



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001/ Meeting ID: 187 142 2034 # #](tel:4156550001)

Tuesday, February 9, 2021 - 2:00 PM

Regular Meeting

SHAMANN WALTON, PRESIDENT

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

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Haney, Safai, Mar, Ronen, Walton

Budget and Finance Committee

Supervisors Haney, Safai, Mar

Government Audit and Oversight Committee

Supervisors Preston, Chan, Mandelman

Joint City, School District, and City College Select Committee

Supervisors Ronen, Safai, Haney (Alt), Trustee Davila, Williams, Selby (Alt)

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Mar, Stefani, Haney

Rules Committee

Supervisors Peskin, Mandelman, Chan

Meeting Days

Wednesday
1:00 PM

Wednesday
10:30 AM

1st and 3rd Thursday
10:00 AM

2nd Friday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

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

Americans with Disabilities Act (ADA)

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

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

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

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

Know Your Rights Under The Sunshine Ordinance

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

Ethics Requirements

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

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

Remote Access to Information and Participation

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

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [January 5, 2021](#), Regular Board Meeting Minutes, and [January 8, 2021](#), Inaugural Meeting Minutes.

AGENDA CHANGES

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

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By eight (8) votes, the Board of Supervisors may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

1. [210137](#) **[Formal Policy Discussions - February 9, 2021]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Vaccines and Vaccinations (District 10)

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

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 6

Recommendation of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

2. [201343](#) **[Waiver of Municipal Code Requirements for Airport Agreement with the Federal Aviation Administration]**

Ordinance exempting from requirements of the Administrative Code and the Environment Code the Reimbursable Agreement between the San Francisco International Airport and the Federal Aviation Administration for services to commission a Ground Based Augmentation System at the Airport; and affirming the Planning Department's determination under the California Environmental Quality Act. (Airport Commission)

(Fiscal Impact)

02/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Mandelman

3. [201313](#) **[Settlement of Consolidated Lawsuits - Abdullah Wazwaz, Jason Moore, Kenneth Yeung, Brian Kam, Taira De Bernardi, Stephen Val Kirwan - \$503,506.33]**
Ordinance authorizing settlement of two consolidated lawsuits filed by Taira De Bernardi, Stephen Val Kirwan, Abdullah Wazwaz, Jason Moore, Kenneth Yeung, and Brian Kam, acting for themselves and others similarly situated, against the City and County of San Francisco for \$503,506.33; the first lawsuit was filed on July 30, 2018, in United States District Court for the Northern District of California, Case No. 3:18-cv-04597, entitled Taira De Bernardi and Stephen Val Kirwan v. City and County of San Francisco; and the second lawsuit was filed on September 14, 2018, in United States District Court for the Northern District of California, Case No. 3:18-cv-05580, entitled Abdullah Wazwaz, Jason Moore, Kenneth Yeung and Brian Kam v. City and County of San Francisco; the lawsuits involve employment disputes. (City Attorney)
02/02/2021; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
4. [210002](#) **[Settlement of Lawsuit - Pacific Bell Telephone Company - \$72,036]**
Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for \$72,036; the lawsuit was filed on November 25, 2019, in San Francisco Superior Court, Case No. CGC-19-581035; entitled Pacific Bell Telephone Company v. City and County of San Francisco; the lawsuit involves alleged property damage arising from flooding. (City Attorney)
02/02/2021; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?
5. [210003](#) **[Settlement of Lawsuit - Jane Doe - City to Receive \$100,000 from The Regents of The University of California]**
Ordinance authorizing settlement of the lawsuit filed by Jane Doe against the City and County of San Francisco for payment of \$100,000 by The Regents of The University of California to the City and County of San Francisco; the lawsuit was filed on April 22, 2016, in San Francisco Superior Court, Case No. CGC-16-551618; entitled Jane Doe v. The City and County of San Francisco, et al.; the lawsuit involves an alleged unauthorized disclosure of medical information. (City Attorney)
02/02/2021; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

6. [210004](#) **[Settlement of Lawsuit - Sibyl Moore, Charlene Roberts, Antonio Rucker, and Thomas Anderson - \$1,200,000]**

Ordinance authorizing settlement of the lawsuit filed by Sibyl Moore, Charlene Roberts, Antonio Rucker, and Thomas Anderson against the City and County of San Francisco for \$1,200,000; the lawsuit was filed on June 28, 2019, in San Francisco Superior Court, Case No. CGC-19-577141; entitled Sibyl Moore, et al. v. City and County of San Francisco, et al.; the lawsuit involves the alleged wrongful death of Ruby Anderson, Plaintiffs' mother, who was a resident of the Residential Care for the Elderly (RCFE) located at the San Francisco Behavioral Health Center (BHC). (City Attorney)

