

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, April 21, 2020 - 2:00 PM

Held via Videoconference
(remote public access provided)
www.sfgovtv.org

Regular Meeting

NORMAN YEE, PRESIDENT

SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI, SHAMANN WALTON
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Appropriations Committee Supervisors Fewer, Walton, Mandelman, Yee, Ronen	Wednesday 1:00 PM
Budget and Finance Committee Supervisors Fewer, Walton, Mandelman	Wednesday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Peskin, Haney	1st and 3rd Thursday 10:00 AM
Joint City, School District, and City College Select Committee Supervisors Haney, Fewer, Mar (Alt), Commissioners Moliga, Collins, Cook (Alt), Trustees Randolph, Williams, Selby (Alt)	2nd Friday 10:00 AM
Land Use and Transportation Committee Supervisors Peskin, Safai, Preston	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mandelman, Stefani, Walton	2nd and 4th Thursday 10:00 AM
Rules Committee Supervisors Ronen, Stefani, Mar	Monday 10:00 AM

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

Members Present: Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, Shamann Walton, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session through videoconferencing on Tuesday, April 21, 2020, with President Norman Yee presiding.

President Yee called the meeting to order at 2:00 p.m.

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 preceding 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; therefore, Board of Supervisors meetings that are held through videoconferencing will allow remote public comment. Visit the SFGovTV website (www.sfgovtv.org) to stream the live meetings or watch them on demand.

As the COVID-19 disease progresses, please visit the Board's website 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

On the call of the roll, Supervisors Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Stefani, Walton, and Yee were noted present.

Supervisor Safai was noted not present.

A quorum was present.

Supervisor Safai was noted present at 2:02 p.m.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, announced that due to the COVID-19 health emergency, Board Members will participate in the meeting remotely, through videoconference and to the same extent as if they were physically present. To the members of the public, when general public comment is called, you may contribute live comments for up to two minutes by dialing the provided telephone number. When you are connected, you will receive another prompt, dial "1-0" to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. Written comments may be submitted through email (board.of.supervisors@sfgov.org) or the US Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

EMERGENCY OPERATIONS CENTER (EOC) REPORT

Supervisor Fewer, as the current lead for the Board Liaison Team, provided the third update on the EOC and the shifts her office have taken to cover the past few weeks. The City's priorities have been moving vulnerable populations into alternative housing sites, scaling up those alternative sites through a bidding process with hotels, creating and increasing a food security program that is accessible through 311, and containing the spread of the virus.

The Dashboard on the Department of Public Health's website has been updated to include the total case numbers by zip code, in order to highlight the disproportionate impacts on marginalized communities. Last week, a new CityTestSF site was opened to the public in the South of Market. UCSF will also begin testing thousands of residents in a four square block radius of the Mission District, which has been one of the hardest hit neighborhoods in the City. Public Works is rolling out additional pit-stop locations across the City to meet the sanitation needs of our unhoused neighbors. The Mayor and the Municipal Transportation Agency have announced the "slow streets" initiative to support physical distancing guidelines while providing safer street for those making essential trips by walking or biking.

A week ago, San Francisco had 987 confirmed cases and 15 confirmed deaths; this week we have 1,231 confirmed cases and 20 confirmed deaths. As of this morning, approximately 53% of intensive care beds, 100% of intensive care surge beds, 45% of acute care beds, and 100% of acute care surge beds remain available. Due to the decisive action taken by public health officials across the Bay Area, we have not experienced outbreaks of the same severity as other large cities. Over the weekend, 15 vulnerable individuals were moved off the street into hotel rooms and by the close of business today another 45 vulnerable individuals were moved into hotels rooms as the City continues to increase capacity to transport people from the street to hotels as safely and quickly as possible.

Supervisor Fewer expressed her sincere gratitude to the thousands of disaster service workers who are staffing the EOC And hotels, delivering groceries, and performing a myriad of tasks to mobilize resources. Supervisor Safai and his staff will be staffing the liaison position this week and will provide the next EOC update at the next meeting.

