



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Watch SF Cable Channel 26, 78, or 99 (*depending on your provider*)

Watch www.sfgovtv.org

PUBLIC COMMENT CALL-IN
[1 \(415\) 655-0001/ Meeting ID: 187 027 7564 # #](tel:4156550001)

Tuesday, April 13, 2021 - 2:00 PM

Regular Meeting

SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, MYRNA MELGAR,
AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AISHA SAFAI, CATHERINE STEFANI

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 Haney, Safai, Mar, Ronen, Walton

Budget and Finance Committee

Supervisors Haney, Safai, Mar

Government Audit and Oversight Committee

Supervisors Preston, Chan, Mandelman

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Mar, Stefani, Haney

Rules Committee

Supervisors Peskin, Mandelman, Chan

Youth, Young Adult, and Families Committee

Supervisors Ronen, Safai, Melgar

Meeting Days

Wednesday

1:00 PM

Wednesday

10:30 AM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

2nd Friday

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 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.

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, 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.

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 sotf@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 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: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 187 027 7564 # #](tel:4156550001)

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 the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Pursuant to Board Rule 4.7.1 the President shall present the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula.

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [March 9, 2021](#), Regular 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.

1. **210366** **[Formal Policy Discussions - April 13, 2021]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 5. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Budget (District 5)

Discussion: The Mayor shall DISCUSS eligible topic(s) with the Board of Supervisors.

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 2 through 6

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Mandelman

2. [210160](#) **[Settlement of Lawsuit - Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen against the City and County of San Francisco for \$30,000; the lawsuit was filed on May 20, 2019, in United States District Court - Northern District of California, Case No. 19-cv-02722; entitled Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen v. San Francisco County Sheriff's Department, et al.; the lawsuit involves claims that the sleep schedule and frequent sleep disruptions at County Jails 4 and 5 created unconstitutional conditions of confinement for the inmates; other material terms of the settlement are that the court approve the settlement. (City Attorney)

04/06/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [210206](#) **[Settlement of Lawsuit - Jose Parra - \$115,000]**
Ordinance authorizing settlement of the lawsuit filed by Jose Parra against the City and County of San Francisco for \$115,000; the lawsuit was filed on January 27, 2020, in San Francisco Superior Court, Case No. CGC-20-582468; entitled Jose Parra v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City walkway. (City Attorney)

04/06/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

- 4. [201326](#) **[Planning Code - Chinatown Mixed Use Districts]**
Sponsors: Mayor; Peskin and Safai
Ordinance amending the Planning Code to prohibit retail workspace in Chinatown Mixed-Use Districts; 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 making findings of public necessity and convenience under Planning Code, Section 302.

04/06/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Stefani, Haney

- 5. [201283](#) **[Police Code - Gun Violence Restraining Orders]**
Sponsors: Stefani; Mar, Haney, Mandelman and Safai
Ordinance amending the Police Code to require peace officers who request a temporary emergency gun violence restraining order to serve and file a copy with the court as specified and to apply the California Penal Code provision penalizing violations of different types of gun violence restraining orders under California law to persons who are subject to parallel gun violence restraining orders issued by an out-of-state jurisdiction.

04/06/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

- 6. [210140](#) **[Administrative, Campaign and Governmental Conduct Codes - Office of the Chief Medical Examiner]**
Sponsor: Peskin
Ordinance amending the Administrative Code and Campaign and Governmental Conduct Code to establish the position of Executive Director of the Office of Chief Medical Examiner, and to establish a division of responsibilities in that Office between the Executive Director and the Chief Medical Examiner.

