

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, April 7, 2020 - 2:00 PM

Held via Videoconference  
(remote public access provided)

[www.sfgovtv.org](http://www.sfgovtv.org)

Regular Meeting

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

### BOARD COMMITTEES

#### Committee Membership

#### Meeting Days

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

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

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

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*The Board of Supervisors of the City and County of San Francisco met in regular session through videoconferencing on Tuesday, April 7, 2020, with President Norman Yee presiding.*

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

## **Remote Access to Information and Participation**

*In accordance with Governor Gavin Newsom's statewide order for all residents to "Stay at Home" - and the numerous preceding local and state proclamations, orders and supplemental directions - aggressive directives have been issued to slow down and reduce the spread of the COVID-19 virus.*

*On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely and allow for remote public comment; therefore, Board of Supervisors meetings that are held through videoconferencing will allow remote public comment. Visit the SFGovTV website ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings or watch them on demand.*

*As the COVID-19 disease progresses, please visit the Board's website regularly to be updated on the current situation as it affects the legislative process and the Board of Supervisors.*

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

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

*A quorum was present.*

## **COMMUNICATIONS**

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

*President Yee acknowledged the numerous staff that have been working behind the scenes to make the videoconference meetings possible, including Linda Gerull, Executive Director, Jack Chin, and Tom Loftus (Department of Technology); John Tse, Alisa Somera, Arthur Khoo, Eileen McHugh, and the Clerk of the Board, Angela Calvillo (Office of the Clerk of the Board).*

President Yee then informed the Board that, during this health emergency, an update from the Board Liaison Team stationed at the City's Emergency Operations Center will be provided during Communications at each Board meeting.

#### **EMERGENCY OPERATIONS CENTER (EOC) REPORT**

President Yee began the report by thanking the Members and their numerous staff who have volunteered, and will be volunteering, their time to provide timely updates to the Board, including Supervisor Peskin and Sunny Angulo (Office of Supervisor Peskin); Ivy Lee and Jen Low (Office of President Yee); Andy Mullan (Office of Supervisor Stefani); Percy Burch (Office of Supervisor Walton); Supervisor Fewer, Chelsea Boilard, Angelina Yu, Ian Fregosi, and Jackie Thornhill (Office Supervisor Fewer); and Wilson Ng and John Carroll (Office of the Clerk of the Board).

The Board Liaison Team (Team) is stationed at the EOC to provide a direct connection between the Board and the center of all operations revolving around the COVID-19 health emergency. Additional coordination is needed around food security and housing; the Team remains in constant contact with the designated teams to identify how the Board may be more responsive and leverage community resources to better serve our residents.

The City launched a COVID-19 data tracker for the public to better gauge progress on cases, testing, and the acquisition of alternative housing sites, which should be available on the Department of Public Health's website. The Department of Emergency Management will provide standing briefings with the Members to receive direct updates going forward.

President Yee thanked Supervisor Stefani for her assistance creating the framework for an automatic dialer system that was launched in District 7, to allow volunteers to remotely check on elderly neighbors to ensure no one is alone during this emergency.

President Yee thanked his colleagues for the innovative ways they have been reaching out to the vulnerable populations in their Districts. Supervisor Fewer will provide the next update.

## **AGENDA CHANGES**

*There were no agenda changes.*

## **CONSENT AGENDA**

### **Recommendations of the Government Audit and Oversight Committee**

#### **200175 [Settlement of Lawsuit - Juan Ortiz - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by Juan Ortiz against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 2, 2019, in United States District Court, Case No. 18-cv-07727 HSG; entitled Juan Ortiz v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

**PASSED ON FIRST READING**

**200176 [Settlement of Lawsuit - Erlinda Barahona and Saul Barahona - \$615,000]**

Ordinance authorizing settlement of the lawsuit filed by Erlinda Barahona and Saul Barahona against the City and County of San Francisco for \$615,000; the lawsuit was filed on December 18, 2018, in San Francisco Superior Court, Case No. CGC-18-572183; entitled Erlinda Barahona, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from collision with City vehicle. (City Attorney)