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

200212 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Regional Catastrophic Preparedness Grant Program - United States Homeland Security - \$1,406,550]

Sponsor: Mayor

Ordinance retroactively authorizing the Department of Emergency Management, as a fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend a grant in the amount of \$1,406,550 from the United States Department of Homeland Security for the Regional Catastrophic Preparedness Grant Program for the period of October 1, 2019, through June 30, 2020; and amending Ordinance No. 170-19 (Annual Salary Ordinance, File No. 190620 for FYs 2019-2020 and 2020-2021) to provide for the addition of two grant-funded part-time positions in Class 0931 Manager III (.30 FTE) and Class 1823 Senior Administrative Analyst (.75 FTE).

Ordinance No. 073-20

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

200174 [General Plan - Potrero Power Station Mixed-Use Project]

Ordinance amending the General Plan to revise the Central Waterfront Plan, the Commerce and Industry Element, the Recreation and Open Space Element, the Transportation Element, the Urban Design Element, and the Land Use Index, to reflect the Potrero Power Station Mixed-Use Project; adopting findings 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 necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)

Ordinance No. 064-20

FINALLY PASSED

200039 [Planning Code, Zoning Map - Potrero Power Station Special Use District]

Sponsors: Mayor; Walton

Ordinance amending the Planning Code and Zoning Map to establish the Potrero Power Station Special Use District, generally bound by 22nd Street and the southern portion of the newly created Craig Lane to the north, the San Francisco Bay to the east, 23rd Street to the south, and Illinois Street to the west; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Economic Impact)

Ordinance No. 061-20

FINALLY PASSED

200040 [Development Agreement - California Barrel Company LLC - Potrero Power Station Mixed-Use Project]**Sponsors: Mayor; Walton**

Ordinance approving a Development Agreement between the City and County of San Francisco and California Barrel Company LLC, a California limited liability company, for the Potrero Power Station Mixed-Use Project at the approximately 29-acre site generally bounded by 22nd Street to the north, the San Francisco Bay to the east, 23rd Street to the south, and Illinois Street to the west, in the southeast part of San Francisco, with various public benefits, including 30% affordable housing and approximately 6.9 acres of publicly-accessible parks and open space; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); making public trust findings in accordance with the approval of a ground lease of Port-owned land; approving specific development impact fees and waiving any conflicting provisions in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B, 23, 56, 82, and 99, Planning Code, Sections 169 and 138.1, Public Works Code, Section 806(d), and Subdivision Code, Section 1348; and ratifying certain actions taken in connection therewith, as defined herein.

(Economic Impact)

Ordinance No. 062-20**FINALLY PASSED****200086 [Planning Code, Zoning Map - Bayview Industrial Triangle Redevelopment Area Rezoning]****Sponsor: Walton**

Ordinance amending the Planning Code by amending the Zoning Map to change the use classification of certain parcels in the Bayview Industrial Redevelopment Project Area ("Project Area") from M-1 (Light Industrial), M-2 (Heavy Industrial) and NC-3 (Moderate-Scale Neighborhood Commercial) to PDR-1-G (General Production, Distribution, and Repair) and NCT-3 (Moderate-Scale Neighborhood Commercial Transit) Districts, and to change the height and bulk classification of certain parcels in the Project Area from 40-X to 65-X; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 072-20**FINALLY PASSED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Referred Without Recommendation from the Land Use and Transportation Committee

191002 [Planning Code - Geary-Masonic Special Use District]

Sponsors: Stefani; Yee

Ordinance amending the Planning Code to modify the Geary-Masonic Special Use District regarding minimum parking requirements, ground floor ceiling heights, and to allow payment of an inclusionary housing fee; 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.

Supervisor Yee requested to be added as a co-sponsor.

Privilege of the floor was granted unanimously to Anne Pearson (Office of the City Attorney) who responded to questions raised throughout the discussion.

