



# 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 19, 2020 - 2:00 PM**

**Regular Meeting**

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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

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#### 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

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

## 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](mailto: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](http://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](http://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](http://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](http://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 [April 7, 2020](#), Regular Board Meeting Minutes; and the [April 1, 2020](#), Special Meeting Minutes at the Budget and Finance Committee Meeting, and the [April 1, 2020](#), Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted quorums of the Board of Supervisors.*

## **AGENDA CHANGES**

## CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

### Items 1 through 5

#### Recommendation of the Budget and Finance Committee

*Present: Supervisors Fewer, Walton, Mandelman*

1. [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)  
  
05/12/2020; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

#### Recommendations of the Government Audit and Oversight Committee

*Present: Supervisors Mar, Peskin, Haney*

2. [200260](#) **[Settlement of Lawsuit - Henry McKenzie - \$400,000]**  
Ordinance authorizing settlement of the lawsuit filed by Henry McKenzie against the City and County of San Francisco for \$400,000; the lawsuit was filed on November 24, 2018, in the United States District Court Northern District of California, Case No. 4:18-cv-7141 DMR; entitled Henry McKenzie v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

3. [200330](#) **[Settlement of Lawsuit - The Hertz Corporation, Enterprise Rent-A-Car Co. of San Francisco LLC, Avis Budget Car Rental, LLC, and Sixt Rent A Car LLC - \$500,000]**

Ordinance authorizing settlement of the lawsuit filed by The Hertz Corporation, Enterprise Rent-A-Car Co. of San Francisco LLC, Avis Budget Car Rental, LLC, and Sixt Rent A Car LLC, against the City and County of San Francisco for \$500,000 (payment to Sixt Rent A Car LLC only); the lawsuit was filed on September 24, 2019, in San Mateo Superior Court, Case No. 19-CIV-05663; entitled The Hertz Corporation et al. v. City and County of San Francisco et al.; the lawsuit involves a challenge to the City's application of prevailing wage requirements for City-owned off-street parking lots, garages, and vehicle storage facilities to leases for the use of the Rental Car Center at the San Francisco International Airport, and the Airport Commission's failure to seek approval by the Board of Supervisors of leases that do not require such payment of prevailing wages applicable to. (City Attorney)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

### **Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Peskin, Safai, Preston*

4. [200142](#) **[Planning Code - Conditional Use Authorizations for Demonstrably Unaffordable Housing]**

**Sponsors: Mandelman; Peskin, Fewer and Yee**

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.

05/12/2020; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

### **Recommendation of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

5. [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.

05/12/2020; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

## REGULAR AGENDA

### NEW BUSINESS

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Fewer, Walton, Mandelman*

6. [200208](#) **[Professional Services Agreement Modification - SFO Hotel Shuttle, Inc. - Airport Shuttle Bus Services - Not to Exceed \$116,181,617]**  
Resolution approving Modification No. 6 to Airport Contract No. 9254, Airport Shuttle Bus Services, with SFO Hotel Shuttle, Inc., to increase the contract amount by \$20,900,000 for a new not to exceed amount of \$116,181,617; and to exercise the final two-year option to extend the term from July 1, 2020, for a total term of December 1, 2012, through June 30, 2022, pursuant to Charter, Section 9.1189(b). (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
7. [200268](#) **[Accept and Expend Grant - California Air Resources Board - Carl Moyer Memorial Air Quality Standards Attainment Program Grant - Up to \$2,746,298]**  
**Sponsors: Mayor; Mandelman**  
Resolution authorizing the San Francisco Airport Commission to accept and expend a grant in the amount up to \$2,746,298 and any additional amounts up to 15% of the original grant that may be offered from the California Air Resources Board, for the Carl Moyer Memorial Air Quality Standards Attainment Program Grant, to purchase and install electrical ground service equipment charging stations and supporting infrastructure for the proposed project period of June 2020 through June 2021; and affirming the Planning Department's determination under the California Environmental Quality Act. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
8. [200274](#) **[Accept and Expend Funds - Retroactive - California Secretary of State - Voting System and Election Management System Replacement - \$1,949,859.50]**  
**Sponsor: Stefani**  
Resolution retroactively authorizing the Department of Elections to accept and expend funds allocated by the California Secretary of State in an amount not to exceed \$1,949,859.50 to fund voting system and election management system replacement, for the period of February 1, 2019, through June 30, 2022. (Elections Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

