



City and County of San Francisco

Meeting Agenda

Rules Committee

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Members: Hillary Ronen, Catherine Stefani, Gordon Mar

Clerk: Victor Young (415) 554-7723

Monday, July 13, 2020

10:00 AM

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PUBLIC COMMENT CALL-IN

1 (415) 655-0001 / Meeting ID: 146 661 5309

Regular Meeting

A quorum of the Board of Supervisors may be present at this committee meeting. If a quorum is present, the meeting will also constitute a Special Meeting of the Board of Supervisors. However, the meeting will be conducted in all respects as a committee meeting, and any substantive decision will constitute a recommendation of the committee rather than an action taken by the Board. The Clerk will make a note of the special meeting in the committee minutes, and discussion will be limited to items noticed on this agenda.

Remote Access to Information and Participation

In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>.

Members of the public may participate by phone or may submit their comments by email to: victor.young@sfgov.org; all comments received will be made a part of the official record. Regularly-scheduled Rules Committee Meetings begin at 10:00 a.m. every Monday of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

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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. For more information contact Assistant Clerk Victor Young at (415) 554-7723.

ROLL CALL AND ANNOUNCEMENTS

AGENDA CHANGES

REGULAR AGENDA

1. [200510](#) **[Charter Amendment - Department of Sanitation and Streets, Sanitation and Streets Commission, and Public Works Commission]**
Sponsors: Haney; Walton, Preston, Ronen and Mar
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to create the Department of Sanitation and Streets to succeed to specific duties currently performed by the Department of Public Works; to create a Sanitation and Streets Commission to oversee the Department of Sanitation and Streets; to create a Public Works Commission to oversee the Department of Public Works; and to require an annual performance audit and cost and waste analysis for both departments; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 3, 2020.

5/19/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/27/20; REFERRED TO DEPARTMENT.

6/17/20; RESPONSE RECEIVED.

6/22/20; CONTINUED TO CALL OF THE CHAIR.

6/29/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

6/29/20; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

6/30/20; RESPONSE RECEIVED.

6/30/20; REFERRED TO DEPARTMENT.

7/6/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/6/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/6/20; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

7/7/20; REFERRED TO DEPARTMENT.

7/9/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/9/20; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on July 14, 2020.

2. 200509 [Charter Amendment - Public Advocate]**Sponsors: Mar; Ronen, Haney, Preston and Walton**

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to: 1) create the Office of the Public Advocate; 2) set the Public Advocate's powers and duties; 3) authorize the Public Advocate to review the administration of City programs and services, including programs for transmitting information to the public and departments' customer service plans, and to receive, investigate, and attempt to resolve complaints regarding City services and programs; 4) authorize the Public Advocate to receive and investigate specified whistleblower complaints; and 5) provide for the Public Advocate's election, removal, and salary; at an election to be held on November 3, 2020.

5/19/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/27/20; REFERRED TO DEPARTMENT.

6/17/20; RESPONSE RECEIVED.

6/29/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

6/29/20; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

6/30/20; REFERRED TO DEPARTMENT.

7/6/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/6/20; CONTINUED AS AMENDED.

7/7/20; REFERRED TO DEPARTMENT.

7/9/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/9/20; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on July 14, 2020.

3. [200650](#) **[Hearing - Initiative Ordinance - Planning Code and Business and Tax Regulations Code - Save Our Small Businesses Initiative, Simplifying Restrictions in Neighborhood Commercial Districts and Permitting Processes for Certain Businesses]**

Sponsor: Mayor

Hearing to consider the proposed Initiative Ordinance submitted by the Mayor to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Planning Code and the Business and Tax Regulations Code to adopt and implement the Save our Small Businesses Initiative to simplify procedures and allow greater flexibility for certain kinds of businesses by 1) coordinating and streamlining City review and inspection procedures for principally permitted storefront uses in Neighborhood Commercial and Neighborhood Commercial Transit districts; 2) allowing eating and drinking uses in Neighborhood Commercial and Neighborhood Commercial districts to offer workspaces; 3) expanding principally and conditionally permitted uses in Neighborhood Commercial and Neighborhood Commercial Transit districts; 4) removing neighborhood notice requirements for principally permitted uses in Neighborhood Commercial and Neighborhood Commercial Transit districts and limited commercial and limited corner commercial uses; 5) broadening the definition of a Bona Fide Eating Place and Social Service or Philanthropic Facility; 6) permitting temporary "pop-up" retail activities in vacant commercial storefronts; 7) allowing certain outdoor activity areas on the ground level; 8) allowing temporary uses in certain bars and entertainment venues; 9) removing certain buffer requirements near NC-1 districts, limited commercial uses and limited corner commercial uses; 10) adopting a policy to allow use of parklets for certain kinds of restaurant service; 11) coordinating permit processing and providing waiver of additional fees in specified cases of City department error; and 12) allowing certain amendments to the Initiative."