02/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

7. [210027](#) **[Appropriation - Municipal Transportation Agency Revenue Bond Proceeds - Street and Transit Projects - \$287,000,000 - FY2020-2021]**

Sponsor: Mayor

Ordinance appropriating \$287,000,000 of Revenue Bond proceeds to the Municipal Transportation Agency for street and transit projects in Fiscal Year (FY) 2020-2021; and placing these funds on the Controller's Reserve pending receipt of proceeds of indebtedness.

(Fiscal Impact)

02/02/2021; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [210034](#) **[New Money Revenue Bonds - Municipal Transportation Agency - Not to Exceed \$300,000,000]**
Sponsor: Mayor
Resolution authorizing the sale, issuance and execution of not to exceed \$300,000,000 aggregate principal amount on a tax-exempt or taxable basis of revenue bonds by the Municipal Transportation Agency to provide funds to finance capital improvements for the Municipal Transportation Agency's purposes, approving the form of certain financing documents including a bond purchase contract, the sixth supplement to indenture of trust, one or more escrow agreements, and a continuing disclosure certificate; authorizing the taking of appropriate actions in connection therewith, as defined herein, and related matters approving the forms of documents relating thereto, as defined herein; approving the maximum interest thereon; finding that the authorization and issuance of revenue bonds by the Agency is not a project under the California Environmental Quality Act (CEQA), CEQA Guidelines, and San Francisco Administrative Code, Chapter 31; and approving related matters, as defined herein.

(Fiscal Impact)

02/02/2021; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

9. [201414](#) **[Administrative Code - San Francisco Music and Entertainment Venue Recovery Fund]**
Sponsors: Haney; Walton, Safai and Mar
Ordinance amending the Administrative Code to establish the San Francisco Music and Entertainment Venue Recovery Fund to provide grants to certain music and entertainment venues whose operations have been negatively impacted by the COVID-19 emergency.
Question: Shall this Ordinance be PASSED ON FIRST READING?
10. [201290](#) **[Accept and Expend Grant - Retroactive - North Valley Workforce Development Board - SlingShot 3.0 Regional Plan Implementation - \$160,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$160,000 from the North Valley Workforce Development Board, a recipient of the grant award from United States Department of Labor for SlingShot 3.0 Regional Plan implementation coordination, a regional tech apprenticeship coordination, during the grant period of April 1, 2020, through March 31, 2022.
Question: Shall this Resolution be ADOPTED?

11. [201424](#) **[Accept and Expend Grant - Retroactive - California Employment Development Department - Workforce Innovation and Opportunity Act (WIOA) Workforce Accelerator Fund 8.0 - \$150,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$150,000 from the California Employment Development Department, a recipient of the grant award from the United States Department of Labor for Workforce Innovation and Opportunity Act (WIOA) Workforce Accelerator Fund 8.0 Project, for the period of April 1, 2020, through September 30, 2021.
- Question: Shall this Resolution be ADOPTED?**
12. [201349](#) **[Airport Professional Services Agreement Modification - KONE Inc. - Escalator and Electric Walk Maintenance - Not to Exceed \$18,265,600]**
Resolution approving Modification No. 3 to Airport Contract No. 50205, Escalator and Electric Walk Maintenance, Repair, and On-Call Services, with KONE Inc., to increase the contract amount by \$8,500,000 for a new not to exceed contract amount of \$18,265,600 with no change to the contract term, to commence upon approval by the Board of Supervisors, pursuant to Charter, Section 9.118(b). (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
13. [210007](#) **[Amended and Restated Trust Agreement - Airport Hotel Special Facility Bonds]**
Resolution approving the form of an Amended and Restated Trust Agreement providing for the restructuring of the Airport Commission's \$260,000,000 aggregate principal amount of outstanding Special Facility Revenue Bonds (San Francisco International Airport Hotel), Series 2018; and approving certain related matters, as defined herein. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
14. [201425](#) **[Accept and Expend Grant - Retroactive - State Transportation Development Act, Article 3 - Pedestrian and Bicycle Projects - FY2020-2021 - \$1,215,999]**
Sponsor: Mayor
Resolution retroactively authorizing the acceptance and expenditure of State Transportation Development Act, Article 3, Pedestrian and Bicycle Project funding for Fiscal Year (FY) 2020-2021, in the amount of \$1,215,999 which includes \$607,999 for Public Works and \$608,000 for the Municipal Transportation Agency, for the term of July 1, 2020, through June 30, 2023.
- Question: Shall this Resolution be ADOPTED?**