9. [200298](#) **[Apply for Grants - 2020 Emergency Preparedness Grants]**  
**Sponsor: Mayor**  
Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco any actions necessary for the purpose of obtaining State and Federal financial assistance under various grant programs, including: the Federal Fiscal Year 2020 Urban Areas Security Initiative Grant, the Federal Fiscal Year 2020 State Homeland Security Grant Program, the 2020 Emergency Management Performance Grant, the 2020 Local Government Oil Spill Contingency Plan Grant, and the 2020 Hazard Mitigation Grant Program.
- Question: Shall this Resolution be ADOPTED?**
10. [200356](#) **[Airport Professional Services Agreement - T1 Partners - Program Management Support Services for the Terminal 1/Boarding Area B Redevelopment Program - Further Modifications Not to Exceed \$38,000,000]**  
Resolution approving Modification No. 14 to Airport Contract No. 9185.9, Program Management Support Services for the San Francisco International Airport, Terminal 1/Boarding Area B Redevelopment Program, with T1 Partners, a Joint Venture consisting of The Allen Group, LLC, and EPC Consultants, Inc., to increase the Contract amount by \$6,000,000 for a new not to exceed amount of \$38,000,000 for services, and extending the term through July 7, 2023, to commence following Board approval, pursuant to Charter, Section 9.118(b). (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Government Audit and Oversight Committee**

*Present: Supervisors Mar, Peskin, Haney*

11. [200400](#) **[Municipal Elections Code - Expanded Vote-by-Mail for the November 3, 2020 Election - Voter's Choice Act]**  
**Sponsors: Ronen; Haney, Preston, Walton and Mar**  
Ordinance amending the Municipal Elections Code to require the Department of Elections to expand use of vote-by-mail ballots at the November 3, 2020, Consolidated General Election; to report to the Board of Supervisors regarding planning for that election; and to report to the Board regarding implementation of the Voter's Choice Act in future San Francisco elections.
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
12. [200331](#) **[Lease Agreement - Avis Budget Car Rental, LLC - On-Airport Rental Car Operations - \$11,076,378 Minimum Annual Guarantee]**  
Resolution approving the On-Airport Rental Car Operations Lease No. 18-0343, between Avis Budget Car Rental, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$11,076,378 for the first year of the Lease, to commence upon Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**



13. [200332](#) **[Lease Agreement - Enterprise Rent-A-Car Co of San Francisco, LLC - On-Airport Rental Car Operations - \$16,087,548 Minimum Annual Guarantee]**  
Resolution approving the On-Airport Rental Car Operations Lease No. 18-0342, between Enterprise Rent-A-Car Co of San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$16,087,548 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
14. [200333](#) **[Lease Agreement - The Hertz Corporation - On-Airport Rental Car Operations - \$16,501,462 Minimum Annual Guarantee]**  
Resolution approving the On-Airport Rental Car Operations Lease No. 18-0341, between The Hertz Corporation, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$16,501,462 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
15. [200334](#) **[Lease Agreement - Sixt Rent a Car, LLC - On-Airport Rental Car Operations - \$3,501,004.32 Minimum Annual Guarantee]**  
Resolution approving the On-Airport Rental Car Operations Lease No. 18-0344, between Sixt Rent a Car, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$3,501,004.32 for the first year of the Lease, to commence following Board approval. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
16. [200379](#) **[Resolution of Intention - Renewal and Expansion - Castro Community Benefit District]**  
**Sponsor: Mandelman**  
Resolution declaring the intention of the Board of Supervisors to renew and expand a property-based business improvement district known as the "Castro Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on July 14, 2020, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.
- Question: Shall this Resolution be ADOPTED?**

17. [200380](#) **[Resolution of Intention - Renewal and Expansion - Fisherman's Wharf Landside Community Benefit District]**  
**Sponsor: Peskin**  
Resolution declaring the intention of the Board of Supervisors to renew and expand a property-based business improvement district known as the "Fisherman's Wharf Landside Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on July 14, 2020, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.
- Question: Shall this Resolution be ADOPTED?**

