BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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PUBLIC COMMENT CALL-IN 1 (415) 655-0001/ Meeting ID: 146 300 5353 # #

Tuesday, August 25, 2020 - 2:00 PM

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

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

BOTHER COMMITTEES	
Committee Membership	Meeting Days
Budget and Appropriations Committee	Wednesday
Supervisors Fewer, Walton, Mandelman, Yee, Ronen	1:00 PM
Budget and Finance Committee	Wednesday
Supervisors Fewer, Walton, Mandelman	10:30 AM
Government Audit and Oversight Committee	1st and 3rd Thursday
Supervisors Mar, Peskin, Haney	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	Monday
Supervisors Peskin, Safai, Preston	1:30 PM
Public Safety and Neighborhood Services Committee	2nd and 4th Thursday
Supervisors Mandelman, Stefani, Walton	10:00 AM
Rules Committee	Monday
Supervisors Ronen, Stefani, Mar	10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

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AGENDA PACKET: Available on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng or Arthur Khoo at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供 西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提 供。更多資訊或請求有關服務, 請致電 (415) 554-7719聯絡Linda Wong.

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

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

Americans with Disabilities Act (ADA)

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

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

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

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Board and Committee meeting agendas and minutes are available on the Board's website (www.sfbos.org) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 (wilson.l.ng@sfgoy.org).

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org. Citizens may obtain a free company of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at http://www.sfbos.org/sunshine.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit sfethics.org.

Remote Access to Information and Participation

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

Members of the public may participate by phone or may submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at https://sfbos.org/meetings/42.

PUBLIC COMMENT CALL-IN

1 (415) 655-0001 / Meeting ID: 146 300 5353 ##

As the COVID-19 disease progresses, please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the <u>July 15, 2020</u>, Rescheduled Meeting Minutes at the Budget and Appropriations Committee Meeting; and the <u>July 16, 2020</u>, Special Meeting Minutes at the Budget and Finance Committee Meeting, which constituted quorums of the Board of Supervisors.

AGENDA CHANGES

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Mar, Haney

1. 200758 [Settlement of Lawsuit - Hastings College of the Law - \$0]

Ordinance authorizing settlement of the lawsuit filed by Hastings College of the Law against the City and County of San Francisco for \$0 and a Stipulated Injunction; the lawsuit was filed on May 4, 2020, in United States District Court, Case No. 20-cv-3033; entitled Hastings College of the Law, et al. v. City and County of San Francisco; the lawsuit involves alleged civil rights violations, Federal Americans with Disabilities and California Disabled Persons Act violations, Negligence; Public Nuisance; Private Nuisance and Inverse Condemnation. (City Attorney)

08/11/2020: CONTINUED ON FIRST READING.

08/18/2020; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisos Peskin, Preston, Safai

2. 200702 [Planning Code - Chinatown Community Business District Zoning Control Table - Technical Correction]

Sponsor: Peskin

Ordinance amending the Planning Code to re-enact a provision permitting Non-Retail Professional Services above the first story in the Chinatown Community Business District Zoning Control Table, which was inadvertently deleted in recently enacted legislation; 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 necessity, convenience, and general welfare under Planning Code, Section 302.

08/18/2020; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

08/18/2020; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Rules Committee

Present: Supervisors Ronen, Stefani, Mar

3. <u>200672</u> [Administrative Code - Sunshine Ordinance Task Force Member Nominations] Sponsor: Peskin

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

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. 200718 [Mayoral Reappointment, Planning Commission - Susan Diamond] Motion approving the Mayoral nomination for the reappointment of Susan Diamond to the Planning Commission, for a four-year term ending July 1, 2024. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)

Question: Shall this Motion be APPROVED?

5. 200719 [Mayoral Reappointment, Planning Commission - Joel Koppel] Motion approving the Mayoral nomination for the reappointment of Joel Koppel to the Planning Commission, for a four-year term ending July 1, 2024. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)

Question: Shall this Motion be APPROVED?

6. 200722 [Presidential Reappointment, Planning Commission - Maria Theresa Imperial]

Motion approving the President of the Board of Supervisors Norman Yee's nomination for the reappointment of Maria Theresa Imperial to the Planning Commission, for a four-year term ending July 1, 2024. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: July 1, 2020.)

Question: Shall this Motion be APPROVED?

7. 200731 [Mayoral Appointment, Police Commission - Malia Cohen]

Motion approving the Mayor's nomination for the appointment of Malia Cohen 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: July 7, 2020.)

