

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 12, 2020 - 2:00 PM

Held via Videoconference
(remote public access provided via teleconference)

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, May 12, 2020, with President Norman Yee presiding.

President Yee called the meeting to order at 2:01 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, Safai, Stefani, Walton, and Yee were noted present.

A quorum was present.

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

President Yee thanked the members of the Board and their staff who have provided coverage at the EOC during the past few months. The Board is reevaluating the most effective allocation of their time and will determine whether they will continue a presence at the EOC while focusing on their policy making roles. President Yee and Mayor Breed have convened a task force to focus on the economic recovery of the City, with Supervisors Mandelman and Peskin representing the Board on this body. Another oversight committee has been convened to oversee the local relief fund, Give2SF, which Supervisors Ronen and Stefani have been assigned to represent the Board.

Supervisor Mandelman provided an update on the Economic Recovery Task Force, including the membership, meetings held to date, and the three areas of focus. The first is the development of a plan and protocols to tackle issue related to a safe reopening that will drive the Task Force's work through May and June. The other two focuses are around supporting business resiliency as we continue to deal with COVID-19. In the next several months they will focus on issues on how to support workers and how outdoor spaces may be utilized to support business efforts. After which, the longer-term challenges will be addressed by piloting new ideas and taking information learned to address the greater issues, such as the environmental crises.

Supervisor Ronen reported that the Give2SF Program was started by Mayor Breed at the beginning of the health emergency as a way for donors to provide support. The Oversight Committee makes decisions on how the funds are distributed and when. There are three areas where money is being allocated: food security, supporting small businesses and low-wage workers, and to the Mayor's Office of Community development for household assistance.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the March 24, 2020, Board Meeting Minutes or March 31, 2020 Board Special Meeting Minutes. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Stefani, moved to approve the March 24, 2020, Board Meeting Minutes and March 31, 2020 Board Special Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

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

President Yee reported to the Board that new policies are forthcoming that establish a collaboration between the Board and Mayor to optimize the way the City serves the community during this health emergency.

There were no questions submitted from the eligible Supervisors representing Districts 1, 2, 3, and 4. Mayor London N. Breed addressed the Board of Supervisors regarding the status of the health emergency and what the City is doing to address the current situation and how we will handle the next phases. There is a focus on economic recovery and the Mayor has asked the Capital Planning Committee to explore funding for mental health. A new recovery bond is being worked on to fund building, purchasing, mental health facilities, and parks that have seen a reduction of services. This bond is aimed at assisting communities of color, building safe spaces, and investing in jobs to put San Franciscans back to work repaving roads and building bike lanes to deliver basic services throughout the City. Following public comment this matter was filed. No further action was taken.

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

200125 [Levying Special Taxes - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]

Sponsor: Mayor

Ordinance levying special taxes within the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services).

Ordinance No. 079-20

FINALLY PASSED by the following vote:

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

Recommendation of the Government Audit and Oversight Committee

200372 [Administrative Code - County Jail No. 4 Closure]

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

Ordinance No. 080-20

FINALLY PASSED by the following vote:

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

Noes: 1 - Stefani

Recommendation of the Land Use and Transportation Committee

191075 [Planning, Administrative Codes - Residential Occupancy]

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

Ordinance No. 078-20

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

200387 [Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Cristina Rubke]

Motion approving the Mayor's nomination for reappointment of Cristina Rubke to the Municipal Transportation Agency Board of Directors, term ending March 1, 2024. (Clerk of the Board) (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: February 28, 2020.)

NOT APPROVED by the following vote:

Ayes: 5 - Mandelman, Mar, Safai, Stefani, Yee

Noes: 6 - Fewer, Haney, Peskin, Preston, Ronen, Walton

NEW BUSINESS

Recommendations of the Budget and Finance 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)

PASSED ON FIRST READING by the following vote:

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

President Yee requested File Nos. 200315 and 200316 be called together.