### **Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Stefani, Mar*

18. [200449](#) **[Appointments, SOMA Community Stabilization Fund Community Advisory Committee - Marke Bieschke and Lorenzo Listana]**  
Motion appointing Marke Bieschke and Lorenzo Listana, terms ending December 1, 2023, to the SOMA Community Stabilization Fund Community Advisory Committee. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
19. [200450](#) **[Presidential Appointment, Planning Commission - Deland Chan]**  
Motion approving the President of the Board of Supervisors Norman Yee's nomination of Deland Chan to the Planning Commission, for a term ending July 1, 2022. (Clerk of the Board)
- (Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: May 5, 2020.)
- Question: Shall this Motion be APPROVED?**

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

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

## COMMITTEE REPORTS

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

*The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, May 18, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, May 19, 2020.*

20. [200397](#) **[Summary Street Vacation - 25th Street - Continued Operation of Temporary Navigation Center for Homeless Residents]**

**Sponsors: Mayor; Walton**

Ordinance ordering the summary vacation of a portion of 25th Street, which is generally bounded by Assessor's Parcel Block No. 4241, Lot No. 002 to the north, Seawall Lot No. 355 (portions of Assessor's Parcel Block No. 4298, Lot No. 002, Assessor's Parcel Block No. 4299, Lot No. 001, and Assessor's Parcel Block No. 4300, Lot No. 001) to the south, Michigan Street to the west, and Seawall Lot No. 356 to the east, to enable extended operation of a temporary Navigation Center for homeless residents; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in furtherance of this Ordinance, as defined herein.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

21. [200453](#) **[Emergency Ordinance - Emergency Response In Parks]**

**Sponsors: Fewer; Mar**

Emergency ordinance authorizing the use of park property for temporary shelter and other measures in response to the COVID-19 pandemic; directing the Recreation and Park Department to report to the Board of Supervisors with a list of potential locations for such uses; and waiving contrary provisions in Administrative Code, Chapters 79 and 79A, and Charter, Section 4.113, if and to the extent applicable.

(Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

**Question: Shall this Ordinance be FINALLY PASSED?**

22. [200456](#) **[Emergency Ordinance - Protections for Occupants of Residential Hotels During COVID-19 Pandemic]**  
**Sponsors: Peskin; Haney and Ronen**  
Emergency ordinance to establish protections for occupants of residential hotels (“SRO Residents”) during the COVID-19 pandemic by, among other things: making it City policy to place in solitary hotel rooms SRO residents who meet the criteria for isolation or quarantine established by the County Health Officer, and requiring the Department of Public Health to develop a protocol to assist health care providers to identify SRO Residents who may require protection against or treatment for COVID-19; notify the operator of a residential hotel when an SRO Resident has tested positive for COVID-19 to facilitate contact tracing, testing for COVID-19, and cleaning; establish a telephone hotline for SRO Residents to respond to questions about accessing COVID-19 health screenings, testing, and solitary hotel rooms; provide face coverings to SRO Residents and workers in residential hotels; and provide daily aggregate data concerning the incidence of COVID-19 among SRO Residents, access to quarantine rooms by such residents, and the number of such residents who have died due to complications from COVID-19.

(Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

**Question: Shall this Ordinance be FINALLY PASSED?**

23. [200457](#) **[Administrative Code - COVID-19 Tenant Protections For SRO Residents]**  
**Sponsor: Peskin**  
Ordinance amending the Administrative Code to prohibit landlords of residential hotel units (SROs) from evicting tenants for non-payment of rent that was not paid due to the COVID-19 pandemic, and from imposing late fees, penalties, or similar charges on such tenants; to establish a COVID-19 SRO Relief Fund to cover such rent payments; and making findings as required by the California Tenant Protection Act of 2019.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

## 24. **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.*

## 25. 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.

### **PUBLIC COMMENT CALL-IN**

**1 (888) 204-5984 / Access Code 3501008 # #**

## 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 26 through 33 will be taken during Item 25 - General Public Comment.)

### **Items 26 through 33**

26. [200489](#) **[Urging Mayor and City Departments to Prioritize Public Access and Transparency During COVID-19 Emergency]**  
**Sponsors: Fewer; Peskin, Mar, Walton, Haney and Yee**  
Resolution urging the Mayor and City departments to prioritize implementation of key strategies for public access and transparency during the COVID-19 emergency, by publishing information about public meetings and policy decisions, and holding public budget meetings for select departments.

