Officer not issued a Public Health Order requesting information on the testing resources and supplies on-hand across the hospital/provider network? It seems that this information is critical to assessing the City's overall testing capacity.

11. Has the Chief Health Officer considered taking steps under this State of Emergency to consolidate resources across the hospital/provider network and develop a plan of prioritization of the deployment of those resources - in the event that they are in short supply? (Though with a

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

testing capacity of 5,800 people a day, that doesn't seem to be the case, but in the event that this was the case.)

12. Doctors across the country grapple with making over who will get access to limited supplies of ventilators and life-saving resources. Has the Chief Health Officer considered an early prevention approach that focuses on consolidating testing and contact tracing resources across the network in order to avoid having to make these types of decisions after the fact?

13. Increasing access to testing is the single biggest topic of concern on bi-weekly Emergency Operations Center (EOC) calls. What progress have you made on developing and issuing clear protocols and priorities for testing and contact tracing? What benchmarks and deadlines have you set in order to release these protocols?

14. Dr. Aragon, you have said that the State and Center for Disease Control (CDC) has not issued guidance on how to operationalize asymptomatic testing. We also understand that as the County's Chief Health Officer, you have a tremendous amount of discretion which the CDC encourages localities to utilize - and which you have utilized in many other instances. We also know that as COVID-19 cases have leveled off in some demographics, we have seen confirmed cases increase in our congregate settings, including outbreaks at shelters, SRO residential hotels and senior facilities. What is the public health plan on how to operationalize asymptomatic testing in the City's highly transmissive congregate sites, particularly those where residents are mingling also with the general population as essential workers and to obtain essential services? In your medical opinion, what is the frequency that we need to operationalize mass testing in congregate facilities?

15. How quickly can the City implement concrete plans to expand testing sites, both for the general public and inside of congregate sites? (There are many barriers to SRO and housing insecure residents being able to access symptomatic testing at a CityTest site, ranging from language access, immigration status and limited mobility. What is the plan to ensure that testing can be batched on-site in congregate settings such as testing in SNFs, including the Jewish Home who is still waiting?

16. We have known since January of this year that our congregate facilities are not only the most transmissive settings but house the most vulnerable residents in the City, including demographics that SF General and UCSF doctors have identified as the biggest concerns for overwhelming our hospital system. What is our public strategy addressing outbreaks in these congregate settings and mandating steps to stop the spread in these "hot spots"?

17. What is the public health rationale behind issuing a Public Health Order for required testing in SNFs but not in other congregate settings?

18. Given the more than 100 confirmed cases of COVID-19 across at least 40 SRO buildings, what is the public health rationale for not issuing a mandatory health order for case investigation, contact tracing, testing, and isolation/quarantine in SROs?

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

19. SRO residents are being told when they call the clinical hotline that there are no isolation/quarantine (I/Q) units available for them - is this why testing is not being done, so that the City doesn't have to temporarily shelter low-income residents whose current living situation prohibits them from successfully self-isolating? Who makes this determination on behalf of the Department of Public Health and does the Chief Health Officer sign off on it?
20. Given the 100+ cases in the City's shelter system, what is the public health rationale for not having a Health Order mandating and outlining a process for testing in shelters?
21. From a health perspective, do you think we can responsibly re-open the City without knowing the extent of the COVID-19 spread in congregate settings?
22. Given the value placed on organized contact tracing universally across the globe, it is clear that we cannot develop a strategy for phasing in a re-opening of the City without a robust contact tracing plan in place, which ostensibly would be led by public health officials. Why has the Chief Health Officer not issued a Health Order outlining criteria for a citywide contact tracing program? (The Department of Human Resources has stated that they have developed a volunteer program for contact tracers, but there is no clear criteria or set of standards for implementing this program. They claim they have over 70 people who have "volunteered", but it's not clear how they were selected, why others who have volunteered have been denied, or what role the Chief Health Officer has had in reviewing, vetting or developing a plan for expanding this program beyond 70 people.)
23. Homelessness and behavioral health have long been public health crises that have been underresourced and without a clear City plan for addressing. COVID-19 has obviously exacerbated the existing crisis on our streets. Please explain the street-level behavioral health response to those in crisis currently and for the foreseeable next 18 months.
24. SF General Hospital and UCSF doctors, as well as many doctors and public health officials think that the homeless and housing insecure cannot effectively self-isolate and that the majority of this population fits into the "most vulnerable" category (i.e., over the age of 60, and with multiple pre-existing health conditions?) that have long been the top users of the City's Emergency Room services and are most at-risk of overwhelming our hospital system. What is the CHO's opinion of this?
25. Why has there no Health Order ordering the commandeering of quarantine units? You told several Supervisors that you were going to issue health guidance that confirmed that housing the homeless and housing insecure in private rooms was the best medical guidance for addressing this population's unique challenges in this pandemic. What is the public health criteria for accessing a quarantine/isolation unit, beyond the "most vulnerable" criteria which the majority of unhoused individuals fit? Are there different protocols for those individuals with behavioral health challenges versus other illnesses? DPH clinicians working in the hotels and the Department of Homelessness have both said there is a list of priority individuals who meet pre-