15. [201428](#) **[Accept and Expend Grant - Retroactive - Federal Emergency Management Agency - Hiring of New Firefighters - \$13,760,604]**
Sponsors: Mayor; Safai, Mar and Haney
Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of \$13,760,604 from the Federal Emergency Management Agency to hire thirty-six new firefighters for the performance period of February 8, 2021, through March 9, 2024, and waiving indirect costs.
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Stefani, Haney

16. [200830](#) **[Police Code - Right to Reemployment Following Layoff Due to COVID-19 Pandemic]**
Sponsor: Mar
Ordinance amending the Police Code to create 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 the laid-off employee, or a substantially similar position, and to reasonably accommodate employees who cannot work because of a family care hardship.
- (Supervisor Stefani dissented in Committee.)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
17. [201337](#) **[Liquor License Transfer - 355 Bayshore Boulevard - Grocery Outlet]**
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Grocery Outlet Inc, doing business as Grocery Outlet, located at 355 Bayshore Boulevard (District 10), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**

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.

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, February 4, 2021, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, February 9, 2021.

18. [210052](#) **[Emergency Ordinance - Public Health Emergency Leave]**
Sponsor: Mar
Reenactment of emergency ordinance (Ordinance No. 59-20 as reenacted by Ordinance Nos. 90-20, 136-20, 217-20, and 270-20) to temporarily require private employers with 500 or more employees to provide public health emergency leave 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?

19. [210075](#) **[Emergency Ordinance - San Francisco COVID-19 Vaccination Plan]**
Sponsors: Haney; Walton, Ronen, Mar, Preston, Chan and Melgar
Emergency ordinance requiring the Department of Public Health to prepare a COVID-19 Vaccination Plan and to make publicly available on its website information relating to the number and availability of COVID-19 vaccines in San Francisco, and the methods by which people who live or work in the City may access vaccines.

(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?

20. 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.

21. PUBLIC COMMENT

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

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

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 187 142 2034 ##](tel:4156550001)

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 22 through 30 will be taken during Item 21 - General Public Comment.)

Items 22 through 30

22. [210120](#) **[Approval of a Six-Month Retroactive Extension for Planning Commission Review to Allow Temporary Use of Hotels and Motels for Permanent Supportive Housing (File No. 201218)]**
Sponsor: Mayor
 Resolution retroactively extending by six months the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 201218) amending Planning Code and Administrative Code to allow certain hotels and motels to be used for Permanent Supportive Housing purposes without thereby abandoning or discontinuing the hotel use; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.
- 02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

23. [210122](#) **[Urging the Establishment of a Special Advisory Committee on Federal Stimulus Spending for Small Business]**
Sponsors: Haney; Walton
Resolution urging the Office of Small Business and the Small Business Commission to establish a Special Advisory Committee on federal stimulus spending to create a citywide plan for how federal stimulus funds may support the small business sector and to submit a proposed citywide federal stimulus spending plan for small businesses.
- 02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
24. [210123](#) **[Approval of a 90-day Extension for Historic Preservation Commission Review of Initiation of Landmark Designation Status of 447 Battery Street (File No. 201298)]**
Sponsor: Peskin
Resolution extending by 90 days the prescribed time within which the Historic Preservation Commission may render its decision on a proposed Resolution (File No. 201298) that would initiate the designation of the Jones-Thierbach Coffee Company Building at 447 Battery Street, Assessor's Parcel Block No. 0206, Lot No. 002, as a landmark pursuant to Section 1004.1 of the Planning Code.
- 02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
25. [210124](#) **[Approval of a 90-Day Extension for Historic Preservation Commission Review of Initiation of Landmark Designation Status of One Montgomery Street (File No. 201404)]**
Sponsor: Peskin
Resolution extending by 90 days the prescribed time within which the Historic Preservation Commission may render its decision on a proposed Resolution (File No. 201404) that would initiate the designation of the One Montgomery Street, Assessor's Parcel Block No. 0292, Lot No. 002, as a landmark pursuant to Section 1004.1 of the Planning Code.
- 02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
26. [210126](#) **[Supporting California State Senate Bill No. 2 (Bradford) - Police Officers, Certification, and Civil Rights]**
Sponsors: Walton; Melgar, Stefani, Chan and Mar
Resolution supporting California State Senate Bill No. 2, authored by Senator Steven Bradford and co-authored by Senate President pro Tempore Toni Atkins, on Peace Officers, Certification, and Civil Rights.
- 02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

27. [210127](#) **[Supporting California State Assembly Bill No. 328 (Chiu) - Reentry Housing Program]**

Sponsors: Walton; Mandelman, Ronen, Melgar, Stefani, Chan and Mar

Resolution supporting California Assembly Bill No. 328, authored by Assembly Member David Chiu, and co-authored by Assembly Members Ash Kalra and Buffy Wicks, and co-authored by Senator Scott Wiener, to establish the Reentry Housing Program.