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

Sponsor: Mayor

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

Resolution No. 212-20

ADOPTED by the following vote:

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

200316 [Real Property Lease Extension Option - RACHRIS, LLC - 2 Gough Street - \$624,115.76 Annual Base Rent]**Sponsor: Mayor**

Resolution authorizing the Director of Property to exercise an option to extend a Lease of real property located at 2 Gough Street for office space, with RACHRIS, LLC, as landlord, for a five-year term commencing on July 1, 2020, and expiring on June 30, 2025, at a monthly base rent of \$52,009.65 for a total annual base rent of \$624,115.76 with base rent increasing at 3% per year.

(Fiscal Impact)

Resolution No. 213-20

ADOPTED by the following vote:

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

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)

Resolution No. 214-20

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**200142 [Planning Code - Conditional Use Authorizations for Demonstrably Unaffordable Housing]****Sponsors: Mandelman; Peskin, Fewer and Yee**

Ordinance amending the Planning Code to require conditional use authorization for applications to demolish a single-family residential building on a site zoned as RH-1 (Residential, House District, One Family) or RH-1(D) (Residential, House District, One Family-Detached), when the building is demonstrably not affordable or financially accessible housing; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

Supervisors Fewer and Yee requested to be added as co-sponsors.

PASSED ON FIRST READING 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 Rules Committee

200424 [Administrative Code - Balboa Reservoir Community Advisory Committee]

Sponsor: Yee

Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.

PASSED ON FIRST READING 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

Kelly Torres; expressed concerns regarding the homeless and the need to focus on affordable housing.

Speaker; expressed concerns regarding face coverings and those with conditions that prohibit their usage.

Francisco Da Costa; expressed support of health care workers and the need to recognize them.

Linda Chapman; expressed concerns regarding placement of homeless in hotels and tents in the park during this health emergency.

Theresa Palmer; expressed support of the Resolution urging additional COVID-19 data reporting for congregate residential facilities, sexual orientation and gender identity (File No. 200468).

Speaker; expressed concerns regarding using parks as tent cities during this health emergency.

Peter Warfield; reiterated his comments from the last week by expressing the need to extend library services to accommodate the disenfranchised who need internet access, and requested the Board review City College's violations in prohibiting open access and participation in public meetings.

Mackenzie Cobin; thanked the Board for their efforts during this health emergency.

Kevin Rose; requested the Board delay scheduling the Committee of the Whole on a report of delinquent real property transfer taxes (File No. 200446).

Kiely Hosmon; expressed support of the newly introduced Charter Amendment to allow 16 and 17-year olds to vote in municipal elections.

Anastasia Anapolis; expressed concerns regarding an affordable housing bill and support of the Resolution opposing AB 2261 on facial recognition technology (File No. 200427).

Terry Mchugh; expressed concerns regarding the homeless in hotels and the damage being done to hotel property during this health emergency.

Francisco Sloane; expressed concerns regarding consistent and reliable food delivery to SRO tenants.

Cliff Barker; expressed concerns regarding an appointment.

Michael Lyon; expressed concerns regarding the health emergency and congregate facilities.

Mr. Kingston; expressed support of the Resolution opposing AB 2261 on facial recognition technology (File No. 200427).

Ariana Nasari; expressed support of the newly introduced Charter Amendment to allow 16 and 17-year olds to vote in municipal elections.

Leslie Burke; expressed concerns regarding placement of homeless in parks throughout the City.

Speaker; expressed support of the newly introduced Charter Amendment to allow 16 and 17-year olds to vote in municipal elections.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

200466 [Supporting California State Assembly Bill No. 2058 (Gabriel) - Housing Preservation Tax Credit]

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

Resolution supporting California State Assembly Bill No. 2058, authored by Assembly Member Jessie Gabriel, to create an affordable housing preservation tax credit to incentivize the preservation of existing affordable apartment properties and mobile-home parks.