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

specified criteria for priority referral into a hotel isolation room, but that the public health staff and case managers at the hotels don't have access to that criteria or understand the referral process. Can you explain the medical rationale and prioritization? Is this the list that Dr. Bland created from his study? Or is this a new internal list of prioritization?

26. For Dr. Colfax: What is the Department of Public Health's process for soliciting feedback from DPH staff staffing hotels, or overall emergency COVID-19 response and how are those best practice recommendations considered and/or integrated into future operations?

27. Is there a Chief Health Officer's medical opinion and guidance on the creation of safe camping sites? Why has there been no formalized process or plan issued? Neighborhood groups are being told that the City's new process for addressing encampments is to close off residential alleyways and designate the public alleyways as sanctioned encampments. If these decisions are public health policies, where is the Public Health Order to ensure a standardized and accountable process? If these are general policy decisions, why have they not been brought to the Board of Supervisors?

28. Where is the written public health plan for addressing homeless encampments citywide so that the elected officials can make the necessary decisions to allocate resources where they are needed?

Mid/Long-term Plans for Surge Capacity & Treatment

29. Thankfully, those residents able to shelter in place and self-isolate have largely obeyed the emergency orders and we have not experienced a network-wide surge. Given the relaxing on restrictions, the assumption is that the Chief Health Officer feels confident that we will not be expecting a surge in the next several months. What is the plan for reallocating public health resources that were being warehoused or held in case of a surge, including DPH non-essential employees?

30. What plans are being prepared now to factor in other future emergencies that are likely to occur in the next several months, including poor air quality as a result in spikes in summer dry brush and forest fires?

31. Response to those in crisis currently and over the coming months

32. Now that Remdesivir has been authorized for emergency use in the United States, how are you ensuring that the drug is being distributed equally throughout the hospitals in San Francisco, including in private hospitals? Will the Chief Health Officer issue system-wide protocols that address this?

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

The following questions are related, but I will not ask for these questions to be answered on May 12, 2020. However, I will ask that you return to answer these questions in our future meeting.

Essential Businesses and Industries

33. How many times have you been contacted by a representative of the Mayor’s Office? How many times have you been contacted by a Supervisor? What is your normal report-out of communications?
34. How do you make your determinations as to what is essential and what is not? What is the process that you undertake with the City Attorney’s Office to define what is in the best interest of the public’s health? What are the criteria, and are they weighed against the greatest good or crafted through an equity lens? Does the criteria include analyzing the highest and best use of city resources to support the State of Emergency?
35. For example: please explain the public health rationale to open up San Francisco golf courses (which account for 5% of the City’s total land mass) to the general public for emergency health and recreation space with appropriate social distancing... and then to close down this emergency resource to only a small fraction of San Franciscans? Is this the highest and best use of this property during the State of Emergency? Is the tailored recreation of a small percentage of San Franciscans who have other options to recreate (we won’t go so far as to define golf as exercise) more important than utilizing these areas for safe camping sites, for example?
36. Another example: Please explain the medical rationale for why construction of housing projects with 10% affordability requirements is healthier and more necessary than for housing projects paying in-lieu fees?
37. When you approve the exemption of certain industries from your mandatory health order, what requirements do you put in place to protect the now-essential workers of those industries? For example, what protocols have been issued to protect construction workers and day laborers?
38. Do you know how many of the Latinx community who tested positive during the UCSF Mission Study were manual laborers or working in service industry jobs where they were not afforded the same protections as other “essential” workers?
39. What safety standards, (including metering or pre-scheduled appointments) will need to be implemented for the Chief Health Officer to feel comfortable allowing small businesses to resume modified business, including curbside pick-up and outdoor dining?
40. The Director of Emergency Management has said that the Bay Area and San Francisco will likely not follow the Governor’s relaxing of the statewide Shelter In Place, but rather adhere to more stringent requirements. Assuming this is accurately the Chief Health Officer’s medical

President, Board of Supervisors
District 7



City and County of San Francisco

MEMORANDUM

opinion, please explain the medical rationale and what steps the City - including the Department of Public Health - must take to achieve the necessary benchmarks to adopt the Governor's approach.

Thank you for your continued collaboration and consideration of these ongoing requests for information. We look forward to having you at the Board of Supervisors for the emergency briefing.