Question: Shall this Motion be APPROVED?

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

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

APPEAL PROCEDURES

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

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

PUBLIC COMMENT WILL BE TAKEN

1 (415) 655-0001 / Meeting ID: 146 300 5353 ##

8. 200754 [Hearing - Appeal of Determination of Exemption From Environmental Review - 66 Mountain Spring Avenue]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on February 12, 2019, for the proposed project at 66 Mountain Spring Avenue, Assessor's Parcel Block No. 2706, Lot No. 025; to demolish an existing two-story, one-family house and construct a new three-story single-family house within the RH-1(D) (Residential House, One-Family-Detached) Zoning District and a 40-X Height and Bulk District. (District 7) (Appellants: Gloria Smith of Law Offices of Gloria D. Smith, on behalf of Margaret Niver, Ronald Niver, and Rosemarie MacGuiness) (Filed March 23, 2020) (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

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

Only one of the following two Motions should be approved.

9. <u>200755</u> [Affirming the Categorical Exemption Determination - 66 Mountain Spring Avenue]

Motion affirming the determination by the Planning Department that the proposed project at 66 Mountain Spring Avenue is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

10. 200756 [Conditionally Reversing the Categorical Exemption Determination - 66 Mountain Spring Avenue]

Motion conditionally reversing the determination by the Planning Department that the proposed project at 66 Mountain Spring Avenue is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

11. 200757 [Preparation of Findings to Reverse the Categorical Exemption Determination - 66 Mountain Spring Avenue]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 66 Mountain Spring Avenue is categorically exempt from further environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

PUBLIC COMMENT WILL BE TAKEN

1 (415) 655-0001 / Meeting ID: 146 300 5353 ##

(Hearing continued from July 28, 2020.)

12. <u>200746</u> [Hearing - Appeal of Determination of Exemption From Environmental Review 1846 Grove Street]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on February 12, 2019, for the proposed project at 1846 Grove Street, Assessor's Parcel Block No. 1187, Lot No. 003H; for the construction of four two-story single-family dwelling units on a vacant lot within an RH-2 (Residential, House - Two Family) and RH-3 (Residential, House - Three Family) Zoning District and a 40-X Height and Bulk District. (District 5) (Appellant: Brian Kingan) (Filed May 9, 2020) (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

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

Only one of the following two Motions should be approved.

13. 200747 [Affirming the Categorical Exemption Determination - 1846 Grove Street]

Motion affirming the determination by the Planning Department that the proposed project at 1846 Grove Street is categorically exempt from further environmental review. (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

14. 200748 [Conditionally Reversing the Categorical Exemption Determination - 1846 Grove Street]

Motion conditionally reversing the determination by the Planning Department that the proposed project at 1846 Grove Street is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

15. 200749 [Preparation of Findings to Reverse the Categorical Exemption Determination - 1846 Grove Street]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project 1846 Grove Street is categorically exempt from further environmental review. (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

PUBLIC COMMENT WILL BE TAKEN

1 (415) 655-0001 / Meeting ID: 146 300 5353 ##

(Hearing continued from July 28, 2020.)

16. 200750 [Hearing - Appeal of Conditional Use Authorization - 1846 Grove Street]

Hearing of persons interested in or objecting to the certification of Conditional Use Authorization pursuant to Planning Code, Sections 207, 209.1, and 303, for a proposed project at 1846 Grove Street, Assessor's Parcel Block No. 1187, Lot No. 003H, identified in Planning Case No. 2018-011441CUA, issued by the Planning Commission by Motion No. 20681, dated April 9, 2020, for residential density of one unit per 1,500 square feet of lot area to permit the construction of four two-story single-family dwelling units on a vacant lot within an RH-2 (Residential, House - Two Family) and RH-3 (Residential, House - Three Family) Zoning District and a 40-X Height and Bulk District. (District 5) (Appellant: Malinda Kai Tuazon) (Filed May 11, 2020) (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

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

Only one of the following two Motions should be approved.