6/16/20; RECEIVED AND ASSIGNED to the Rules Committee.

6/16/20; RECEIVED.

6/24/20; REFERRED TO DEPARTMENT.

7/2/20; RESPONSE RECEIVED.

4. [200515](#) **[Charter Amendment - Police Department Staffing Levels]**

Sponsors: Yee; Ronen, Peskin, Fewer, Walton and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to remove the minimum police staffing requirement, to require the Police Department to submit a report and recommendation regarding police staffing levels to the Police Commission every two years, and to require the Police Commission to consider the report and recommendation when approving the department's proposed budget; at an election to be held on November 3, 2020.

5/19/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/27/20; REFERRED TO DEPARTMENT.

6/17/20; RESPONSE RECEIVED.

7/8/20; RESPONSE RECEIVED.

7/9/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/9/20; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on July 14, 2020.

5. [200514](#) **[Charter Amendment - Sheriff Department Oversight Board and Inspector General]**

Sponsors: Walton; Haney, Ronen, Preston and Yee

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to create the Sheriff's Department Oversight Board to advise and report findings and recommendations to the Sheriff and the Board of Supervisors regarding Sheriff's Department operations; to create the Sheriff's Department Office of Inspector General, under the direction of an Inspector General appointed by the Oversight Board, to investigate complaints of non-criminal misconduct by employees and contractors of the Sheriff's Department and in-custody deaths, develop policy recommendations for the Sheriff's Department, and report quarterly its findings, results, and recommendations to the Sheriff and the Oversight Board; at an election to be held on November 3, 2020.

5/19/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/27/20; REFERRED TO DEPARTMENT.

6/17/20; RESPONSE RECEIVED.

6/29/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

6/29/20; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

6/30/20; RESPONSE RECEIVED.

6/30/20; REFERRED TO DEPARTMENT.

7/6/20; CONTINUED.

7/6/20; RESPONSE RECEIVED.

7/9/20; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/9/20; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on July 14, 2020.

ADJOURNMENT

NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

200646

[Initiative Ordinance - Police Code - Public Health Emergency Leave]

Sponsor: Mar

Motion ordering submitted to the voters at an election to be held on November 3, 2020, an Ordinance to amend the Police Code to require employers to provide public health emergency leave during a public health emergency.

6/16/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

6/24/20; REFERRED TO DEPARTMENT.

7/2/20; RESPONSE RECEIVED.

200647

[Initiative Ordinance - Authorizing the Development of Up to 10,000 Affordable Rental Units in the City Under Article 34 of the California Constitution]

Sponsors: Preston; Haney, Ronen and Walton

Motion ordering an Ordinance to be submitted to the voters at an election to be held on November 3, 2020, authorizing the City and County of San Francisco (City) to own, develop, construct, acquire, or rehabilitate up to 10,000 affordable rental units in the City under Article 34 of the California Constitution.

6/16/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

6/24/20; REFERRED TO DEPARTMENT.

7/2/20; RESPONSE RECEIVED.

200672

[Administrative Code - Sunshine Ordinance Task Force Member Nominations]

Sponsor: Peskin

Ordinance amending the Administrative Code to designate the Northern California Chapter of the Society of Professional Journalists as the nominating body with authority to recommend nominees to the Board of Supervisors to hold the seat on the Sunshine Ordinance Task Force designated for a journalist from a racial/ethnic-minority-owned news organization.

6/23/20; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

7/7/20; REFERRED TO DEPARTMENT.

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 displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed 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.

COPYRIGHT: All system content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who wish to utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

AGENDA PACKET: Available 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 or Arthur Khoo at (415) 554-5184.

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, Tsino at Pilipino para sa lahat ng mga regular at espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications.

The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Board and Committee meeting agendas and minutes are available on the Board's website (www.sfbos.org) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. 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. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 (wilson.l.ng@sfgov.org).

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.