**PASSED ON FIRST READING**

**200177 [Settlement of Lawsuit - Nancy Barsotti, et al. - \$190,000]**

Ordinance authorizing settlement of the lawsuit filed by Nancy Barsotti, Martin Beltran, Desmond Cotter, David Dawley, Paul Gallegos, Alan Harvey, Warren House, Ricky Hui, Tomie Ann Kato, James Kimball, Barry Lo, Colin Mackenzie, David Maxon, Mark Nicholas, Michael Orlando, George Petty III, Romelia Scott, Ellen Stein, and Richard Stevens against the City and County of San Francisco for \$190,000; the lawsuit was filed on February 6, 2014, in the Superior Court of California - County of San Francisco, Case No. CGC-14-537224; entitled Nancy Barsotti, et al. v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

**PASSED ON FIRST READING**

**200210 [Settlement of Unlitigated Claim - Jennifer Roldan - \$47,574.99]**

Resolution approving the settlement of the unlitigated claim filed by Jennifer Roldan against the City and County of San Francisco for \$47,574.99; the claim was filed on November 30, 2019; the claim involves alleged property damaged due to a water main rupture. (City Attorney)

**ADOPTED**

**Recommendation of the Rules Committee****191183 [Administrative Code - American Indian Cultural District]**

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

Ordinance amending the Administrative Code to establish the American Indian Cultural District in and around the northwestern quadrant of the Mission District; to require the Mayor's Office of Housing and Community Development to submit written reports and recommendations to the Board of Supervisors and the Mayor describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District; and affirming the Planning Department's determination under the California Environmental Quality Act.

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

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

## REGULAR AGENDA

## NEW BUSINESS

### Recommendations of the Land Use and Transportation Committee

#### **191150 [Building Code - Mandatory Disability Access Improvements for Places of Public Accommodation - Extension of Time Deadlines]**

**Sponsors: Yee; Mandelman**

Ordinance amending the Building Code to extend for the time for existing buildings with a place of public accommodation to comply with the requirement to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship, to extend the period for granting extensions from those deadlines, and to extend the time for the Department of Building Inspection's Report to the Board of Supervisors.

*Supervisor Mandelman requested to be added as a co-sponsor.*

**PASSED ON FIRST READING by the following vote:**

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

#### **200077 [Planning, Various Codes - Technical Corrections]**

Ordinance amending the Planning Code to correct typographical errors, update outdated cross-references, and make non-substantive revisions to clarify or simplify Code language; amending Article 4 to move the language regarding timing of fee payments to the beginning of the Article and cross-reference it in the individual impact fee sections, and to add an additional fee waiver based on the replacement of gross floor area in buildings damaged or destroyed by fire or other calamity; amending the Administrative, Health, and Police Codes to correct outdated Planning Code cross-references; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302. (Planning Commission)

**PASSED ON FIRST READING by the following vote:**

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

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

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

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

#### **200155 [Hearing - Committee of the Whole - Disclosure Responsibilities of Board of Supervisors Under Federal Securities Laws - April 7, 2020, at 3:00 p.m.]**

**Sponsor: Yee**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 7, 2020, at 3:00 p.m., for the Members of the Board of Supervisors to receive an educational training on their legal obligations under Federal securities laws with respect to any Official Statement approvals; scheduled pursuant to Motion No. 20-024 (File No. 200151) approved February 25, 2020.

*President Yee opened the public hearing and indicated a motion would be made to continue this hearing to a later date, to be determined after the health emergency is over. The President then inquired as to whether any member of the public wished to address the Board relating to the proposed continuance. There were no speakers. The President closed public comment on the continuance.*

**Supervisor Peskin, seconded by Supervisor Haney, moved that this Hearing be CONTINUED to a later date, to be determined, after the health emergency has ended. The motion carried by the following vote:**

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

### Committee of the Whole Adjourn and Report

## SPECIAL ORDER 3:00 P.M.

*President Yee requested File Nos. 200119, 200120, 200121, 200122, 200123, 200124, and 200125 be called together.*