Ordinance No. 070-20

FINALLY PASSED by the following vote:

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton, Yee

Noes: 1 - Preston

Recommendations of the Land Use and Transportation Committee

191285 [Planning Code - Lot Mergers, Neighborhood Notice, and Zoning Controls]

Sponsor: Yee

Ordinance amending the Planning Code to require consideration of smaller commercial spaces when creating large lots, limiting lot frontages to 50 feet on Ocean Avenue, creating an exception from neighborhood notices for certain uses in the Ocean Avenue Neighborhood Commercial Transit District, and adding Arts Activity as a use to the Ocean Avenue Neighborhood Commercial Transit District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 071-20

FINALLY PASSED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

200087 [Planning Code, Zoning Map - Bayview Industrial Triangle Cannabis Restricted Use District]**Sponsor: Walton**

Ordinance amending the Planning Code and Zoning Map to create the Bayview Industrial Triangle Cannabis Restricted Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 075-20**FINALLY PASSED by the following vote:**

Ayes: 10 - Fewer, Haney, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Noes: 1 - Mandelman

NEW BUSINESS

Recommendations of the Budget and Finance Committee

200293 [Accept and Expend Grant - Retroactive - PolicyLink - Financial Justice Project - \$250,000]

Resolution retroactively authorizing the Office of the Treasurer and Tax Collector to accept and expend a grant in the amount of \$250,000 from PolicyLink for the purpose of designing and implementing a national initiative to reform fines and fees from December 1, 2019, through July 31, 2021. (Treasurer-Tax Collector)

Resolution No. 174-20**ADOPTED by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

President Yee requested File Nos. 200305 and 200306 be called together.

200305 [Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Innovative Response to Marginalized Victims Program - \$163,145]**Sponsor: Preston**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$163,145 from the California Governor's Office of Emergency Services for the Innovative Response to Marginalized Victims Program for the grant period of January 1, 2020, through December 31, 2020.

Resolution No. 176-20**ADOPTED by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

200306 [Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Elder Abuse Program - \$200,000]**Sponsor: Preston**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$200,000 from the California Governor's Office of Emergency Services for the Elder Abuse Program for the grant period January 1, 2020, through December 31, 2020.

Resolution No. 177-20**ADOPTED by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

200317 [Limited Payment Guaranty - Maceo May Apts, L.P. - 100% Affordable Housing at 401 Avenue of the Palms - Silicon Valley Bank - Not to Exceed \$44,615,000 - Raymond James Tax Credit Investment, Inc. - Not to Exceed \$2,600,000]**Sponsor: Mayor**

Resolution approving and authorizing the execution of a Limited Payment Guaranty for the benefit of Silicon Valley Bank in an amount not to exceed \$44,615,000 plus accrued interest and any other costs, and a Limited Payment Guaranty for the benefit of Raymond James Tax Credit Investment, Inc., in an amount not to exceed \$2,600,000 if the construction of the 100% affordable, 105-unit multifamily rental housing development (plus one staff unit) for low and moderate income veteran households on Treasure Island ("Maceo May Project") cannot be completed as a result of injunctive relief to the stop work or other similar notice issued by a court as a result of a current lawsuit.

(Fiscal Impact)

Resolution No. 168-20**ADOPTED by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Recommendation of the Land Use and Transportation Committee**191302 [Street Name Change - Steuart Street to Steuart Lane]****Sponsor: Haney**

Resolution renaming the 200 block of Steuart Street to "Steuart Lane," to honor William M. Steuart, and to further continue his legacy and contributions he has made to the City and County of San Francisco.

Resolution No. 169-20**ADOPTED by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Recommendations of the Public Safety and Neighborhood Services Committee

President Yee requested File Nos. 200171 and 200172 be called together.