05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

27. [200491](#) **[Urging the Governor to Waive California Redemption Value Fines for Small Businesses]**  
**Sponsor: Haney**  
Resolution urging the Governor to waive fees administered to small businesses operating in unserved California Redemption Value (CRV) convenience zones and to forgive the outstanding balances of small businesses unable to pay fees related to operating in unserved CRV convenience zones.
- 05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
28. [200492](#) **[Public Works Week - May 18, 2020, through May 22, 2020]**  
**Sponsor: Mandelman**  
Resolution commending the women and men of San Francisco Public Works and declaring May 18, 2020, through May 22, 2020, as Public Works Week in the City and County of San Francisco.
- 05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
29. [200493](#) **[Approval of a 90-Day Extension for Planning Commission Review of Arts Activities and Social Service or Philanthropic Facilities as Temporary Uses (File No. 200215)]**  
**Sponsor: Ronen**  
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 200215) amending the Planning Code to allow Arts Activities and Social Service or Philanthropic Facilities as a temporary use in vacant ground-floor commercial space; affirming the Planning Department's determination under 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 necessity, convenience, and general welfare under Planning Code, Section 302.
- 05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
30. [200494](#) **[Urging California to Take Immediate Action to Support Early Care Educators to Prevent Permanent Closures as a Result of COVID-19]**  
**Sponsors: Safai; Yee**  
Resolution urging Governor Gavin Newsom to immediately release the \$350,000,000 received from the CARES Act to provide urgent support to early care providers to prevent permanent closure and to support families negatively impacted by the COVID-19 crisis.
- 05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**31. [200495](#) [Urging Congress to Support \$100 Billion Relief Funding for Child Care in the Next COVID-19 Relief Package]**

**Sponsors: Yee; Safai, Fewer, Peskin, Mandelman, Stefani and Walton**

Resolution urging Congress to support the Federal House of Representatives recommendation supporting \$100 billion to aid in the relief, recovery, and revitalization of the child care sector in the wake of the coronavirus pandemic, authored by Congresswoman Katherine Clark, Congressmembers Jahana Hayes, Jimmy Panneta, Suzanne Bonamici, Danny Davis, and Tom Malinowski, and signed by 84 House Congress members.

05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**32. [200496](#) [Asian American and Pacific Islander Day - May 18, 2020]**

**Sponsors: Yee; Ronen, Peskin, Mandelman, Stefani, Walton, Fewer, Preston, Haney, Safai and Mar**

Resolution declaring May 18, 2020, as Asian American and Pacific Islander Day Against Bullying and Hate in the City and County of San Francisco.

05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

**33. [200498](#) [Concurring in Actions to Meet Local Emergency - Coronavirus Response]**

**Sponsor: Yee**

Motion concurring in actions taken by the Mayor in the Thirteenth Supplement to the Proclamation of Emergency, released on May 11, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic.

05/12/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Motion be APPROVED?**

**34. IMPERATIVE AGENDA**

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

*[Serious Injury Finding]*

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

*[Purely Commendatory Finding]*

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

*[Brown Act Finding]*

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)  
1 (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](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****200475 [California Code of Civil Procedure Section 998 - Offer to Compromise Litigation - Mohammad Joiyah - \$65,000]**

Ordinance authorizing the service of an Offer to Compromise under Code of Civil Procedure Section 998 in the lawsuit filed by Mohammad Joiyah against the City and County of San Francisco, to include a payment from the City and County of San Francisco of up to \$65,000 plus reasonable attorneys' fees and costs to be determined by the Court; the lawsuit was filed on August 6, 2018, in San Francisco Superior Court, Case No. CGC-18-568689; entitled Mohammad Joiyah v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

05/05/2020; RECEIVED FROM DEPARTMENT.

05/19/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**200476 [Settlement of Lawsuit - Deshaun Roberts, by and through his Guardian ad Litem, Jasmine Robinson - \$55,000]**

Ordinance authorizing settlement of the lawsuit filed by Deshaun Roberts, by and through his Guardian ad Litem, Jasmine Robinson against the City and County of San Francisco for \$55,000; the lawsuit was filed on August 23, 2019, in United States District Court, Case No. 3:19-cv-5280-SK; entitled Deshaun Roberts, by and through his Guardian ad Litem, Jasmine Robinson v. City of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

05/05/2020; RECEIVED FROM DEPARTMENT.