17. <u>200751</u> [Approving Conditional Use Authorization - 1846 Grove Street]

Motion approving the decision of the Planning Commission by its Motion No. 20681, approving a Conditional Use Authorization, identified as Planning Case No. 2018-011441CUA, for a proposed project located at 1846 Grove Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

18. <u>200752</u> [Conditionally Disapproving Conditional Use Authorization - 1846 Grove Street]

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20681, approving a Conditional Use Authorization, identified as Planning Case No. 2018-011441CUA, for a proposed project at 1846 Grove Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

19. 200753 [Preparation of Findings Related to Conditional Use Authorization Appeal - 1846 Grove Street]

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2018-011441CUA, for a proposed project at 1846 Grove Street. (Clerk of the Board)

07/28/2020; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, August 20, 2020, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, August 25, 2020.

20. 200816 [Emergency Ordinance - Temporary Right to Reemployment Following Layoff **Due to COVID-19 Pandemic1**

Sponsor: Mar

Reenactment of emergency ordinance (Ordinance No. 104-20) temporarily creating a right to reemployment for certain employees laid off due to the COVID-19 pandemic if their employer seeks to fill the same position previously held by a laid-off worker, or a substantially similar position, as defined.

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

Question: Shall this Ordinance be FINALLY PASSED?

21. [Settlement of Lawsuit - Verizon Wireless and AT&T Mobility - City to Receive 200854 \$2,161,773]

Ordinance authorizing settlement of the lawsuit filed on behalf of the State of California, the City and County of San Francisco, and 189 other California governmental entities against Verizon Wireless for \$839,356 and against AT&T Mobility National Accounts LLC for \$1,322,417 for a total settlement of \$2,161,773; the lawsuit was filed on July 5, 2012, in Sacramento County Superior Court, Case No. 34-2012-00127517; entitled State of California et al., ex rel. OnTheGo Wireless, LLC v. Verizon Wireless and AT&T Mobility National Accounts LLC; the lawsuit involves alleged violations of the California False Claims Act. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 200912 [Emergency Ordinance - Grocery Store, Drug Store, Restaurant, and On-Demand Delivery Service Employee Protections Sponsors: Haney: Walton

Reenactment of emergency ordinance (Ordinance No. 74-20, reenacted by Ordinance No. 110-20) to temporarily require grocery store, drug store, restaurant, and on-demand delivery service employers to provide health and scheduling 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.)

Question: Shall this Ordinance be FINALLY PASSED?

23. 200819

[Contract Amendment - Retroactive - 1231 Market Street Owner L.P. - Hotel Rooms and Associated Services - Not to Exceed \$35,608,542] Sponsor: Mayor

Resolution retroactively approving a third amendment to an emergency agreement between the Human Services Agency and 1231 Market Street Owner L.P., for the City's continued use of 459 hotel rooms and associated services; increasing the contract amount by \$25,618,542 for a total amount not to exceed \$35,608,542; and extending the booking period for a potential total term of April 8, 2020, through July 1, 2021. (Human Services Agency)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, August 24, 2020, at 1:30 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, August 25, 2020.

24. 200950

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

Sponsors: Peskin; Fewer

Reenactment of emergency ordinance (Ordinance No. 68-20, reenacted by Ordinance No. 114-20) 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.)

Question: Shall this Ordinance be FINALLY PASSED?

25. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

26. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a visual displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN

1 (415) 655-0001 / Meeting ID: 146 300 5353 ##

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

(PUBLIC COMMENT for Items 27 through 33 will be taken during Item 26 - General Public Comment.)

Items 27 through 33

200953

27.

[Supporting Senator Bernie Sanders' "Make Billionaires Pay Act"] Sponsors: Haney; Walton, Preston and Ronen

Resolution supporting the "Make Billionaires Pay Act" proposed by United States Senator Bernie Sanders, an emergency tax on the increase of wealth of American billionaires during the COVID-19 pandemic in order to pay for all out of pocket healthcare expenses of the uninsured and under-insured, including prescription drugs, for one year.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 200954 [Urging the San Francisco Giants to Support Ballpark Workers] Sponsors: Haney; Walton, Preston and Ronen

Resolution supporting ballpark workers who are now unemployed due to COVID-19, and the unreasonable response by billionaire owners of the San Francisco Giants, who are unwilling to negotiate in good faith to support the well-being and future ballpark workers during this global pandemic.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. 200955 [Urging the Association of Bay Area Governments in the Regional Housing Needs Allocation Process to Focus on Unmet Needs for Affordable Housing] Sponsors: Mar; Ronen

Resolution urging the Association of Bay Area Governments in its upcoming Regional Housing Needs Allocation (RHNA) Process to focus on San Francisco's unmet needs for housing affordable to low- and moderate-income residents, and to maintain the current RHNA allocation level of above-moderate housing in San Francisco.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 200962 [Declaring Support for Urgent Funding for the United States Postal Service - Urging the United States Postal Service to Maintain Longstanding Delivery Standards and Services]