## Board of Supervisors Sitting as a Committee of the Whole

### **200119 [Hearing - Committee of the Whole - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - April 7, 2020, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 7, 2020, at 3:00 p.m., to hold a public hearing to consider the following legislation to form Special Tax District No. 2020-1 (Mission Rock Facilities and Services); a Resolution proposing the formation of the Special Tax District No. 2020-1 (Mission Rock Facilities and Services) and a future annexation area (File No. 200120); a Resolution determining necessity to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$ 3,700,000,000 (File No. 200121); a Resolution calling a special election for the Special Tax District No. 2020-1 (File No. 200122); a Resolution declaring the results of the special election (File No. 200123); a Resolution authorizing and ratifying issuance of bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 (File No. 200124); and an Ordinance levying Special Taxes for the Special Tax District No. 2020-1 (File No. 200125); scheduled pursuant to Resolution No. 84-20 (File No. 200117), adopted on February 25, 2020. (Clerk of the Board)

*President Yee opened the public hearing and indicated a motion would be made to continue this hearing and the associated legislation to the next Regular Meeting. The President then inquired as to whether any member of the public wished to address the Board relating to the proposed continuance. There were no speakers. The President closed public comment on the continuance.*

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

## Committee of the Whole Adjourn and Report

### **200120 [Resolution of Formation - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**

**Sponsor: Mayor**

Resolution of formation of the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services) and a future annexation area; determining other matters in connection therewith, as defined herein; and making findings under the California Environmental Quality Act.

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

**200121 [Determining Necessity to Incur Bonded Indebtedness and Other Debt - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Not to Exceed \$3,700,000,000]**

**Sponsor: Mayor**

Resolution determining the necessity to incur bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

**200122 [Calling Special Election - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**

**Sponsor: Mayor**

Resolution calling a special election in the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

**200123 [Declaring Results of Special Election - Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**

**Sponsor: Mayor**

Resolution declaring the results of the special election and directing recordation of the notice of special tax lien for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

**200124 [Authorizing and Ratifying Issuance of Bonded Indebtedness and Other Debt - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Not to Exceed \$3,700,000,000]**

**Sponsor: Mayor**

Resolution authorizing and ratifying the issuance and sale of bonded indebtedness and other debt in an aggregate principal amount not to exceed \$3,700,000,000 for the City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein.

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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



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

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

**Supervisor Stefani, seconded by Supervisor Preston, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

## COMMITTEE REPORTS

### Recommendation of the Rules Committee

**200313 [Emergency Ordinance - Public Health Emergency Leave]****Sponsors: Mar; Haney, Ronen, Mandelman, Preston, Safai and Peskin**

Emergency ordinance 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.)

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

**FINALLY PASSED by the following vote:**

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

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Speaker; expressed concerns regarding public corruption and the financial structures within certain City departments.*

*Linda Chapman; expressed concerns regarding the homeless during this health emergency and the need for housing and services.*

*Chris Stanford; expressed concerns regarding the homeless situation in the Tenderloin during this health emergency.*

*Michael Petrelis; suggested that, during this health emergency, clarification is needed for social security recipients regarding the stimulus payment, joggers must remain in the street to allow distancing, delivery workers should be tipped generously, certain businesses should be boycotted, and Roll Call for Introductions should have a time limit.*

*Jonathan Mendez; requested a transportation network company be boycotted in response to their treatment of cleaning service workers during this health emergency.*

*Richard Emerson; requested a transportation network company be boycotted in response to their treatment of cleaning service workers during this health emergency.*

*Branton Burke; expressed concerns regarding the reduction of Muni lines and the lack of access for Twin Peaks residents.*

*Miranda Logan; requested a transportation network company be boycotted in response to their treatment of cleaning service workers during this health emergency.*

*Emilio Valdez; requested a transportation network company be boycotted in response to their treatment of cleaning service workers during this health emergency.*

*Francisco Da Costa; expressed the need for citywide testing during this health emergency to monitor the trends and analyze the data.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **200338 [Declaration of Election Results - March 3, 2020 - Consolidated Presidential Primary Election]**

**Sponsor: Yee**

Resolution declaring the results of the Consolidated Presidential Primary Election of March 3, 2020.