02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. [210128](#) **[Urging the United States Treasury to Expedite the Process to Feature Harriet Tubman on the Twenty-Dollar Bill]**

Sponsors: Walton; Ronen, Melgar, Stefani, Chan and Mar

Resolution urging the United States Treasury to expedite the process to feature Harriet Tubman on the twenty-dollar bill for her legacy of equality, social justice, and freedom; and to reflect the history and diversity of the United States.

02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. [210129](#) **[Black History Month - February]**

Sponsors: Walton; Ronen, Melgar, Stefani, Chan and Mar

Resolution recognizing every February as Black History Month in the City and County of San Francisco.

02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. [210136](#) **[Condemning the Military Coup in Burma and Supporting a Peaceful Transition for Democracy]**

Sponsors: Melgar; Walton

Resolution condemning the military coup in Burma and the detainment of its political leaders; and urging United States federal officials to take swift action to support their release and a peaceful transition to democracy.

02/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)
[1 \(415\) 655-0001 / Meeting ID: 187 142 2034 # #](#)

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 ORDINANCE

210112

[Settlement of Lawsuit - Maurice Caldwell - \$2,500,000]

Ordinance authorizing entry of Judgment, pursuant to Federal Rule of Civil Procedure 68, in favor of Plaintiff Maurice Caldwell, and against the City and County of San Francisco, in the amount of \$2,500,000 in settlement of the lawsuit filed on April 16, 2012 in United States District Court, Case No. 12-cv-1892 DMR, entitled Maurice Caldwell v. City and County of San Francisco, et al; the lawsuit alleges fabrication of evidence and wrongful conviction. (City Attorney)

01/26/2021; RECEIVED FROM DEPARTMENT.

02/09/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

210113 [Petitions and Communications]

Petitions and Communications received from January 28, 2021, through February 4, 2021, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on February 9, 2021.

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

From the Office of the Mayor, submitting a press release, titled "San Francisco Launches First Neighborhood COVID-19 Vaccine Site in the Mission District as Part of a Citywide Network of Vaccination Sites." Copy: Each Supervisor. (1)

From the Office of the Mayor, pursuant to California Health and Safety Code, Section 34173(g), and Ordinance No. 215-12, making the following appointment to the Successor Agency Commission (Commission on Community Investment and Infrastructure): Copy: Each Supervisor. (2)

· Efreem Bycer - term ending November 3, 2022

From the Office of Economic and Workforce Development (OEWD), submitting the OEWD Workforce Development Data Plan in response to the BLA Audit. Copy: Each Supervisor. (3)

From the Office of the Controller, submitting the Vehicle Triage Center Evaluation Report. Copy: Each Supervisor. (4)

From Public Works, submitting Public Works Order No. 204145. Copy: Each Supervisor. (5)

From the Office of the Treasurer and Tax Collector, submitting the 2019 Tax Credit and Exclusion Reports for Enterprise Zone, Central Market Street and Tenderloin Area, and Biotechnology. Copy: Each Supervisor. (6)

From the Police Department, requesting an extension for submitting the Fourth Quarter 2020 Report per Chapter 96A, Law Enforcement Reporting Requirements and Crime Victim Data Reporting. Copy: Each Supervisor. (7)

From the Rent Board, pursuant to Administrative Code, Section 37.9E(j), submitting the Rent Board Annual Report on Buyout Agreements. Copy: Each Supervisor. (8)

From the San Francisco Municipal Transportation Agency (SFMTA), submitting a letter responding to Resolution No. 530-20, "Urging SFMTA Implementation of a Proactive Approach." File No. 201270. Copy: Each Supervisor. (9)

From the Office of Civic Engagement and Immigrant Affairs, pursuant to Ordinance No. 27-15, providing a link to the San Francisco Language Access Ordinance Compliance Annual Report, Fiscal Year 2019-2020. Copy: Each Supervisor. (10)