200171 [Liquor License - One Ferry Building - The Epicurean Trader]

Resolution determining that the issuance of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to The Epicurean Trader, LLC, doing business as The Epicurean Trader, located at One Ferry Building, Suite 9 (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 170-20

ADOPTED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

200172 [Liquor License Transfer - 1401-19th Avenue - Kal's Neighborhood Market]

Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to DP & DK Investments, Inc., doing business as Kal's Neighborhood Market, located at 1401-19th Avenue (District 4), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 171-20

ADOPTED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

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

President Yee suspended all commendations during the declaration of local health emergency.

COMMITTEE REPORTS

Recommendation of the Government Audit and Oversight Committee

200360 [Emergency Ordinance - Grocery Store, Drug Store, Restaurant, and On-Demand Delivery Service Employee Protections]

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

Emergency ordinance to temporarily require grocery store, drug store, restaurant, and on-demand delivery service employers to provide health, scheduling, and hours protections to employees during the public health emergency related to 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.)

Ordinance No. 074-20

FINALLY PASSED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Recommendation of the Land Use and Transportation Committee

200362 [Emergency Ordinance - Administrative Code - Rent Increases During COVID-19 Pandemic]

Sponsors: Peskin; Fewer, Preston, Ronen, Walton, Safai, Haney and Mandelman

Emergency ordinance to temporarily prohibit rent increases that would otherwise be permitted under the Administrative Code, due to the COVID-19 pandemic.

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

Supervisors Haney and Mandelman requested to be added as co-sponsors.

Ordinance No. 068-20

FINALLY PASSED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Speaker; expressed concerns regarding the City's handling of the COVID-19 health emergency. Francisco Da Costa; expressed concerns regarding COVID-19 and the anticipated second wave of infections, and the need to assist small businesses and the homeless.

Linda Chapman; thanked the Board for their action on the homeless population during the health emergency and expressed concerns regarding the impact on certain neighborhoods.

Peter Warfield; expressed concerns regarding opening library hours and the services that could be provided during the health emergency.

Michael Petrelis; expressed concerns regarding the cancellation of Police Commission meetings, appointments to the Police Commission, the need to impose time limits during Roll Call for Introductions, and the time and placement of public comment at Board meetings.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

200377 [Approval of a 90-Day Extension for Planning Commission Review of 100% Affordable Housing and Educator Housing Streamlining Program (File No. 200213)] **Sponsor: Fewer**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 200213) amending the Planning Code to allow extra height, exceeding otherwise applicable height limitations, for 100% Affordable Housing and Educator Housing projects, and to allow such projects to be constructed on parcels greater than 8,000 square feet or which contain only surface parking lots and do not demolish any existing buildings; affirming the Planning Department's California Environmental Quality Act determination; 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.

Resolution No. 179-20

ADOPTED

200382 [Urging the City to Develop Options to Minimize Postmortem Body Handling Costs During the COVID-19 Crisis]

Sponsors: Ronen; Haney, Preston and Walton

Resolution urging the City and County of San Francisco to develop options to minimize post-death body handling costs and provide these options to the loved ones of people who die during the novel coronavirus (COVID-19) public health emergency.

Supervisors Preston and Walton requested to be added as co-sponsors.

Resolution No. 180-20

ADOPTED

200383 [Encouraging San Francisco to Take Action to Prevent Child Abuse and Neglect During the COVID-19 Shelter in Place Order]**Sponsors: Safai; Stefani, Yee, Fewer, Mandelman, Preston and Walton**

Resolution encouraging San Francisco to take strong action to prevent child abuse and neglect during the shelter in place order and to adopt policies to protect our children during the COVID-19 crisis.

Supervisors Mandelman, Preston, and Walton requested to be added as co-sponsors.

Resolution No. 181-20**ADOPTED****200386 [Approval of a 90-Day Extension for Planning Commission Review of 100% Affordable Housing and Educator Housing Streamlining Program (File No. 191249)]****Sponsor: Yee**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 191249) amending the Planning Code to require that in Educator Housing projects at least 10% of residential units have three or more bedrooms; affirming the Planning Department's California Environmental Quality Act determination; 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.