**ADOPTED**

### **200350 [Reaffirming Support for Survivors of Domestic Violence and the City's Service Providers]**

**Sponsors: Stefani; Safai, Mandelman, Preston and Ronen**

Resolution reaffirming the Board of Supervisors support for San Francisco's survivors of domestic violence and the City's service providers while they experience a heightened need for services, increased expenditures to support these essential services, and an uncertain financial future.

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

**ADOPTED**

**200351 [Urging State and Federal Funding for Caltrain]****Sponsors: Walton; Peskin, Safai and Mandelman**

Resolution urging State and Federal emergency funding for Caltrain to remain operational in light of operational and budget declines due to COVID-19; and affirming the role that Caltrain plays in transporting people to essential activities.

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

**ADOPTED****The foregoing items were acted upon by the following vote:**

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

**Severed from the For Adoption Without Committee Reference Agenda**

*Supervisor Fewer requested File Nos. 200343, 200344, 200347, and 200349 be severed so that they may be considered separately.*

**200343 [Urging Public Works and the Department of Public Health to Increase Access to Public Restrooms]****Sponsors: Haney; Ronen, Walton, Mandelman, Preston and Fewer**

Resolution urging Public Works and the Department of Public Health to increase access to public restrooms in order to meet minimum standards as set for by the United Nations High Commissioner on Refugees, American Red Cross, and the Federal Emergency Management Agency to improve sanitation for the unhoused and slow the spread of Coronavirus 2019 (COVID-19).

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

**ADOPTED by the following vote:**

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

**200344 [Urging the End of the Blood Donation Ban by Gay and Bisexual Men]****Sponsors: Mandelman; Yee, Fewer, Preston, Haney, Ronen, Safai and Walton**

Resolution urging the United States Food and Drug Administration to end the federal ban on blood donation by gay and bisexual men.

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

**ADOPTED by the following vote:**

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

*Supervisor Mandelman requested that File No. 200345 be severed so that it may be considered separately.*

**200345 [Urging Immediate Passage of California State Assembly Bill No. 828 (Ting) and Senate Bill No. 939 (Wiener, Gonzalez) - Eviction and Foreclosure Moratoriums for Residential and Commercial Tenants During the COVID-19 State of Emergency]**  
**Sponsors: Mandelman; Walton, Yee, Safai and Haney**

Resolution urging the State Legislature to immediately pass State Assembly Bill No. 828 as proposed to be amended, authored by Assembly Member Phil Ting, and Senate Bill No. 939, authored by California State Senators Scott Wiener and Lena Gonzalez, to prohibit foreclosures and the eviction of residential and commercial tenants during the state of emergency related to the COVID-19 pandemic.

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

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of April 14, 2020. The motion carried by the following vote:**

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

*Supervisor Peskin requested that File Nos. 200346 and 200352 be severed so that they may be considered separately.*

**200346 [Supporting COVID-19 Orders for Business Interruption As Necessary Due to Physical Property Loss or Damage]**

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

Resolution supporting the COVID-19 orders by civil authority interrupting and prohibiting access to businesses as necessary, due to physical property loss or damage; and urging the California Insurance Commissioner to consider it a material misrepresentation to deny in any public filing that the Coronavirus does not have the propensity to cause property loss or damage.

*Supervisors Safai, Mandelman, Haney, Stefani, and Peskin requested to be added as co-sponsors.*

**ADOPTED by the following vote:**

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

**200347 [Urging Statewide Action to Suspend ICE Detention Facilities]**

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

Resolution affirming that continued operation of ICE detention facilities during the COVID-19 emergency is inhumane; and urging California Governor Gavin Newsom to take immediate action to suspend ICE detentions in California.

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

**ADOPTED by the following vote:**

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

*Supervisor Safai requested that File No. 200348 be severed so that it may be considered separately.*

**200348 [Encouraging the Municipal Transportation Agency to Develop Additional Policies and Protections for Muni Operators During the COVID-19 Crisis]**

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

Resolution encouraging the Municipal Transportation Agency to continue working with Muni Operators and the Transit Workers Union Local 250-A to adopt additional policies and protections for these essential employees during the COVID-19 crisis.