From the California Public Utilities Commission, submitting notice of a project from Verizon Wireless. Copy: Each Supervisor. (11)

From the State of California, Department of California Highway Patrol, pursuant to Health and Safety Code, Section 25180.7, submitting a Hazardous Materials Incident Report occurring on January 18, 2021. Copy: Each Supervisor. (12)

From concerned citizens, regarding various subjects related to the proposed Ordinance

amending the Environment, Public Works Codes - Construction and Demolition Debris Recovery. File No. 201151. 2 Letters. Copy: Each Supervisor. (13)

From Brian Turner, regarding various subjects related to the proposed Ordinance amending the Building Code, Environment Code - Mandating New Construction Be All-Electric. File No. 201217. Copy: Each Supervisor. (14)

From Steven Lee, regarding various subjects related to changes by adding Section 10.100-308 to the Administrative Code - San Francisco Music and Entertainment Venue Recovery Fund. File No. 201414. Copy: Each Supervisor. (15)

From Lauren Pierik, regarding a tent encampment at 730 Stanyan Street. Copy: Each Supervisor. (16)

From the Bicycle Advisory Committee, submitting a Resolution, entitled "Resolution to Emphasize the Importance of a Separated, Protected Bicycle Route on Market Street." Copy: Each Supervisor. (17)

From Anonymous, regarding various subjects. Copy: Each Supervisor. (18)

From Eileen Boken, regarding various subjects. File Nos. 210027, 210034 and 210086. 3 Letters. Copy: Each Supervisor. (19)

From Jeff Hank, regarding various subjects on the right to reemployment legislation. Copy: Each Supervisor. (20)

From Christine Elbel, regarding safe sleeping site transition plans and coordinated homeless services. Copy: Each Supervisor. (21)

From the San Francisco Chamber of Commerce, regarding opposition to the Ordinance amending the Police Code - Right to Reemployment Following Layoff Due to COVID-19 Pandemic. File No. 200830. Copy: Each Supervisor. (22)

From Phyllis, regarding litigation on the San Francisco Unified School District. Copy: Each Supervisor. (23)

From Allen Jones, regarding various subjects on guns in America. Copy: Each Supervisor. (24)

From UNIQLO California LLC, pursuant to California Labor Code, Section 1401, submitting a California WARN Act Notice for their 111 Powell Street, San Francisco, CA 94102 location. Copy: Each Supervisor. (25)

From concerned citizens, regarding the removal of the Observation Wheel in Golden Gate Park. 6 Letters. Copy: Each Supervisor. (26)

From the Department of Homelessness and Supportive Housing, submitting a one-time report for the Emergency Ordinance - Limiting COVID-19 Impacts by Not Moving People Experiencing Homelessness Currently Placed in Shelter-in-Place Hotel Rooms. File No. 201328. Copy: Each Supervisor. (27)

From concerned citizens, regarding zoning reform and affordable housing. 59 Letters. Copy: Each Supervisor. (28)

From SaveMUNI, expressed support for the Resolution Urging the Municipal Transportation Agency to Expedite Reinstating Transit Lines to Equitably Serve All Neighborhoods. File No. 210100. Copy: Each Supervisor. (29)

From Shad Fenton, regarding various subjects. 7 Letters. Copy: Each Supervisor. (30)

From concerned citizens, regarding support for the San Francisco Fire Department and NERT programs. 13 Letters. Copy: Each Supervisor. (31)

From the San Francisco Municipal Transportation Agency, submitting the SFMTA Central Subway Program Budget Status Report. Copy: Each Supervisor. (32)

From the Office of the Assessor-Recorder, submitting the Assessor-Recorder's resignation letter. Copy: Each Supervisor. (33)

From the Youth Commission, pursuant to Charter, Section 4.124, submitting the Youth Commission Business for Fiscal Year 2020-21 and a motion to approve Resolution No. 2021-AL-02 [Omnibus Youth Commission Preliminary Budget Priorities - Priority Programs]. Copy: Each Supervisor (34)

From concerned citizens, regarding support for nurses during the COVID-19 pandemic. 2 Letters. Copy: Each Supervisor. (35)

From concerned citizens, regarding various subjects concerning flight attendants during the COVID-19 pandemic. 2 Letters. Copy: Each Supervisor. (36)

From concerned citizens, regarding the name changing of schools by the San Francisco Unified School District. 8 Letters. Copy: Each Supervisor (37)

From concerned citizens, regarding various subjects pertaining to defunding the Police Department. 2 Letters. Copy: Each Supervisor. (38)

ADJOURNMENT