Resolution No. 183-20**ADOPTED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File Nos. 200381 and 200384 be severed so that they may be considered separately.

200381 [Urging Publication of Additional Data Sets]

Sponsors: Peskin; Yee, Haney, Preston and Walton

Resolution urging the disclosure of additional data sets related to the well-being of homeless San Franciscans and residents of Single Room Occupancy hotels, the number and occupancy of available hotel rooms, the geographic origin of confirmed positive COVID-19 cases, and the date of COVID-19 test specimen collection; and commending the interdepartmental collaboration which resulted in the publication of the San Francisco COVID-19 Data Tracker.

Supervisors Haney, Preston, and Walton requested to be added as co-sponsors.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 19, through Page 3, Line 3, by adding ‘WHEREAS, On April 20, 2020, the Data Tracker was expanded to include a map and data reflecting confirmed positive COVID-19 cases by zip code, critical for understanding the populations and locations in San Francisco most affected by the spread of the pandemic, but not the number of deaths by zip code; and WHEREAS, The San Francisco Board of Supervisors currently receives a Daily Update Report reflecting hotel room capacity and occupancy by first responders and vulnerable populations, as well as the bed count and operational status of “Congregate Site Locations” for post-COVID discharges from hotels and hospitals, but not separated by capacity and occupancy of Shelter In Place Sites (“SIPS”), “Isolation and Quarantine” sites or “Negative Recovery Rooms”; and’; on Page 3, Lines 11-13, by striking ‘The neighborhood origin of confirmed COVID-19 cases, in whatever discernible geographic indicator that City officials deem appropriate (e.g., zip code, census tract, Department of Elections neighborhood)’, and Lines 21-22, by adding ‘and occupancy’ and ‘Shelter in Place Sites, Isolation and Quarantine sites, and Negative Recovery Rooms’; and Page 4, Lines 1-4, by adding ‘including daily updates of the number of individuals entering or being discharged from such sites; Available daily intake and discharge counts from Acute Care, Acute Care Surge, ICU and ICU Surge beds; and’. The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Supervisor Walton, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 6, by adding ‘the zip code of residences for each COVID-19 death,’ and Line 24, by adding ‘The zip code for each death from COVID-19;’. The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee
Resolution urging the disclosure of additional data sets related to the well-being of homeless San Franciscans and residents of Single Room Occupancy hotels, the number and occupancy of available hotel rooms, the geographic origin of confirmed positive COVID-19 cases, the zip code of residences for each COVID-19 death, and the date of COVID-19 test specimen collection; and commending the interdepartmental collaboration which resulted in the publication of the San Francisco COVID-19 Data Tracker.

Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Resolution be CONTINUED AS AMENDED to the Board of Supervisors meeting of April 28, 2020. The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

President Yee requested that File No. 200385 be severed so that it may be considered separately.

200385 [Urging Congress and Federal Executive Branch to Expediently Expand Economic Stimulus Bill - Ensure Equitable Solutions for Small Businesses and Nonprofits]

Sponsors: Yee; Mandelman, Preston, Fewer, Walton and Safai

Resolution urging the United States Congress and the Federal Executive Branch to expediently pass and enact subsequent interim emergency coronavirus relief stimulus packages in addition to the Coronavirus Aid, Relief, and Economic Security Act (CARES) with at least \$500 billion more in economic aid and \$250 billion more in investments for small business loans, specifically targeting women, people of color, veteran-owned businesses, and nonprofits, bolstering community-based lenders and smaller financial institutions; and supporting the San Francisco Small Business Commission's recommendations.

Supervisors Preston, Fewer, Walton, and Safai requested to be added as co-sponsors.