04/06/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

7. [210324](#) **[Appropriation - Property Tax Revenue - \$15,000,000 to the Department of Children, Youth and Their Families - Youth Learning Initiatives - FY2020-2021]**
Sponsors: Mayor; Stefani, Walton, Ronen, Haney, Safai, Mandelman, Mar and Melgar
Ordinance appropriating \$15,000,000 of property tax revenue to the Department of Children Youth and Their Families for Youth Learning Initiatives in Fiscal Year (FY) 2020-2021.
- (Fiscal Impact)
- 03/23/2021; DUPLICATED.
- 03/23/2021; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 03/23/2021; CONTINUED AS AMENDED.
- 04/06/2021; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

8. [210001](#) **[Amendments to Real Property Leases - Forgive Tenant Rent During COVID-19 Pandemic]**
Ordinance authorizing the City Administrator to amend certain leases and forgive rent due between April 2020 and December 2020 with nonresidential tenants, and waiving Administrative Code and Environmental Code requirements enacted after the most recent modification of each lease, in order to allow for expeditious rent forgiveness necessitated by the financial hardship caused by the public health emergency related to the COVID-19 pandemic. (City Administrator)
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

9. [210159](#) **[Transmission Facilities Agreement - Pacific Gas and Electric Company - Electric Grid Interconnection - \$21,165,000]**
Ordinance approving a Transmission Facilities Agreement with Pacific Gas and Electric Company to interconnect City-owned transmission facilities to the electric grid for a total cost of \$21,165,000 and a term of four years and three months commencing in April 2021 and ending in June 2025, and waiving certain provisions of the Administrative and Environment Codes. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
10. [210069](#) **[Lease Amendment No. 2 - Retroactive - Airport Travel Agency, Inc - Airport Amenities and Business Services - Term Extension]**
Resolution retroactively approving Amendment No. 2 to the Airport Amenities and Business Services Lease No. 13-0202 between Airport Travel Agency, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, to extend the Lease by two years and six months, beginning January 1, 2021, for a total term of January 1, 2014, through June 30, 2023, with a condition that the Airport Director, at his sole and absolute discretion, may terminate earlier by providing six months' advance written notice, with no change to the current minimum annual guarantee, subject to adjustment in accordance with the terms and conditions of the Lease, effective upon the approval of the Board of Supervisors. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
11. [210175](#) **[Contract Amendment - Retroactive - TEGSCO, LLC, dba San Francisco AutoReturn - Vehicle Towing, Storage and Disposal Services for Abandoned and Illegally-Parked Vehicles - Not to Exceed \$88,200,000]**
Resolution retroactively approving the third amendment with TEGSCO, LLC, dba San Francisco AutoReturn, for services related to the towing, storage, and disposal of abandoned and illegally-parked vehicles, to authorize an increase to the contract amount by \$11,200,000 for the first year of the five-year extension, with the option to increase the contract amount by an additional \$11,600,000 in the second year of the extension, for a total amount not to exceed \$88,200,000 to commence on April 1, 2021. (Municipal Transportation Agency)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
12. [210190](#) **[Lease Amendment - Increasing City Allowance Provided for Tenant Improvements - Volunteers in Medicine - 35 Onondaga Avenue - Reimbursement of Up to \$1,660,000]**
Sponsor: Safai
Resolution authorizing the Director of Property to execute a first amendment to a restated ten-year commercial lease, with two five-year extension options, between the City and County of San Francisco, as landlord, and Volunteers in Medicine, DBA Clinic By the Bay, as tenant, for the City-owned property located at 35 Onondaga Avenue; authorizing the reimbursement of up to a total of \$1,660,000 for tenant improvements, to commence following Board approval upon execution of the lease.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

13. [210289](#) **[Accept and Expend Grant - Retroactive - California Department of Justice - Tobacco Grant Program Award - \$1,780,842]**

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,780,842 from the California Department of Justice for participation in a program, entitled "Tobacco Grant Program Award," for the period of January 1, 2021, through December 31, 2023. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

14. [210291](#) **[Accept and Expend Grant - Retroactive - U.S. Department of the Treasury - Emergency Rental Assistance Program - \$26,209,982.70]**

Sponsor: Mayor; Safai, Haney, Mar

Resolution retroactively authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's Emergency Rental Assistance funding from the U.S. Department of the Treasury, in the amount of \$26,209,982.70 for a period beginning January 8, 2021, through December 31, 2021.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Budget and Appropriations Committee

Present: Supervisors Haney, Safai, Mar, Walton, Ronen

15. [210221](#) **[Five-Year Information and Communication Technology Plan - FYs 2022-2026]**