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

Resolution No. 218-20

ADOPTED

200467 [Supporting National Mental Health Awareness Month During COVID-19]**Sponsors: Haney; Ronen, Walton, Preston, Stefani, Mandelman, Safai and Yee**

Resolution supporting National Mental Health Awareness Month and efforts of mental health service providers to implement low-barrier, quality services in order to overcome the negative impacts of COVID-19 to a person's mental health and wellness during the global pandemic.

Supervisors Mandelman, Safai, and Yee requested to be added as co-sponsors.

Resolution No. 219-20**ADOPTED****200469 [Urging Congress to Enact the Automatic Boost to Communities Act]****Sponsors: Ronen; Walton, Haney and Preston**

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

Resolution No. 221-20**ADOPTED****200446 [Committee of the Whole - Report of Delinquent Real Property Transfer Taxes - June 2, 2020, at 3:00 p.m.]**

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

Motion No. M20-054**APPROVED****200473 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]****Sponsor: Yee**

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

Motion No. M20-055**APPROVED**

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 Stefani requested that File Nos. 200427 and 200470 be severed so that they may be considered separately.

200427 [Opposing California State Assembly Bill No. 2261 (Chau) - Facial Recognition Technology]

Sponsors: Peskin; Safai and Mandelman

Resolution opposing California State Assembly Bill No. 2261, authored by Assembly Member Edwin Chau, which would preempt San Francisco's precedent-setting prohibition on government acquisition and use of facial recognition technology and thereby imperil the public health and safety of San Francisco residents and visitors.

Resolution No. 217-20

ADOPTED by the following vote:

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

Noes: 1 - Stefani

Supervisor Mar requested that File No. 200468 be severed so that it may be considered separately.

200468 [Urging Additional COVID-19 Data Reporting for Congregate Residential Facilities and Sexual Orientation and Gender Identity Demographic Information]

Sponsors: Mar; Walton, Ronen, Haney and Fewer

Resolution urging the inclusion of additional data sets in the San Francisco COVID-19 Data Tracker for sexual orientation and gender identity, and additional congregate residential facilities.

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

Resolution No. 220-20

ADOPTED by the following vote:

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

200470 [Commending Captain Brett Elliott Crozier]

Sponsor: Stefani

Resolution commending Captain Brett Elliott Crozier, United States Navy, for his courageous leadership as commanding officer of the USS Theodore Roosevelt.

Resolution No. 222-20

ADOPTED 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.

CHARTER AMENDMENT

200477 [Charter Amendment - 16- and 17-Year-Olds Voting in Municipal Elections]

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

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize youths aged 16 and 17 to vote in municipal elections; at an election to be held on November 3, 2020.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/11/2020.

ORDINANCES

200478 [General Obligation Bond Election - Health and Recovery - Not to Exceed \$438,500,000]

Sponsor: Mayor

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not to exceed \$438,500,000 to finance the acquisition or improvement of real property, including: facilities to deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

05/12/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/11/2020.

200480 [Compensation for Unrepresented Employees]**Sponsor: Mayor**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensation is subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and other terms and conditions of employment and methods of payment effective July 1, 2020.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/11/2020.

200481 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]**Sponsor: Mayor**

Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to provide an appropriate differential over subordinate classifications and one-time payment to employees in classification 2496 Imaging Supervisor.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/11/2020.

200482 [Memorandum of Understanding - Supervising Probation Officers]**Sponsor: Mayor**

Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and the Supervising Probation Officers to include a firearms instructor premium and provide a one-time payment to employees eligible for the premium.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/11/2020.

200483 [Memorandum of Understanding - Service Employees International Union, Local 1021 (Miscellaneous)]**Sponsor: Mayor**

Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021 (Miscellaneous) to update the night shift differential provisions to include additional classifications and provide a one-time payment to employees in specified classifications.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/11/2020.