Resolution No. 182-20

ADOPTED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

200384 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]

Sponsor: Yee

Motion concurring in actions taken by the Mayor in the Ninth and Tenth Supplements to the Proclamation of Emergency, released on April 10, 2020, and April 14, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic.

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) and Sophia Kittler (Mayor's Office) who responded to questions raised throughout the discussion.

Motion No. M20-050

APPROVED by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

IMPERATIVE AGENDA

There were no imperative agenda items.

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.

ORDINANCES

200396 [Emergency Ordinance - Delegation of Authority to Amend Certain Agreements]

Sponsor: Mayor

Emergency ordinance to delegate Board of Supervisors approval authority under Charter, Section 9.118, to City departments to amend certain existing agreements to comply with recommendations and requirements for potential reimbursement of funds from the Federal Emergency Management Agency or the California Governor's Office of Emergency Services for expenditures in response to the public health emergency related to 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.)

04/21/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 5/14/2020.

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.

04/21/20; ASSIGNED to Land Use and Transportation Committee.

200398 [Police Code - Third-Party Food Delivery Services]

Sponsors: Peskin; Safai, Mandelman and Walton

Ordinance amending the Police Code to regulate third-party food delivery services ("delivery services") by capping fees to restaurants at 10% of an order total, prohibiting delivery services from restricting restaurant pricing, and prohibiting delivery services from charging restaurants for telephone calls to the delivery service not resulting in any food or beverage order; requiring retention of and City access to records substantiating compliance with these restrictions; authorizing the imposition of penalties for violations; and authorizing the Office of Economic and Workforce Development to implement and enforce this Ordinance.

04/21/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 5/14/2020.

200399 [Business and Tax Regulations Code - Real Property Transfer Tax Refunds]**Sponsor: Peskin**

Ordinance amending the Business and Tax Regulations Code to permit the City Attorney, with the consent of the County Recorder, to allow or settle real property transfer tax claims for refund and lawsuits in excess of \$25,000 for any amount up to the amount of transfer tax, penalties, and interest paid that exceeds the amount of transfer tax, penalties, and interest that would have been due on the transaction if the amount due had been calculated using the value of the real property as finally determined by the Assessment Appeals Board.

04/21/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 5/14/2020.

200400 [Municipal Elections Code - Expanded Vote-by-Mail for the November 3, 2020 Election - Voter's Choice Act]**Sponsors: Ronen; Haney, Preston, Walton, Mar, Yee, Fewer and Safai**

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)

04/21/20; ASSIGNED to Rules Committee.

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)

04/21/20; ASSIGNED to Budget and Finance Committee.

RESOLUTIONS

200402 [Accept and Expend Grant - California Department of Housing and Community Development - Affordable Housing and Sustainable Communities Program - Treasure Island - \$20,000,000]**Sponsor: Mayor**

Resolution authorizing the Treasure Island Development Authority ("Authority") to execute a Standard Agreement with the California Department of Housing and Community Development ("HCD") under the Affordable Housing and Sustainable Communities Program for a total award of \$20,000,000 including \$13,753,000 to be disbursed as a loan from HCD to the project sponsor of a 100% affordable housing project at Treasure Island Parcel C3.1 and \$6,247,000 to be disbursed as a grant from HCD to the Authority for public transportation improvements on Treasure Island, for the period starting on the execution date of the Standard Agreement to June 30, 2039; and authorizing the Authority to accept and expend the grant of \$6,247,000 for ferry terminal and Bay Bridge connection improvements, and other transit oriented programming and improvement approved by HCD. (Treasure Island Development Authority)

04/21/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200403 [Urging Congress to Support Increased Relief Funding for Small Businesses and Local Governments, and Development of Public Banks]**Sponsors: Fewer; Ronen, Preston and Mandelman**

Resolution urging Congress to support a new stimulus package that includes increased relief funding for small businesses and local governments, with greater guidance for banks regarding fund disbursement, and to support the development of local and regional public banks through making federal funding available for capitalization.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200404 [National Sexual Assault Awareness and Prevention Month - April 2020]**Sponsors: Haney; Ronen, Stefani, Walton, Safai, Preston and Mandelman**