Sponsor: Mayor

Resolution adopting the City's five-year Information and Communication Technology Plan for Fiscal Years (FYs) 2022-2026, pursuant to Administrative Code, Section 22A.6.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Preston, Peskin, Chan

16. [210064](#) **[Planning Code - Landmark Designation - 1830 Sutter Street (aka Japanese YWCA/Issei Women's Building)]**
Sponsors: Preston; Mandelman, Peskin and Chan
Ordinance amending the Planning Code to designate 1830 Sutter Street (aka Japanese YWCA/Issei Women's Building), Assessor's Parcel Block No. 0676, Lot No. 035, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Preston, Chan

17. [210288](#) **[Emergency Ordinance - Enforcement of Workplace Ventilation Standards - COVID-19]**
Sponsors: Safai; Walton, Melgar, Chan, Preston, Haney and Ronen
Emergency ordinance to require property owners of high-rise buildings with 50,000 square feet or more of nonresidential floor area that use mechanical ventilation systems, to certify that such systems are operating in compliance with applicable laws; to require businesses operating within those buildings to post certification within their work spaces; and to require the Department of Public Health and the Department of Building Inspection to post information on their websites about how to file complaints about noncompliance with workplace ventilation standards, and to coordinate to ensure that all such complaints are inspected within five business days.

(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?

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

18. [210115](#) **[Administrative Code - Shelter Monitoring Committee]**
Sponsor: Mayor
Ordinance amending the Administrative Code to reinstitute the Shelter Monitoring Committee and change the date on which it expires, from December 31, 2020, to July 1, 2022.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. [210218](#) **[Administrative, Police Codes - Waiving Employer Requirements to Report on 2020 Compliance with Health Care Security Ordinance and Fair Chance Ordinance]**
Sponsor: Stefani
Ordinance amending the Administrative Code to waive the requirement for employers to report compliance with the Health Care Security Ordinance for 2020, codifying the previous waiver of such requirement for 2019, amending the Police Code to waive the requirement for employers to report compliance with the Fair Chance Ordinance for 2020, and codifying the previous waiver of such requirement for 2019.
Question: Shall this Ordinance be PASSED ON FIRST READING?
20. [210211](#) **[Mayoral Appointment, Historic Preservation Commission - Christina Dikas]**
Motion rejecting the Mayor's nomination for appointment of Christina Dikas to the Historic Preservation Commission, term ending December 31, 2024. (Clerk of the Board)

(Charter, Section 4.135, 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 of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: March 1, 2021.)
Question: Shall this Motion be APPROVED?
21. [210339](#) **[Appointments, Student and Families RISE Working Group - Leslie Hu, Rafael Picazo, Efrain Barrera, Carol Hill, Joyce Dorado, Jacob Leos-Urbel, Emily Garvie, and Marcus Wong]**
Motion appointing Leslie Hu, Rafael Picazo (residency requirement waived), Efrain Barrera, Carol Hill, Joyce Dorado (residency requirement waived), Jacob Leos-Urbel, Emily Garvie, and Marcus Wong, terms ending April 8, 2022, to the Student and Families RISE (Recovery and Inclusive Successful Enrichment) Working Group. (Rules Committee)
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.

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001](tel:4156550001) / [Meeting ID: 187 027 7564 # #](#)

22. [210235](#) [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 476 Lombard Street Project]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on July 15, 2020, for the proposed project at 476 Lombard Street, Assessor's Parcel Block No. 0062, Lot No. 017A, for construction of a horizontal addition, a new elevator, and roof deck to an existing three-story, 3,192 square foot single family residence within the RH-3 (Residential House, Three-Family) Zoning District and a 40-X Height and Bulk District. (District 3) (Appellant: Susan Brandt-Hawley of Brandt-Hawley Law Group, on behalf of Barbara and Arrigo Sturla) (Filed February 25, 2021) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

Only one of the following two Motions should be approved.

23. [210236](#) [Affirming the Exemption Determination - 476 Lombard Street]

Motion affirming the determination by the Planning Department that the proposed project at 476 Lombard Street is exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

24. [210237](#) **[Conditionally Reversing the Exemption Determination - 476 Lombard Street]**
Motion conditionally reversing the determination by the Planning Department that the proposed project at 476 Lombard Street is exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

25. [210238](#) **[Preparation of Findings to Reverse the Exemption Determination - 476 Lombard Street]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 476 Lombard Street is exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

26. 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.