RESOLUTIONS

200479 [General Obligation Bonds - Health and Recovery - Not to Exceed \$438,500,000]

Sponsor: Mayor

Resolution determining and declaring that the public interest and necessity demand the acquisition or improvement of real property, including: facilities to deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).
(Fiscal Impact)

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200484 [Multifamily Housing Revenue Bonds - 55 Mason Street, 216 Eddy Street - Not to Exceed \$71,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$71,000,000 for 55 Mason Street and 216 Eddy Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$71,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200485 [Multifamily Housing Revenue Bonds - 480 Eddy Street, 75 Dore Street - Not to Exceed \$60,000,000]**Sponsor: Mayor**

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$60,000,000 for 480 Eddy Street and 75 Dore Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$60,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200486 [Multifamily Housing Revenue Bonds - 2340 San Jose Avenue (Balboa Park Upper Yard) - Not to Exceed \$80,000,000]**Sponsors: Mayor; Safai**

Resolution approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$80,000,000 for 2340 San Jose Avenue (Balboa Park Upper Yard); authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200487 [Amended Ten-Year Capital Expenditure Plan - FYs 2020-2029]**Sponsor: Mayor**

Resolution amending the City's ten-year capital expenditure plan for FYs 2020-2029 to amend the proposed Government Obligation bond program.

(Fiscal Impact; no Budget and Legislative Analyst Report)

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200488 [Freeway Maintenance Agreement Amendment - Caltrans - Incorporate Alemany Boulevard Bicycle Lane Improvements at State Route 101/280 Interchange]**Sponsors: Mayor; Ronen**

Resolution approving the First Amendment to the Freeway Maintenance Agreement between the City and County of San Francisco and the California Department of Transportation, to include City's maintenance of bicycle lanes and paths and cycle tracks along Alemany Boulevard at the Freeway Interchange at State Routes 101 and 280.

05/12/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

200489 [Urging Mayor and City Departments to Prioritize Public Access and Transparency During COVID-19 Emergency]**Sponsors: Fewer; Peskin, Mar, Walton, Haney and Yee**

Resolution urging the Mayor and City departments to prioritize implementation of key strategies for public access and transparency during the COVID-19 emergency, by publishing information about public meetings and policy decisions, and holding public budget meetings for select departments.

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200491 [Urging the Governor to Waive California Redemption Value Fines for Small Businesses]**Sponsors: Haney; Walton, Safai and Mandelman**

Resolution urging the Governor to waive fees administered to small businesses operating in unserved California Redemption Value (CRV) convenience zones and to forgive the outstanding balances of small businesses unable to pay fees related to operating in unserved CRV convenience zones.

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200492 [Public Works Week - May 18, 2020, through May 22, 2020]**Sponsors: Mandelman; Safai**

Resolution commending the women and men of San Francisco Public Works and declaring May 18, 2020, through May 22, 2020, as Public Works Week in the City and County of San Francisco.

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200493 [Approval of a 90-Day Extension for Planning Commission Review of Arts Activities and Social Service or Philanthropic Facilities as Temporary Uses (File No. 200215)]**Sponsor: Ronen**

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 200215) amending the Planning Code to allow Arts Activities and Social Service or Philanthropic Facilities as a temporary use in vacant ground-floor commercial space; affirming the Planning Department's determination under California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200494 [Urging California to Take Immediate Action to Support Early Care Educators to Prevent Permanent Closures as a Result of COVID-19]**Sponsors: Safai; Yee and Walton**

Resolution urging Governor Gavin Newsom to immediately release the \$350,000,000 received from the CARES Act to provide urgent support to early care providers to prevent permanent closure and to support families negatively impacted by the COVID-19 crisis.

