



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

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**PUBLIC COMMENT CALL-IN**  
[1 \(415\) 655-0001/ Meeting ID: 187 068 9523 # #](tel:14156550001)

**Tuesday, April 20, 2021 - 2:00 PM**

#### **Regular Meeting**

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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

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#### BOARD COMMITTEES

##### **Committee Membership**

**Budget and Appropriations Committee**  
Supervisors Haney, Safai, Mar, Ronen, Walton

**Budget and Finance Committee**  
Supervisors Haney, Safai, Mar

**Government Audit and Oversight Committee**  
Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**  
Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**  
Supervisors Mar, Stefani, Haney

**Rules Committee**  
Supervisors Peskin, Mandelman, Chan

**Youth, Young Adult, and Families Committee**  
Supervisors Ronen, Safai, Melgar

##### **Meeting Days**

Wednesday  
1:00 PM

Wednesday  
10:30 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

2nd Friday  
10:00 AM

### **Agenda Item Information**

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

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

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

### **Meeting Procedures**

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

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

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document displayed should provide in advance of the meeting to the Clerk of the Board ([bos.legislation@sfgov.org](mailto: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](http://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](mailto:wilson.l.ng@sfgov.org)).

### **Know Your Rights Under The Sunshine Ordinance**

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

### **Ethics Requirements**

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

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit [sfethics.org](http://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](http://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](mailto:bos@sfgov.org); all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>.*

### **PUBLIC COMMENT CALL-IN**

**[1 \(415\) 655-0001 / Meeting ID: 187 068 9523 # #](tel:4156550001)**

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

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

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

## **COMMUNICATIONS**

## **APPROVAL OF MEETING MINUTES**

*Approval of the [March 16, 2021](#), Regular Board Meeting Minutes, and the [March 17, 2021](#), Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted a quorum of the Board of Supervisors.*

## **AGENDA CHANGES**

## 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 1 through 5

#### Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

1. [210001](#) **[Amendments to Real Property Leases - Forgive Tenant Rent During COVID-19 Pandemic]**  
Ordinance authorizing the City Administrator to amend certain leases and forgive rent due between April 2020 and December 2020 with nonresidential tenants, and waiving Administrative Code and Environmental Code requirements enacted after the most recent modification of each lease, in order to allow for expeditious rent forgiveness necessitated by the financial hardship caused by the public health emergency related to the COVID-19 pandemic. (City Administrator)  
  
(Fiscal Impact)  
  
04/13/2021; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
2. [210159](#) **[Transmission Facilities Agreement - Pacific Gas and Electric Company - Electric Grid Interconnection - \$21,165,000]**  
Ordinance approving a Transmission Facilities Agreement with Pacific Gas and Electric Company to interconnect City-owned transmission facilities to the electric grid for a total cost of \$21,165,000 and a term of four years and three months commencing in April 2021 and ending in June 2025, and waiving certain provisions of the Administrative and Environment Codes. (Public Utilities Commission)  
  
(Fiscal Impact)  
  
04/13/2021; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Preston, Peskin, Chan*

- 3. [210064](#) **[Planning Code - Landmark Designation - 1830 Sutter Street (aka Japanese YWCA/Issei Women’s Building)]**  
**Sponsors: Preston; Mandelman, Peskin, Chan, Mar and Safai**  
Ordinance amending the Planning Code to designate 1830 Sutter Street (aka Japanese YWCA/Issei Women’s Building), Assessor’s Parcel Block No. 0676, Lot No. 035, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department’s determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)  
  
04/13/2021; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Peskin, Mandelman, Chan*

- 4. [210115](#) **[Administrative Code - Shelter Monitoring Committee]**  
**Sponsor: Mayor**  
Ordinance amending the Administrative Code to reinstitute the Shelter Monitoring Committee and change the date on which it expires from December 31, 2020, to July 1, 2022.  
  