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

**ADOPTED by the following vote:**

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

**200349 [Urging County Health Officials to Assess Public Health Impacts from Panic Buying Weapons]**

**Sponsors: Stefani; Mandelman, Fewer and Yee**

Resolution urging county health officials from the six Bay Area counties, Alameda, Contra Costa, Marin, San Francisco, San Mateo, and Santa Clara to evaluate the public health threat of panic buying weapons and to warn Americans of the danger of panic buying weapons.

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

**ADOPTED by the following vote:**

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

**200352 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]**

**Sponsor: Yee**

Motion concurring in actions taken by the Mayor on March 27, 2020, and March 31, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic declared on February 25, 2020.

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

**Motion No. M20-047**

**APPROVED by the following vote:**

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

## **IMPERATIVE AGENDA**

*There were no imperative agenda items.*

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

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

### **200330 [Settlement of Lawsuit - The Hertz Corporation, Enterprise Rent-A-Car Co. of San Francisco LLC, Avis Budget Car Rental, LLC, and Sixt Rent A Car LLC - \$500,000]**

Ordinance authorizing settlement of the lawsuit filed by The Hertz Corporation, Enterprise Rent-A-Car Co. of San Francisco LLC, Avis Budget Car Rental, LLC, and Sixt Rent A Car LLC, against the City and County of San Francisco for \$500,000 (payment to Sixt Rent A Car LLC only); the lawsuit was filed on September 24, 2019, in San Mateo Superior Court, Case No. 19-CIV-05663; entitled The Hertz Corporation et al. v. City and County of San Francisco et al.; the lawsuit involves a challenge to the City's application of prevailing wage requirements for City-owned off-street parking lots, garages, and vehicle storage facilities to leases for the use of the Rental Car Center at the San Francisco International Airport, and the Airport Commission's failure to seek approval by the Board of Supervisors of leases that do not require such payment of prevailing wages applicable to. (City Attorney)

03/30/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## PROPOSED RESOLUTIONS

### **200331 [Lease Agreement - Avis Budget Car Rental, LLC - On-Airport Rental Car Operations - \$11,076,378 Minimum Annual Guarantee]**

Resolution approving the On-Airport Rental Car Operations Lease No. 18-0343, between Avis Budget Car Rental, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$11,076,378 for the first year of the Lease, to commence upon Board approval. (Airport Commission)

03/30/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **200332 [Lease Agreement - Enterprise Rent-A-Car Co of San Francisco, LLC - On-Airport Rental Car Operations - \$16,087,548 Minimum Annual Guarantee]**

Resolution approving the On-Airport Rental Car Operations Lease No. 18-0342, between Enterprise Rent-A-Car Co of San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two 2-year options to extend, and a minimum annual guarantee of \$16,087,548.00 for the first year of the Lease, to commence following Board approval. (Airport Commission)

03/30/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **200333 [Lease Agreement - The Hertz Corporation - On-Airport Rental Car Operations - \$16,501,462 Minimum Annual Guarantee]**

Resolution approving the On-Airport Rental Car Operations Lease No. 18-0341, between The Hertz Corporation, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two 2-year options to extend, and a minimum annual guarantee of \$16,501,462 for the first year of the Lease, to commence following Board approval. (Airport Commission)

03/30/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **200334 [Lease Agreement - Sixt Rent a Car, LLC - On-Airport Rental Car Operations - \$3,501,004.32 Minimum Annual Guarantee]**

Resolution approving the On-Airport Rental Car Operations Lease No. 18-0344, between Sixt Rent a Car, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of five years with two two-year options to extend, and a minimum annual guarantee of \$3,501,004.32 for the first year of the Lease, to commence following Board approval. (Airport Commission)

03/30/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**200335 [Grant Agreement Amendment - San Francisco Pretrial Diversion Project, Inc. - Pretrial Incarceration Alternatives - Not to Exceed \$15,864,317]**

Resolution approving a fifth amendment to the agreement between the Sheriff's Office and the San Francisco Pretrial Diversion Project, Inc. to extend the agreement by one year for a total term of October 1, 2017, through June 30, 2021, and increase the agreement amount by \$5,905,402 for a total amount not to exceed \$15,864,317. (Sheriff)

03/19/20; RECEIVED FROM DEPARTMENT.

04/07/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 4:07 p.m.*