Sponsors: Stefani; Walton and Fewer

Resolution declaring the City and County of San Francisco's support for urgent funding for the United States Postal Service in light of the coronavirus pandemic; and urging the Postal Service to maintain their longstanding delivery standards and services to ensure the well-being of our nation's democracy.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 200963 [Commemorating the 100th Anniversary of the Ratification of the 19th Amendment]

Sponsors: Stefani; Ronen and Fewer

Resolution commemorating the 100th Anniversary of the ratification of the 19th Amendment, extending the right to vote to women in the United States.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. 200964

[Supporting California State Assembly Bill No. 2088 (Bonta) - Wealth Tax] Sponsors: Walton; Haney, Ronen, Preston, Fewer, Mar and Mandelman

Resolution supporting California State Assembly Bill No. 2088, the Wealth Tax, authored by Assembly Member Rob Bonta, and co-authored by Assembly Members Wendy Carrillo, David Chiu, Lorena Gonzalez, Ash Kalra, Miguel Santiago, Mark Stone, Phil Ting, and Buffy Wicks, to impose an annual tax at a rate of 0.4% of a California resident's net worth in excess of \$30,000,000, or in excess of \$15,000,000 in the case of a married taxpayer filing separately.

08/18/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 200941

[Final Map No. 10118 - 3234 Washington Street]

Motion approving Final Map No. 10118, a five residential unit condominium project, located at 3234 Washington Street, being a subdivision of Assessor's Parcel Block No. 0983, Lot No. 008; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

07/14/2020; RECEIVED FROM DEPARTMENT.

08/19/2020; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.) 1 (415) 655-0001 / Meeting ID: 146 300 5353 # #

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

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

PROPOSED RESOLUTIONS

200933

[Contract Amendment - Cross Country Staffing, Inc. - Registry Services - Not to Exceed \$41,200,000]

Resolution approving Amendment No. 2 to the agreement between Cross Country Staffing, Inc. and the Department of Public Health, for as-needed registry personnel to maintain mandated staffing levels, to increase the agreement amount by \$31,360,000 for a new not to exceed amount of \$41,200,000 to commence following Board approval, and to extend the term by three and one-half years, from January 1, 2021, for a total agreement term of July 1, 2019, through June 30, 2024. (Public Health Department)

08/13/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200934

[Agreement Amendment - HDR Engineering, Inc. - Construction Management Staff Augmentation Services for the New Headworks Facility Project - Not to Exceed \$27,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to the New Headworks Facility Construction Management Staff Augmentation Services Agreement PRO.0028, for continued construction management staff augmentation services for the New Headworks Facility Project between the City and County of San Francisco and HDR Engineering, Inc., increasing the agreement by \$10,000,000 for a total not to exceed agreement amount of \$27,000,000 and with the time extension of one year, for a total term of seven years, from June 12, 2017, through June 14, 2024, subject to the Board of Supervisors approval pursuant to Charter, Section 9.118. (Public Utilities Commission)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200935 [Contract Amendment Approval - Retroactive - Allied Universal Security - Security Services - Not to Exceed \$17,222,088]

Resolution retroactively approving a first amendment to the contract between the City and County of San Francisco, by and through its Human Services Agency, and Allied Universal Security for the provision of unarmed security services, to increase the amount of the contract by \$7,888,248 for a total amount not to exceed \$17,222,088 to commence July 15, 2020; and to revise the term end date from sixty calendar days after expiration of the Local Emergency as declared by the Mayor or her designee to December 31, 2020, for an amended agreement term of April 1, 2020, through December 31, 2020. (Human Services Agency)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200936 [Contract Amendment - CCT Technologies, Inc. dba Computerland of Silicon Valley - Technology Marketplace - Not to Exceed \$44,500,000]

Resolution authorizing the Office of Contract Administration to enter into a Second Amendment for Technology Marketplace purchases between the City and County of San Francisco and CCT Technologies, Inc. dba Computerland of Silicon Valley, a Tier 1 contractor of the Technology Marketplace 2.0, to increase the contract amount by \$21,500,000 for a total contract amount not to exceed \$44,500,000 with no change to the three-year term to expire on December 31, 2021, with two one-year options to extend, at the sole and absolute discretion of the City. (Office of Contract Administration)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200937 [Contract Amendment - Cornerstone Technology Partners II JV 241 - Technology Marketplace - Not to Exceed \$30,000,000]