04/13/2021; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**
  
- 5. [210218](#) **[Administrative, Police Codes - Waiving Employer Requirements to Report on 2020 Compliance with Health Care Security Ordinance and Fair Chance Ordinance]**  
**Sponsor: Stefani**  
Ordinance amending the Administrative Code to waive the requirement for employers to report compliance with the Health Care Security Ordinance for 2020, codifying the previous waiver of such requirement for 2019, amending the Police Code to waive the requirement for employers to report compliance with the Fair Chance Ordinance for 2020, and codifying the previous waiver of such requirement for 2019.  
  
04/13/2021; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendation of the Land Use and Transportation Committee

*Present: Supervisors Preston, Peskin, Chan*

6. [210288](#) **[Emergency Ordinance - Enforcement of Workplace Ventilation Standards - COVID-19]**

**Sponsors: Safai; Walton, Melgar, Chan, Preston, Haney, Ronen, Mar and Mandelman**

Emergency ordinance to require property owners of high-rise buildings with 50,000 square feet or more of nonresidential floor area that use mechanical ventilation systems, to certify that such systems are operating in compliance with applicable laws; to require businesses operating within those buildings to post certification within their work spaces; and to require the Department of Public Health and the Department of Building Inspection to post information on their websites about how to file complaints about noncompliance with workplace ventilation standards, and to coordinate to ensure that all such complaints are inspected within five business days.

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

04/13/2021; CONTINUED ON FINAL PASSAGE.

**Question: Shall this Ordinance be FINALLY PASSED?**

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Haney, Safai, Mar*

7. [210179](#) **[Accept and Expend Grant - Amend the Annual Salary Ordinance - Retroactive - Crankstart Foundation - Kelson Foundation - Clean Slate Program Grant - \$250,000 and \$35,000 Respectively]**  
**Sponsors: Melgar; Safai, Mar and Haney**  
Ordinance retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of \$250,000 from the Crankstart Foundation, and a grant in the amount of \$35,000 from Kelson Foundation, to expand by 25-30% the capacity of the Clean Slate Unit to meet the increased demand for Clean Slate services for the period of January 1, 2021, through December 31, 2021; and to amend the Annual Salary Ordinance No. 166-20 (Annual Salary Ordinance, File No. 200568 for Fiscal Years 2020-2021 and 2021-2022) to provide for the addition of two grant-funded positions, one FTE in Class 8177 Attorney and one FTE in Class 8173 Legal Assistant. (Public Defender)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
8. [210250](#) **[Contract Amendment - Central City Hospitality House - Behavioral Health Services - Not to Exceed \$15,093,612]**  
Resolution approving Amendment No. 1 to the agreement between Central City Hospitality House and the Department of Public Health, for behavioral health services, to increase the agreement by \$6,289,377 for an amount not to exceed \$15,093,612; and to extend the term by one and one-half years from June 30, 2021, for a total agreement term of July 1, 2018, through December 31, 2022. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
9. [210282](#) **[Contract Agreement - Mythics, Inc. - Oracle Products - Not to Exceed \$60,000,000]**  
Resolution authorizing the Department of Technology to enter into a contract between the City and County of San Francisco and Mythics, Inc., for the purchase of Oracle products, with a not to exceed amount of \$60,000,000 for a five year term of May 1, 2021, through April 30, 2026, and with one five-year option to extend. (Department of Technology)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**