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200495 [Urging Congress to Support \$100 Billion Relief Funding for Child Care in the Next COVID-19 Relief Package]**Sponsors: Yee; Safai, Fewer, Peskin, Mandelman, Stefani and Walton**

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

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

200496 [Asian American and Pacific Islander Day - May 18, 2020]**Sponsors: Yee; Ronen, Peskin, Mandelman, Stefani, Walton, Fewer, Preston, Haney, Safai and Mar**

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

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

200497 [Authorizing the Police Commission to Hold Public Meetings]**Sponsors: Preston; Ronen, Haney and Walton**

Motion authorizing the Police Commission to meet remotely during the COVID-19 Shelter in Place Order.

05/12/20; RECEIVED AND ASSIGNED to Rules Committee.

200498 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]**Sponsor: Yee**

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

05/12/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUEST FOR HEARING

200447 [Hearing - Committee of the Whole - Report of Delinquent Real Property Transfer Taxes - June 2, 2020, at 3:00 p.m.]

Hearing to consider objections to a report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0269, Lot No. 004 (364 Bush Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund, scheduled pursuant to Motion No. M20-054 (File No. 200446) approved May 12, 2020. (Clerk of the Board)

05/06/20; RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

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

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

04/29/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

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

04/29/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

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

04/29/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

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

05/04/20; RECEIVED FROM DEPARTMENT.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/11/2020.

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

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

05/04/20; RECEIVED FROM DEPARTMENT.

05/12/20; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/11/2020.

PROPOSED RESOLUTIONS

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

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

(Fiscal Impact)

04/28/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

04/29/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

200448 [Report of Delinquent Real Property Transfer Taxes]

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

05/04/20; RECEIVED FROM DEPARTMENT.

05/12/20; RECEIVED AND ASSIGNED to Board of Supervisors.

Requests Granted

From: Supervisor Mar

To: Office of the City Attorney

Requesting/Inquiring: To draft legislation to waive fees for small businesses impacted by the Covid-19 public health emergency and Shelter in Place orders. The one-time waiver will provide direct financial relief to certain small businesses on fees currently owed and may include fees administered as part of the unified license fees, and other fees levied on small businesses.

From: Supervisor Ronen

To: Department of Public Health

Re: Official Inquiry Regarding Tracking of Deaths Among Unhoused Residents Supervisor Ronen submits the following official inquiries to the Department of Public Health:

- 1. Can DPH report whether there have been any deaths from coronavirus among people experiencing homelessness on the streets as of 5/12/20?*
- 2. How many people have died on the streets since the shelter-in-place order began?*
- 3. How does this compare to the number of deaths among unsheltered homeless individuals from this same period of time last year (March 17 - May 12, 2019)?*
- 4. What is the protocol to discover whether people dying on the street are positive or were positive for coronavirus?*

*From: Supervisor Ronen and Supervisor Fewer
To: Department of Homelessness & Supportive Housing, and Recreation and Parks Department
Re/Inquiring: Official Inquiry Regarding Shower Facilities for Unhoused Residents.*

Supervisor Ronen and Supervisor Fewer submit the following official inquiries to the Department on Homelessness & Supportive Housing and the Recreation and Parks Department:

- 1. How many public showering facilities are there in the City and County of San Francisco (including but not limited to public recreation centers, locker rooms, swimming pools, gyms, etc.)?*
- 2. Where are these facilities located?*
- 3. Which of these facilities are accessible to unhoused residents?*
- 4. During previous public emergencies, were makeshift shower facilities created to meet the needs of residents? If so, how and where were these facilities established?*

In Memoriam

Courtney Brousseau - Full Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour 4:32 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 23, 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 Deputy Health Officer, Director Disease Prevention and Control, and Dr. Grant Colfax, Director (Department of Public Health).

Dr. Colfax provided a status update on the City's response to the COVID-19 health emergency and our transition into the next phases, including the directives and executive orders issued so far, statistics on cases and deaths, cases by zip code, demographics for deaths and cases, hospitalizations and patient count, mobility and replication rate, plausible future scenarios, key COVID-19 indicators, and California's phases for re-opening. Dr. Aragon and Dr. Colfax presented additional information and answered questions raised throughout the discussions.