Resolution authorizing the Office of Contract Administration to enter into a First Amendment for Technology Marketplace purchases between the City and County of San Francisco and Cornerstone Technology Partners II JV 241, a Tier 1 contractor of the Technology Marketplace 2.0, to increase the contract amount by \$10,000,000 for a total contract amount not to exceed \$30,000,000 with no change to the three-year term to expire on December 31, 2021, with two one-year options, to extend at the sole and absolute discretion of the City. (Office of Contract Administration)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200938 [Contract Amendment - Insight Public Sector Inc. - Technology Marketplace -Not to Exceed \$33,500,000]

Resolution authorizing the Office of Contract Administration to enter into a First Amendment for Technology Marketplace purchases between the City and County of San Francisco and Insight Public Sector Inc., a Tier 1 contractor of the Technology Marketplace 2.0, to increase the contract amount by \$13,500,000 for a total contract amount not to exceed \$33,500,000 with no change to the three-year term to expire on December 31, 2021, with two one-year options to extend, at the sole and absolute discretion of the City. (Office of Contract Administration)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200939 [Contract Amendment - InterVision Systems, LLC - Technology Marketplace - Not to Exceed \$35,000,000]

Resolution authorizing the Office of Contract Administration to enter into a First Amendment for Technology Marketplace purchases between the City and County of San Francisco and InterVision Systems, LLC, a Tier 1 contractor of the Technology Marketplace 2.0, to increase the contract amount by \$15,000,000 for a total contract amount not to exceed \$35,000,000 with no change to the three-year term to expire on December 31, 2021, with two one-year options to extend, at the sole and absolute discretion of the City. (Office of Contract Administration)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200940 [Contract Amendment - XTech JV - Technology Marketplace - Not to Exceed \$82,000,000]

Resolution authorizing the Office of Contract Administration to enter into a Second Amendment for Technology Marketplace purchases between the City and County of San Francisco and XTech JV, a Tier 1 contractor of the Technology Marketplace 2.0, to increase the contract amount by \$38,000,000 for a total contract amount not to exceed \$82,000,000 with no change to the three-year term to expire on December 31, 2021, with two one-year options to extend, at the sole and absolute discretion of the City. (Office of Contract Administration)

08/17/2020; RECEIVED FROM DEPARTMENT.

08/25/2020; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

200970 [Petitions and Communications]

Petitions and Communications received from August 13, 2020, through August 20, 2020, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on August 25, 2020.

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

From the Department of Public Health, submitting Order of the Health Officer No. C19-07g, and Directive of the Health Officer No. 2020-21. Copy: Each Supervisor. (1)

From the Office of the Treasurer and Tax Collector, pursuant to California State Government Code, Section 53646, submitting the CCSF Pooled Investment Report, July 2020. Copy: Each Supervisor. (2)

From the Department of Elections, regarding submission of Official Ballot Arguments for District Measure "RR, Caltrain Sales Tax" for inclusion in the San Francisco Voter Information Pamphlet for the November 3, 2020, Consolidated General Election. Copy: Each Supervisor. (3)

From the Youth Commission, submitting their Application Outreach Summary. Copy: Each Supervisor. (4)

From the Department of Children, Youth & Their Families, submitting notice of intention to apply for Edward Byrne Memorial JAG funding. Copy: Each Supervisor. (5)

From the Mayor's Office of Housing and Community Development, pursuant to Ordinance No. 216-18, submitting Reporting on Prioritization of 100% Affordable Housing Projects, Q2 CY20. Copy: Each Supervisor. (6)

From concerned citizens, regarding the Budget and Appropriation Ordinance for Departments - FYs 2020-2021 and 2021-2022 and the Annual Salary Ordinance - FYs 2020-2021 and 2021-2022. File Nos. 200567 and 200568. 861 letters. Copy: Each Supervisor. (7)

From Pacific Gas and Electric, submitting notice of request to change rates for its GT&S capital expenditures application (A.20-07-020). Copy: Each Supervisor. (8)

From Public Works, regarding approval of the application for a Personal Wireless Service Facility Site Permit in the vicinity of 100 Clement Street. Copy: Each Supervisor. (9)

From Artemis Anderson, regarding a waiver of park fees for small independent fitness studios. Copy: Each Supervisor. (10)