10. [210283](#) **[Agreement - Oracle America, Inc. - Authorizing Participation in Programs to Provide Customer Feedback and Granting License to Use City's Feedback]**  
Resolution authorizing the City's Chief Information Officer to enter a customer participation agreement under which City employees will provide customer feedback to Oracle America, Inc. with an indefinite term and which will grant to Oracle America, Inc. a perpetual, irrevocable license to use the City's feedback for any purpose, including the development, modification, marketing, or publicity of products or services, without identifying the City or its employees in those materials. (Department of Technology)
- Question: Shall this Resolution be ADOPTED?**
11. [210290](#) **[Accept and Expend Grants - Retroactive - California Department of Parks and Recreation - Rossi Pool Renovation - \$1,622,072]**  
**Sponsors: Mayor; Chan**  
Resolution retroactively authorizing the Recreation and Park Department to accept and expend grant funding in the amount of \$1,622,072 from the California Department of Parks and Recreation for the Rossi Pool Renovation Project for the project performance period of July 1, 2018, through June 30, 2024; and approving the grant contract which requires the Recreation and Park Department to maintain the project for the duration of the contract performance period from July 1, 2018, through June 30, 2048, pursuant to Charter, Section 9.118(a). (Recreation and Park Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
12. [210310](#) **[Accept In-Kind Gift - Retroactive - Tipping Point Community - Strategic and Operational Housing Consultant Services - Value Not to Exceed \$125,000]**  
**Sponsor: Mayor**  
Resolution retroactively authorizing the Department of Homelessness and Supportive Housing to accept an in-kind gift for strategic and operational housing consultant services related to the City's Shelter in Place Hotel Rehousing proposal in a value not to exceed \$125,000 from Tipping Point Community for the grant period of December 21, 2020, through December 31, 2021. (Department of Homelessness and Supportive Housing)
- Question: Shall this Resolution be ADOPTED?**

**Recommendation of the Budget and Appropriations Committee**

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

- 13. [210220](#) **[Ten-Year Capital Expenditure Plan - FYs 2022-2031]**  
**Sponsors: Mayor; Walton**  
Resolution adopting the City’s ten-year capital expenditure plan for Fiscal Years (FYs) 2022-2031, pursuant to Administrative Code, Section 3.20.  
  
**Question: Shall this Resolution be ADOPTED?**

**Recommendation of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Mar, Stefani, Haney*

- 14. [210258](#) **[Public Works Code - Graffiti Abatement - Suspension on Issuance of Certain Violations; Waiver of Certain Unpaid Fees and Fines]**  
**Sponsors: Ronen; Haney, Chan, Stefani, Mar and Melgar**  
Ordinance suspending provisions of the Graffiti Removal and Abatement Ordinance regarding issuance of certain violations and waiving certain unpaid assessed fees and fines due to the COVID-19 pandemic emergency, subject to specific conditions; and affirming the Planning Department’s determination under the California Environmental Quality Act.  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendations of the Rules Committee**

*Present: Supervisors Peskin, Mandelman, Chan*

- 15. [210260](#) **[Administrative Code - Electric Facilities at Development Projects]**  
**Sponsors: Walton; Ronen and Mandelman**  
Ordinance amending the Administrative Code to authorize the Public Utilities Commission to contract with developers that are installing infrastructure, pursuant to a development agreement, to install electric equipment that the Public Utilities Commission would otherwise be required to install without competitive bidding, subject to specified conditions.  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

16. [210255](#) **[Mayoral Appointment, Police Commission - James Byrne]**  
Motion approving the Mayor's nomination for the appointment of James Byrne to the Police Commission, for a 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: March 9, 2021.)

**Question: Shall this Motion be APPROVED?**

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

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

## **SPECIAL ORDER 3:00 P.M.**

### *APPEAL PROCEDURES*

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

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

### ***PUBLIC COMMENT WILL BE TAKEN***

[\*1 \(415\) 655-0001 / Meeting ID: 187 068 9523 # #\*](#)

17. [210275](#) **[Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 2651-2653 Octavia Street Project]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on February 4, 2021, for the proposed project at 2651-2653 Octavia Street, Assessor's Parcel Block No. 0554, Lot No. 002, for construction of a fourth floor vertical and a horizontal rear addition that incorporates decks at the step backs to an existing three-story, two-family home within a RH-2 (Residential-House, Two Family) Zoning District and 40-X Height and Bulk District. (District 2) (Appellant: Gloria D. Smith of The Law Offices of Gloria D. Smith, on behalf of GGV Library Friends) (Filed March 5, 2021) (Clerk of the Board)