27. 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 visual 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.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 187 027 7564 # #](tel:14156550001)

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 28 and 29 will be taken during Item 27 - General Public Comment.)

Items 28 and 29

28. [210347](#) [Supporting the California Nutrition Incentive Program Budget Coalition Request for Funding of the California Nutrition Incentive Program, Including Programs Like the Statewide Market Match]

Sponsors: Ronen; Walton and Haney

Resolution supporting the California Nutrition Incentive Program Budget Coalition request for Fiscal Year (FY) 2021-2022 funding of \$20,000,000 for the California Nutrition Incentive Program at California Department of Food and Agriculture Office of Farm to Fork, including programs like the statewide Market Match; and urging the California Assembly and Senate budget committees to include in the FY2021-2022 Budget Act a one-time appropriation of \$20,000,000 for the California Nutrition Incentive Program.

04/06/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. [210353](#) [Supporting California State Senate Bill No. 37 (Cortese) - Contaminated Sites]

Sponsors: Mar; Walton, Melgar, Peskin, Preston and Chan

Resolution supporting California State Senate Bill No. 37, Contaminated Sites: The Hazardous Waste Site Cleanup and Safety Act, authored by Senator David Cortese, expressly prohibiting the use of the common sense exemption to be applied to construction projects located on contaminated sites identified on the state's Cortese List.

04/06/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 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 \(415\) 655-0001 / Meeting ID: 187 027 7564 # #](#)

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 RESOLUTIONS**210341 [Settlement of Unlitigated Claim - Grace International Consortia, Inc. - \$316,250]**

Resolution approving the settlement of the unlitigated claim filed by Grace International Consortia, Inc. against the City and County of San Francisco for \$316,250; the claim was filed on May 8, 2020; the claim involves an alleged overpayment of real property transfer taxes. (City Attorney)

03/30/2021; RECEIVED FROM DEPARTMENT.

04/13/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

210342 [Lease Amendment No. 3 - World Duty Free Group North America, LLP - Terminal 2 Newsstands, Coffee and Specialty Stores - Term Extension]

Resolution approving Amendment No. 3 to the Terminal 2 Newsstands, Coffee and Specialty Stores Lease No. 10-0232, between World Duty Free Group North America, LLP, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for an extension of the term for no later than June 30, 2023, with a condition that the Airport Director, at his sole and absolute discretion, may terminate earlier by providing six months' advance written notice, with no change to the current minimum annual guarantee, subject to adjustment in accordance with the terms and conditions of the Lease, effective upon approval by the Board of Supervisors. (Airport Commission)

04/01/2021; RECEIVED FROM DEPARTMENT.

04/13/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

210343 [Designating Various Departments as Health Care Components of the City and County of San Francisco - Hybrid Entity Under HIPAA]

Resolution accepting the report of the City Administrator and designating the Department of Public Health, Fire Department, Health Service System, City Attorney, Treasurer-Tax Collector and Department of Technology as Health Care Components under the Health Insurance Portability and Accountability Act of 1996 (HIPAA), pursuant to Administrative Code, Chapter 22H. (City Administrator)

04/02/2021; RECEIVED FROM DEPARTMENT.

04/13/2021; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

210344 [Grant Agreement Amendment - Institute on Aging - Community Living Fund - Not to Exceed \$22,408,928]

Resolution approving a third amendment to the grant agreement between the City and County of San Francisco and the Institute on Aging for the provision of the Community Living Fund, to extend the grant term by two years from the period of July 1, 2021, for a total term of July 1, 2019, to June 30, 2023, and to increase the amount of the grant by \$10,767,634 for a revised total amount not to exceed \$22,408,928. (Human Services Agency)

04/02/2021; RECEIVED FROM DEPARTMENT.