05/19/2020; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**200500 [Petitions and Communications]**

Petitions and Communications received from May 7, 2020, through May 14, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 19, 2020.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Mayor, submitting supplements to the Mayoral Proclamation Declaring the Existence of a Local Emergency, dated February 25, 2020. 2 letters. Copy: Each Supervisor. (1)

From the Health Officer of the Department of Public Health, issuing Health Order No. C19-13. Copy: Each Supervisor. (2)

From the Health Officer of the Department of Public Health Directive Nos. 2020-05, 2020-06, and 2020-07. Copy: Each Supervisor. (3)

From the Office of the Mayor, submitting meeting authorizations. Copy: Each Supervisor. (4)

From the Office of the Mayor, making the following (re)appointments: Copy: Each Supervisor. (5)

Pursuant to Charter, Section 3.100(18):

Everett Hewlett - Airport Commission (appointment) - term ending August 31, 2020

Dr. Stephen Follansbee - Health Service Board (reappointment) - term ending May 15, 2025

Pursuant to Charter, Section 4.117:

Cynthia Wang - Entertainment Commission - term ending July 1, 2023

From the Office of the Mayor, submitting the Executive Order Extending the Commercial Eviction Moratorium, dated May 14, 2020. Copy: Each Supervisor. (6)

From the Office of the City Administrator, regarding changes to City Hall Building Operations to allow essential services to the public during Stay Safe at Home Health Order. Copy: Each Supervisor. (7)

From the Police Department, pursuant to Administrative Code, Section 96A, submitting the 2020 first quarter report. Copy: Each Supervisor. (8)

From the Office of the Controller's City Services Auditor, in coordination with the Airport Commission, submitting the report, entitled "Audits of Gilly National, Inc. and Southwest Airlines Co." Copy: Each Supervisor. (9)

From the City Administrator, regarding the County Veterans Service Officer. Copy Each Supervisor. (10)

From concerned citizens, regarding the proposed 2020 San Francisco Health and Recovery Bond. 17 letters. Copy: Each Supervisor. (11)

From concerned citizens, regarding the proposed Emergency Ordinance - Emergency Response In Parks. File No. 200453. Copy: Each Supervisor. (12)

From concerned citizens, submitting letters regarding House of Representatives Bill 6666. 39 letters. Copy: Each Supervisor. (13)

From SPUR, regarding Charter Amendment - 16 and 17 Year-Olds Voting in Municipal Elections. File No. 200477. Copy: Each Supervisor. (14)

From Avbinash Kar, regarding the Balboa Reservoir Special Use District. File No. 200422. Copy: Each Supervisor. (15)

From concerned citizens, regarding streamlining CEQA requirements for housing projects. 2 letters. Copy: Each Supervisor. (16)

From Laura Dane, regarding support for SFHC's SOS Village proposals for COVID-19 response. Copy: Each Supervisor. (17)

From San Francisco Dental Society, regarding a petition to reopen dental practices. Copy: Each Supervisor. (18)

From Alvin Ja, regarding the proposed Development Agreement - Reservoir Community. File No. 200423. Copy: Each Supervisor. (19)

From concerned citizens, regarding the proposed Emergency Ordinance - Temporary Right to Reemployment Following Layoff Due to COVID-19 Pandemic. File No. 200455. 2 letters. Copy: Each Supervisor. (20)

From concerned citizens, regarding proposed Ordinance Planning Code - Conditional Use Authorizations for Demonstrably Unaffordable Housing. 3 letters. File No. 200451. Copy: Each Supervisor. (21)

From concerned citizens, regarding COVID-19. 7 letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding the proposed Resolution Urging Additional COVID-19 Data Reporting for Congregate Residential Facilities and Sexual Orientation and Gender Identity Demographic Information. File No. 200468. 2 letters. Copy: Each Supervisor. (23)

From San Francisco United In Crisis, regarding the Police Commission and Police interactions during COVID-19. Copy: Each Supervisor. (24)

From Noni Richen, regarding the proposed Resolution Urging the City and County of San Francisco to Establish Safe Sleeping Sites. File No. 200406. Copy: Each Supervisor. (25)

From the American Legion War Memorial Commission, regarding the interim appointment of a County Veterans Service Officer. Copy: Each Supervisor. (26)

From the League of Women Voters of San Francisco, regarding the Police Commission holding public meetings during the COVID-19 health crisis. Copy: Each Supervisor. (27)

From concerned citizens, regarding safe, car-free space during shelter-in-place. Copy: Each Supervisor. (28)

## **ADJOURNMENT**