**Question: Shall this Hearing be HEARD AND FILED?**

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

**Only one of the following two Motions should be approved.**

18. [210276](#) **[Affirming the Categorical Exemption Determination - 2651-2653 Octavia Street]**  
Motion affirming the determination by the Planning Department that the proposed project at 2651-2653 Octavia Street is categorically exempt from further environmental review. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**
19. [210277](#) **[Conditionally Reversing the Categorical Exemption Determination - 2651-2653 Octavia Street]**  
Motion conditionally reversing the determination by the Planning Department that the proposed project at 2651-2653 Octavia 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)  
**Question: Shall this Motion be APPROVED?**
20. [210278](#) **[Preparation of Findings to Reverse the Categorical Exemption Determination - 2651-2653 Octavia Street]**  
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 2651-2653 Octavia Street is categorically exempt from further environmental review. (Clerk of the Board)  
**Question: Shall this Motion be APPROVED?**
21. **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.*

## 22. 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](mailto: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](tel:4156550001) / Meeting ID: [187 068 9523](https://www.zoom.us/j/95239523) # #

## 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 23 through 36 will be taken during Item 22 - General Public Comment.)

### **Items 23 through 36**

#### 23. [210393](#) [Supporting Elimination of the Senate Filibuster]

**Sponsor: Haney**

Resolution urging support of eliminating the United States Senate filibuster.

04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

24. [210394](#) **[Supporting H.R. 842 (Scott, D-VA-3) - Protecting the Right to Organize Act of 2021]**  
**Sponsors: Haney; Walton**  
Resolution supporting United States House Resolution (H.R.) No. 842, Protecting the Right to Organize Act of 2021, authored by Representative Robert C. “Bobby” Scott, to expand various labor protections and employees’ right to organize and collectively bargain in the workplace.  
  
04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
25. [210395](#) **[Supporting Congressman Jimmy Gomez and Senator Patty Murray’s Jeanette Acosta Invest in Women’s Health Act of 2021]**  
**Sponsors: Haney; Walton, Ronen, Peskin and Chan**  
Resolution supporting Congressman Jimmy Gomez (CA-34) and Senator Patty Murray’s (D-WA), Jeanette Acosta Invest in Women’s Health Act of 2021 legislation that would increase availability of preventive, life-saving cancer screenings by safety net and reproductive health care providers.  
  
04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
26. [210396](#) **[Recognizing the Commencement of Ramadan, the Muslim Holy and Blessed Month]**  
**Sponsors: Haney; Walton, Peskin, Safai, Ronen, Melgar, Mandelman, Preston, Stefani, Chan and Mar**  
Resolution recognizing the commencement of Ramadan, the Muslim Holy and Blessed month of fasting and renewal, and expressing respect for the Muslim communities in the City and County of San Francisco and the United States.  
  
04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
27. [210397](#) **[Approval of a 90-Day Extension for Planning Commission Review of “Review of Large Residence Developments” (File No. 210116)]**  
**Sponsor: Mandelman**  
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 210116) amending the Planning Code to require Conditional Use authorization for certain large residence developments in Residential, House (RH) zoning districts; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public convenience, necessity, and welfare under Planning Code, Section 302.  
  