Resolution recognizing and affirming April 2020 as "National Sexual Assault Awareness and Prevention Month" in the City and County of San Francisco in order to raise awareness, affirm support, and deter sexual violence.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200405 [Urging Immigration and Customs Enforcement to Grant Parole to Kelly Gonzalez Aguilar]**Sponsors: Haney; Ronen, Walton, Preston, Mandelman and Safai**

Resolution urging Immigration and Customs Enforcement to grant parole to Kelly Gonzalez Aguilar, a transgender woman from Honduras currently detained in New Mexico, and release her into the custody of her sponsors citing her status as an asylum seeker.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200406 [Urging the City and County of San Francisco to Establish Safe Sleeping Sites]**Sponsors: Mandelman; Preston, Fewer, Stefani, Safai and Mar**

Resolution urging the City and County of San Francisco to establish Safe Sleeping Sites for unsheltered people, to encourage social distancing, improve sanitation, and slow the spread of coronavirus disease 2019 (COVID-19).

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200407 [Urging the United States Congress to Ensure the Inclusion of Immigrants in the Next COVID-19 Federal Relief Bill]**Sponsors: Ronen; Haney, Preston, Mandelman, Safai and Walton**

Resolution urging the United States Congress to guarantee protections for immigrants and to ensure the inclusion of immigrant communities during the next federal relief package developed in response to the COVID-19 public health emergency.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200408 [Urging the Pardon of Aylaliya "Liyah" Birru]**Sponsors: Ronen; Preston, Mandelman and Mar**

Resolution urging Governor Gavin Newsom to pardon Aylaliya "Liyah" Birru and stop her deportation.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200409 [Urging the Federal Government to Increase Funding and Oversight for the Paycheck Protection Program]**Sponsors: Stefani; Mandelman and Safai**

Resolution urging the federal government to increase funding to the Paycheck Protection Program, institute stricter controls and oversight to ensure that small businesses in fact have access to the program, and take steps to ensure that financial institutions of all sizes work with small businesses to facilitate this.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200237 [Annual Fundraising Drive - 2020]**Sponsor: Yee**

Resolution designating those agencies qualified to participate in the 2020 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco.

04/21/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

200415 [Committee of the Whole - Standing Briefings Related to the COVID-19 Health Emergency Response on Board Tuesdays at 3:00 p.m.]**Sponsor: Yee**

Motion directing the Clerk of the Board of Supervisors to schedule standing Committee of the Whole hearings every Tuesday that the Board of Supervisors has a regular meeting at 3:00 p.m. for the Members of the Board of Supervisors to discuss informational updates related to the COVID-19 Health Emergency Response with relevant City agencies and subject matter experts.

04/21/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

200392 [Mayoral Appointment, Police Commission - Geoffrey Gordon-Creed]

Motion rejecting/approving the Mayor's nomination for the appointment of Geoffrey Gordon-Creed to the Police Commission, for a four-year term ending April 30, 2024. (Clerk of the Board) (Charter, Section 4.109, 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: April 16, 2020)

04/17/20; RECEIVED AND ASSIGNED to Rules Committee.

200393 [Mayoral Appointment, Police Commission - Nancy Tung]

Motion approving/rejecting the Mayor's nomination for the appointment of Nancy Tung to the Police Commission, for a four-year term ending April 30, 2024. (Clerk of the Board) (Charter, Section 4.109, 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: April 16, 2020)

04/17/20; RECEIVED AND ASSIGNED to Rules Committee.

REQUESTS FOR HEARING

200410 [Hearing - Hotel Operations Update]

Sponsors: Haney; Ronen, Peskin, Preston and Walton

Hearing to receive an update on the status of hotel contracting, referral, census, staffing, operations, and compliance with the Emergency Ordinance - Limiting COVID-19 Impacts through Safe Shelter Options (File No. 200363); and requesting the Mayor's Office, Department of Emergency Management, Department of Public Health, Department of Human Resources, Department of Homelessness and Supportive Housing, and Human Services Agency to report.