04/13/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

210345 [Contract Amendment - Baker Places - Behavioral Health Respite Services - Not to Exceed \$27,233,566]

Resolution approving Amendment No. 2 to the agreement between the Baker Places and the Department of Public Health for behavioral health respite services, to increase the agreement amount by \$17,263,699 for an amount not to exceed \$27,233,566; and to extend the term by five years from July 1, 2021, for a total agreement term of January 1, 2019, through June 30, 2026. (Public Health Department)

04/05/2021; RECEIVED FROM DEPARTMENT.

04/13/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

210367 [Petitions and Communications]

Petitions and Communications received from April 1, 2021, through April 8, 2021, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 13, 2021.

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 Department of Human Resources, submitting updates to COVID-19 Workplace Contract Tracing and Return to Work Requirements. Copy: Each Supervisor. (1)

From the Department of Homelessness and Supportive Housing, submitting weekly report for Shelter in Place Hotel Emergency Ordinance No. 28-21. Copy: Each Supervisor. File No. 210139. (2)

From Eileen Boken, regarding support for various items. c(3)

From San Francisco Park Alliance, regarding public-private partnerships. Copy: Each Supervisor. (4)

From the Office of the Mayor, making the nomination of appointments to the Juvenile Probation Commission, pursuant to Charter, Section 3.100(18). Copy: Each Supervisor. (5)

· Andrea Shorter - term ending January 15, 2022

From the Youth Commission, submitting memorandum of actions. Copy: Each Supervisor. (6)

From Tony Avila, regarding Categorical Exemption Appeal for 2651-2653 Octavia Street project. File No. 210275. Copy: Each Supervisor. (7)

From concerned citizens, regarding a proposed Ordinance amending the Administrative Code to require the Department of Homelessness and Supportive Housing to establish a Safe Sleeping Sites Program. 19 letters. File No. 201187. Copy: Each Supervisor. (8)

From concerned citizens, regarding the proposed Ordinance amending the Administrative Code to modify the Places for People Program. 35 letters. File No. 210284. Copy: Each Supervisor (9)

From the Office of Economic and Workforce Development, submitting the Annual Report on the San Francisco Local Hiring Policy for Construction. Copy: Each Supervisor. (10)

From Sharon Handa, regarding COVID-19 testing and vaccination site locations. Copy: Each Supervisor. (11)

From the San Francisco Council of District Merchants Association, regarding member survey of the Shared Spaces Program. Copy: Each Supervisor. (12)

From concerned citizen, regarding living conditions of San Francisco. Copy: Each Supervisor. (13)

From Aaron Goodman, regarding housing. Copy: Each Supervisor. (14)

From concerned citizen, regarding COVID-19 vaccination appointments. Copy: Each Supervisor. (15)

From concerned citizen, regarding COVID-19 vaccination mandate. Copy: Each Supervisor. (16)

From the Office of Economic and Workforce Development, pursuant to Administrative Code, Chapter 30.4(c), submitting the Workforce Innovation and Opportunity Act San Francisco Local Plan for program years 2021 through 2024. Copy: Each Supervisor. (17)

From concerned citizen, regarding construction on 19th Avenue. Copy: Each Supervisor. (18)

From Kristin Tieche, regarding traffic policy. File Nos. 210313 and 210314. Copy: Each Supervisor. (19)

From Linda Badger, regarding renaming of public schools. Copy: Each Supervisor. (20)

From the City Administrator, submitting the 2020 Slavery Era Disclosure Report. Copy: Each Supervisor. (21)

From the Department of Public Health, rescinding Health Officer Order No. C19-06b. Copy: Each Supervisor. (22)

From the Housing Accelerator Fund, regarding the 833 Bryant Street permanent supportive housing site. Copy: Each Supervisor. (23)

From Florence McConnell, regarding quality of life in the downtown and Civic Center areas. Copy: Each Supervisor. (24)

From the Department of Human Resources, submitting Administrative Code, Chapter 12B, waiver request. Copy: Each Supervisor. (25)

From Shad Fenton, regarding various concerns with Navigation Centers. 2 letters. Copy: Each Supervisor. (26)

From the Office of the Sheriff, submitting response to Letter of Inquiry from Supervisor Safai. (27)

From Pretrial Diversion Project, submitting response to Letter of Inquiry from Supervisor Stefani. (28)

ADJOURNMENT