04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**

28. [210398](#) **[Supporting California Assembly Bill No. 257 (Gonzalez) - Fast Food Accountability and Standards (FAST) Recovery Act]**  
**Sponsors: Mar; Walton, Chan and Ronen**  
Resolution supporting California State Assembly Bill No. 257, authored by Assembly Member Lorena Gonzalez of District 80, to enact the Fast Food Accountability and Standards (FAST) Recovery Act, legislation that would empower and protect California's half-a-million fast food workers.
- 04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
29. [210399](#) **[Armenian Genocide Commemoration Day - April 24, 2021]**  
**Sponsor: Peskin**  
Resolution designating April 24, 2021, as "Armenian Genocide Commemoration Day" in the City and County of San Francisco, and urging President Joseph Biden to formally recognize the Armenian Genocide and the San Francisco Board of Education to reaffirm its commitment to teaching the historical facts of the Armenian Genocide in our public schools.
- 04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
30. [210401](#) **[Earthquake Preparedness Month - April]**  
**Sponsor: Stefani**  
Resolution recognizing the month of April as Earthquake Preparedness Month.
- 04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
31. [210402](#) **[Supporting California State Assembly Bill No. 490 - The Angelo Quinto Act of 2021]**  
**Sponsors: Walton; Chan, Haney and Ronen**  
Resolution supporting California State Assembly Bill No. 490, "The Angelo Quinto Act of 2021," authored by Assembly Member Mike Gibson, to prohibit law enforcement from authorizing techniques or transport methods that involve a substantial risk of positional asphyxia.
- 04/13/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
32. [210379](#) **[Reappointment, Bicycle Advisory Committee - Paul Wells]**  
Motion reappointing Paul Wells, term ending November 19, 2022, to the Bicycle Advisory Committee. (Clerk of the Board)
- 04/12/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

- 33. [210375](#) [Final Map No. 10134 - 88 Broadway]**  
Motion approving Final Map No. 10134, a seven lot vertical subdivision project consisting of 125 apartment units, located at 88 Broadway, being a subdivision of Assessor's Parcel Block No. 0140, Lot No. 007; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 04/09/2021; RECEIVED FROM DEPARTMENT.
- 04/14/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 34. [210376](#) [Final Map No. 10166 - 42 Otis Street]**  
Motion approving Final Map No. 10166, a 24 residential unit and five commercial unit, mixed-use condominium project, located at 42 Otis Street, being a subdivision of Assessor's Parcel Block No. 3505, Lot No. 020; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 04/09/2021; RECEIVED FROM DEPARTMENT.
- 04/14/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 35. [210377](#) [Final Map No. 10242 - 2255 Taraval Street]**  
Motion approving Final Map No. 10242, a ten residential unit and one commercial unit, mixed-use condominium project, located at 2255 Taraval Street, being a subdivision of Assessor's Parcel Block No. 2393, Lot No. 040, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 04/09/2021; RECEIVED FROM DEPARTMENT.
- 04/14/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 36. [210378](#) [Final Map No. 10674 - 2150-2166 Hayes Street]**  
Motion approving Final Map No. 10674, comprised of lots 1, 2 and 3, each a three residential unit condominium project, located at 2150-2166 Hayes Street, being a subdivision of Assessor's Parcel Block No. 1193, Lot Nos. 111, 112, and 123; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)
- 04/09/2021; RECEIVED FROM DEPARTMENT.
- 04/14/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**



### 37. 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: 187 068 9523 # #](#)

## 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](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****210371 [Settlement of Lawsuit - Mohammad Joiyah - \$200,000]**

Ordinance authorizing settlement of the lawsuit filed by Mohammad Joiyah against the City and County of San Francisco for \$200,000; the lawsuit was filed on August 6, 2018, in San Francisco Superior Court, Case No. CGC-18-568689; entitled Mohammad Joiyah v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

04/09/2021; RECEIVED FROM DEPARTMENT.

04/20/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**PROPOSED RESOLUTIONS****210372 [Lease Amendment - Smarte Carte, Inc - Airport Luggage Cart and Operating - Charge for Luggage Carts in the Federal Inspection Service Area]**

Resolution approving Amendment No. 2 to the Airport Luggage Cart Lease and Operating Agreement No. 19-0069 between Smarte Carte, Inc., as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, to change the luggage cart service in the Federal Inspection Service (FIS) area from a free service to a paid service, give the Airport Director authorization to reinstate the provision of free carts in the FIS and resume payment of the Annual Service Fee at the Airport Director's discretion, and exercise the one three-year option. (Airport Commission)

04/09/2021; RECEIVED FROM DEPARTMENT.