04/21/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

200411 [Hearing - COVID-19 Testing]

Sponsors: Haney; Ronen

Hearing regarding citywide testing, including but not limited to capacity, partnerships, priorities, and compliance with Health Order No. C19-10; and requesting the Mayor's Office, Department of Emergency Management, Department of Public Health, Department of Homelessness and Supportive Housing, UC San Francisco, Hospital Council and Clinic Consortium to report.

04/21/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

200412 [Hearing - Impacts of COVID-19 on San Francisco Unified School District and City College of San Francisco]

Sponsor: Haney

Hearing regarding how COVID-19 has impacted the schedules, policies, and the provision of services for San Francisco Unified School District (SFUSD) and City College of San Francisco (CCSF); the approach SFUSD and CCSF are exercising to protect both students and staff during the pandemic; how schools are continuing to serve students and families, especially those that are most marginalized; what plans are being made to ensure ongoing educational goals are met; how the City can best support the schools and what resources are required to ensure that they are able to succeed in their vital role as educational institutions; and requesting SFUSD and CCSF to report.

04/21/20; RECEIVED AND ASSIGNED to Joint City, School District, and City College Select Committee.

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**200370 [Agreement Amendment - San Francisco AIDS Foundation - HIV Prevention - City-Wide Syringe Access and Disposal Services - Not to Exceed \$42,115,471]**

Resolution approving Amendment No. 3 to the agreement between the San Francisco AIDS Foundation and the Department of Public Health to provide HIV prevention services through City-wide syringe access and disposal services; to increase the contract amount by \$6,507,312 for a total amount not to exceed \$42,115,471 with no change to the contract term of July 1, 2016, through June 30, 2026, to commence upon Board approval. (Public Health Department) (Fiscal Impact)

04/13/20; RECEIVED FROM DEPARTMENT.

04/21/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200371 [Participation Agreement Modification - California Mental Health Services Authority - Tech Suite Mental Health Services Act Innovation Program - Not to Exceed \$10,000,000]

Resolution authorizing the Director of Health to extend the term and increase the amount of the participation agreement between San Francisco Department of Public Health Behavioral Health Services and the California Mental Health Services Authority, for the development of technology-based mental health solutions, to increase the Agreement amount by \$8,802,179 for a new not to exceed amount of \$10,000,000 and extending the term through May 31, 2024, to commence following Board approval. (Public Health Department)

04/13/20; RECEIVED FROM DEPARTMENT.

04/21/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

*Hatsy Yasukochi - Supervisor Fewer
Luis Echegoyén - Supervisor Safai*

ADJOURNMENT

There being no further business, the Board adjourned at the hour 4:43 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 9, 2020.

Angela Calvillo, Clerk of the Board

BRIEFING WITH THE COUNTY HEALTH OFFICER

Pursuant to Governor Newsom's Executive Order that allows policy bodies to receive updates from local officials relevant to the declared emergency - provided that the members do not take action nor discuss any items of business within the subject matter jurisdiction of their body - the Board of Supervisors received an update of the COVID-19 health emergency from Dr. Tomas Aragon, San Francisco County Health Officer.

Dr. Aragon reported that San Francisco is not seeing the surge of other large cities due to the early decisive actions taken by San Francisco. There is an increase of infection among the homeless population that could cause a surge, but the City is taking steps to minimize the infection rate. There are three phases being planned: Phase 1 is setting up the infrastructure, Phase 2 is rolling back the Shelter in Place Order and reopening the economy, and Phase 3 will be to implement treatment and vaccines. The focus is to interrupt transmission, increase testing, and execute contact tracing. Dr. Aragon presented additional information and answered questions raised throughout the discussions.