From concerned citizens, regarding the proposed Mayoral Appointment, Municipal Transportation Agency Board of Directors - Jane Natoli. File No. 200389. 7 letters. Copy: Each Supervisor. (11)

From concerned citizens, regarding the Balboa Reservoir Project. File Nos. 200422, 200423, 200424, and 200635. 2 letters. Copy: Each Supervisor. (12)

From concerned citizens, regarding 1846 Grove Street. File Nos. 200746 and 200750. 12 letters. Copy: Each Supervisor. (13)

From the Controller's Office, submitting the Office of Economic Analysis responses to

proposed Ordinance - Planning Code, Zoning Map - Rezone Certain Industrial Parcels. File No. 200852. Copy: Each Supervisor. (14)

From the California Regional Water Quality Control Board, submitting a hearing notice on the amendment to the Water Quality Control Plan, San Francisco Bay Basin, and draft Substitute Environmental Document. Copy: Each Supervisor. (15)

From concerned citizens, regarding the proposed Mayoral Appointment, Police Commission - Malia Cohen. File No. 200731. 2 letters. Copy: Each Supervisor. (16)

From Syncopated Architecture, regarding proposed Ordinance - Existing Building Code - Mandatory Earthquake Retrofit - Compliance Deadline. File No. 200785. Copy: Each Supervisor. (17)

From Gap Brand, pursuant to the WARN Act, California Labor Code, Section 1401, submitting notice of elimination of positions. Copy: Each Supervisor. (18)

From Katherine Howard, regarding funding for homeless services and the RescueSF. Copy: Each Supervisor. (19)

From Chris Dyer, regarding falling willow trees in the McAllister / Filmore area. Copy: Each Supervisor. (20)

From American Federation of Teachers 2121 Retiree Chapter, submitting a resolution passed at their meeting regarding Black Lives Matter. Copy: Each Supervisor. (21)

From John Smith, regarding the tax dollars and the current condition of San Francisco. Copy: Each Supervisor. (22)

From Eileen Boken, regarding various proposed legislation. File Nos. 200718, 200722 and 200918. 3 letters. Copy: Each Supervisor. (23)

From Mari Eliza, regarding opposing developer bills. Copy: Each Supervisor. (24)

From Mary Savannah, regarding the safety of tenants at 988 Howard Street. Copy: Each Supervisor. (25)

From Daniel Ip, regarding proposed Ordinance - Police Code - Discriminatory Reports to Law Enforcement. File No. 200735. Copy: Each Supervisor. (26)

From concerned citizens, regarding San Francisco Department of Public Health daycare at FAIS. 2 letters. Copy: Each Supervisor. (27)

From Brandon Duncan, regarding proposed Resolution - Hearing - Appeal of Statutory Exemption From Environmental Review - MTA - Slow Streets, Phase 1. File No. 200883. Copy: Each Supervisor. (28)

From the SF Gray Panthers, regarding Assembly Bill 1257. Copy: Each Supervisor. (29)

From Alice Yen, regarding safety in San Francisco. Copy: Each Supervisor. (30)

From Paul McGavin, regarding game-changing clarifications of Federal Telecom Law in August 2020. Copy: Each Supervisor. (31)

From Steve Ward, regarding California Senate Bill 50. Copy: Each Supervisor. (32)

From Shawn Nguyen, regarding the struggles of the Taxi Medallion industry. Copy: Each Supervisor. (33)

From Masha LePort, regarding a childcare center in District 5. Copy: Each Supervisor. (34)

From RJ Sloan, regarding unveiling of Black Lives Matter posters by the San Francisco Police Department. Copy: Each Supervisor. (35)

From Carol Anderson, regarding the Hearing for Appeal of Revised Final Mitigated Negative Declaration - Proposed 3516 and 3526 Folsom Street Project. File No. 200800. Copy: Each Supervisor. (36)

From concerned citizens, regarding Closed Session - Existing Litigation - Hastings College of the Law - August 18, 2020. File No. 200931. 2 letters. Copy: Each Supervisor. (37)

From SF Roots, submitting a letter on behalf of a coalition of social equity community members and allies, regarding the utilization of Bradford equity grant funds in San Francisco. Copy: Each Supervisor. (38)

From concerned citizens, regarding the vacancies on the San Francisco Municipal Transportation Agency Board of Directors. 3 letters. Copy: Each Supervisor. (39)

ADJOURNMENT