04/20/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**210373 [Contract Amendment - San Francisco New Deal - Feeding Services for Alternative Shelter Locations - Not to Exceed \$19,834,100]**

Resolution approving a contract amendment between the City and County of San Francisco and San Francisco New Deal, for feeding services for Alternative Shelter locations, to extend the contract term by twelve months for a total term of May 18, 2020, through May 17, 2022, and to increase the contract amount by \$9,917,050 for a total not to exceed amount of \$19,834,100 to commence on May 18, 2021. (Human Services Agency)

04/12/2021; RECEIVED FROM DEPARTMENT.

04/20/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**210374 [Contract Amendment - SMG Food and Beverage LLC - Feeding Services for Alternative Shelter Locations - Not to Exceed \$18,959,634]**

Resolution approving a contract amendment between the City and County of San Francisco and SMG Food and Beverage LLC, for feeding services for Alternative Shelter locations, to extend the contract term by twelve months for a total term of May 18, 2020, through May 17, 2022, and to increase the contract amount by \$9,479,817 for a total not to exceed amount of \$18,959,634 to commence on May 18, 2021. (Human Services Agency)

04/12/2021; RECEIVED FROM DEPARTMENT.

04/20/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**210406 [Petitions and Communications]**

Petitions and Communications received from April 8, 2021, through April 15, 2021, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 20, 2021.

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

From the Department of Public Health, submitting updates to Health Order No. C19-07v; Directive of the Health Officer Nos. 2020-07e, 2020-16h, 2021-02b, 2020-32e, 2020-29h, 2020-28f, 2020-19h, 2021-01c, 2020-24c, 2020-21h, 2020-26c, 2020-22i, 2020-34d, 2020-31e, 2020-27d, 2020-15f, 2020-36, and 2020-05d; Public Health Guidance: Notice of Suspension or Restrictions of Indoor and Outdoor Activity; and the Enhanced Orange Tier Reopening Chart. Copy: Each Supervisor. (1)

From the Office of the Mayor, making appointments to the following bodies. Copy: Each Supervisor. (2)

Appointments pursuant to Charter, Section 3.100(18):

- Commission on the Status of Women
  - o Daisy Prado - term ending April 13, 2024
  - o Sharon Chung - term ending August 2, 2023
- Arts Commission
  - o Yiying Lu - term ending January 15, 2025

From concerned citizens, regarding the proposed Ordinance amending the Administrative Code to require the Department of Homelessness and Supportive Housing to establish a Safe Sleeping Sites Program. 14 letters. File No. 201187. Copy: Each Supervisor. (3)

From concerned citizens, regarding the Hearing to address concerns on crime and violence targeting Asian-American seniors and other vulnerable groups and the rise of anti-Asian racism. 4 letters. File No. 210156. Copy: Each Supervisor. (4)

From concerned citizens, regarding the Hearing to appeal the determination of exemption from environmental review under the California Environmental Quality Act for 2651-53 Octavia Street. 10 letters. File No. 210275. Copy: Each Supervisor. (5)

From concerned citizens, regarding the proposed Ordinance amending the Administrative Code to rename and modify the Places for People Program as the Shared Spaces Program. 45 letters. File No. 210284. Copy: Each Supervisor. (6)

From concerned citizens, regarding the Hearing to discuss the implications of the proposed cuts to City College of San Francisco's (CCSF) staff and course offerings. 6 letters. File No. 210294. Copy: Each Supervisor. (7)

From concerned citizens, regarding the Slow Streets Program. 3 letters. Copy: Each Supervisor. (8)

From Shad Fenton, regarding various concerns with the Embarcadero Navigation Center. 4 letters. Copy: Each Supervisor. (9)

From Richard Drury, Lozeau Drury LLP, regarding the proposed Resolution supporting California State Senate Bill No. 37, Contaminated Sites. File No. 210353. Copy: Each Supervisor. (10)

From the Recreation and Park Department, submitting the Childhood Lead Poisoning Prevention Program 3rd Quarter Report Fiscal Year 2020-2021, pursuant to Resolution No. 157-99. Copy: Each Supervisor. (11)

From Arielle Fleisher, Department of Public Health, submitting the 2021 Annual Report and Budget recommendations from the Sugary Drinks Distributor Tax Advisory Committee. Copy: Each Supervisor. (12)

From the Office of the City Administrator Capital Planning Committee, regarding approval of the Resolution authorizing the Director of Property to sell units of Transferable Development Rights from City Hall. Copy: Each Supervisor. (13)

From Jordan Davis, regarding rent inequities in supportive housing. Copy: Each Supervisor. (14)

From concerned citizens, regarding the proposed Ordinance amending the Planning, Business and Tax Regulations, and Police Codes to simplify procedures and allow flexibility for neighborhood, cultural, and entertainment establishments. 3 letters. File No. 210285. Copy: Each Supervisor. (15)

From the Public Utilities Commission, submitting a press release announcing the partnership with local City Departments on a new initiative to design, plan and implement multi-beneficial green infrastructure projects in southeast San Francisco. Copy: Each Supervisor. (16)

From Dylan Schneider, Office of Homelessness and Supportive Housing, regarding the launch of new tools for public guidance to the Homeless Response System. Copy: Each Supervisor. (17)

From Patrick Monette-Shaw, regarding the 2019 Affordable Housing Bond. Copy: Each Supervisor. (18)

From Dylan Schneider, Office of Homelessness and Supportive Housing, submitting a written report to fulfill the reporting requirements for Emergency Ordinance No. 28-21 limiting COVID-19 impacts by continuing to make shelter-in-place hotel rooms available to people experiencing homelessness. File No. 210139. Copy: Each Supervisor. (19)

From the Harvey Milk LGBTQ Democratic Club, regarding the Mayoral nomination to the Historic Preservation Committee. File No. 210211. Copy: Each Supervisor. (20)

From the Office of the Mayor, submitting the Mayoral appointee's letter withdrawing themselves from consideration for the Historic Preservation Commission. Copy: Each Supervisor. (21)

From Richard Skaff, regarding issues with PG&E and ADA access on sidewalks. 2 letters. Copy: Each Supervisor. (22)

From Carmen Wu, regarding the Vice Chancellor and Chief Technology Officer at City College of San Francisco. Copy: Each Supervisor. (23)

From Supervisor Dean Preston, regarding the bus lines at 21 Hayes and 31 Balboa. Copy: Each Supervisor. (24)

From Ellen Lee Zhou, regarding the reopening of businesses in San Francisco. Copy: Each Supervisor. (25)

From the Police Department, submitting the weekly crime trends for the week of April 5 to April 11, 2021. Copy: Each Supervisor. (26)

From the Office of the Controller, submitting an assessment report on the refuse rate

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setting process. Copy: Each Supervisor. (27)

From the Office of the Controller, submitting an update to the Give2SF COVID-19 Response and Recovery Fund. Copy: Each Supervisor. (28)

From the Office of the Mayor, regarding positions taken on state legislation at the April 14, 2021, Meeting of the State Legislation Committee. Copy: Each Supervisor. (29)

From David Crosby, regarding the unkept state of the sunset green space. Copy: Each Supervisor. (30)

From the Office of Contract Administration, submitting the 2020 12T Waiver Report per Administrative Code, Chapter 12T.8(i). Copy: Each Supervisor. (31)

From Steph Wiseman, regarding a Memorandum of Understanding with the San Francisco Parks Alliance. Copy: Each Supervisor. (32)

From San Franciscans for Urban Nature, regarding improvements to Victoria Manalo Draves Park. Copy: Each Supervisor. (33)

From the Office of the Treasurer and Tax Collector, submitting the City and County of San Francisco Pooled Investment Report for March 2021. Copy: Each Supervisor. (34)

From Allegra Fortunati, regarding an appointment to the Aging Advisory Council. Copy: Each Supervisor. (35)

From Maria Breaux, regarding the Ordinance amending the Administrative Code regarding permanent supportive housing and rent contribution standards. File No. 201185. Copy: Each Supervisor. (36)

## **ADJOURNMENT**