

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, July 28, 2020 - 2:00 PM

Held via Videoconference  
(remote public access provided via teleconference)

[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 10:30 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 Haney, Fewer, Mar (Alt), 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.

Volume 115 Number 30

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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, and provided public comment through teleconferencing, on Tuesday, July 28, 2020, with President Norman Yee presiding.*

*President Yee called the meeting to order at 2:01 p.m.*

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

*In accordance with Governor 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>. 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**

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

*Supervisor Safai was noted not present.*

*A quorum was present.*

*Supervisor Safai was noted present (on-line) at 2:02 p.m.*

## 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 \* 3 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 ([bos@sfgov.org](mailto:bos@sfgov.org)) or the US Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

Clerk Calvillo then informed the Board that an Americans with Disabilities Act (ADA) request for accommodations was received to allow a member of the public to provide public comment at the beginning of the meeting. President Yee requested the member of the public be provided the opportunity to deliver their public comment out of order.

Zach Karnazes; expressed concerns regarding access to services and meetings for the disabled, the poor call quality during public comment, funding needed for a community center for the disabled, and the need to expedite curb cuts.

## APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the June 23, 2020, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Fewer, seconded by Supervisor Mandelman, moved to approve the June 23, 2020, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

## AGENDA CHANGES

There were no agenda changes.

## CONSENT AGENDA

### Recommendation of the Budget and Finance Committee

**200608 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Securing the Cities Program Grant - United States Homeland Security - \$2,000,000]**  
**Sponsor: Mayor**

Ordinance retroactively authorizing the Department of Emergency Management, as a fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend a grant in the amount of \$2,000,000 from the United States Department of Homeland Security for the Securing the Cities Grant Program for the period of March 4, 2020, through October 30, 2020; and amending Ordinance No. 170-19 (Annual Salary Ordinance, File No. 190620 for FYs 2019-2020 and 2020-2021) to provide for the addition of four grant-funded positions, one each in Class 0932 Manager IV (FTE 1.0), Class 0931 Manager III (FTE 1.0), Class 1823 Senior Administrative Analyst (FTE 1.0), and Class 8601 Emergency Services Coordinator I (FTE 1.0). (Department of Emergency Management)

**Ordinance No. 129-20**

**FINALLY PASSED**

### Recommendations of the Land Use and Transportation Committee

**200557 [General Plan - Amendments to the Market and Octavia Area Plan]**  
**Sponsor: Mayor**

Ordinance amending the General Plan to amend the Market and Octavia Area Plan; making conforming amendments to the Arts Element and the Housing Element; and making environmental findings, including adopting a statement of overriding considerations, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section, 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Department)

**Ordinance No. 125-20**

**FINALLY PASSED**

**200559 [Planning Code - Amendments to the Van Ness and Market Downtown Residential Special Use District]****Sponsor: Mayor**

Ordinance amending the Planning Code to amend the Van Ness and Market Downtown Residential Special Use District, to encourage additional housing and uses that support neighborhood residents and businesses, and to give effect to amendments to the Market and Octavia Area Plan; amending Planning Code, Sections 145.4, 151.1, 155, 207.6, 249.33, 260, 261.1, 263.19, 270, 270.2, 309, 341.5, 401, 411A.5, 416.3, 421.5, 424.1, 424.3, 424.4, and 424.5; adding new Planning Code, Section 425, to create the Van Ness and Market Community Facilities Fee and Fund; and making environmental findings, including adopting a statement of overriding considerations, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Commission)

**Ordinance No. 126-20****FINALLY PASSED****200556 [Zoning Map - Van Ness and Market Residential Special Use District]****Sponsor: Mayor**

Ordinance amending the Zoning Map of the Planning Code to amend the boundaries of the Van Ness and Market Residential Special Use District, and making other amendments to the Height and Bulk District Maps and Zoning Use District Maps consistent with amendments to the Market and Octavia Area Plan, encompassing an area generally bounded by Haight Street from Octavia Boulevard to Gough Street, Gough Street from Haight Street to Page Street, Franklin Street from Page Street to Fell Street, Fell Street from Franklin Street to Van Ness Avenue, Van Ness Avenue from Fell Street to Hayes Street, Hayes Street from Van Ness Avenue to Larkin Street, Market Street from Ninth Street to 10th Street, midblock between 10th Street and 11th Street from Market Street to Mission Street, Mission Street from 10th Street to Washburn Street, a portion of Washburn Street, Minna Street from 10th Street to just past Lafayette Street (with certain lots excluded), midblock between Lafayette Street and 12th Street to Howard Street, Howard Street just north of 12th and 13th Streets, and 13th Street to Octavia Boulevard and Haight Street; and making environmental findings, including adopting a statement of overriding considerations, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Commission)

**Ordinance No. 124-20****FINALLY PASSED****Recommendation of the Public Safety and Neighborhood Services Committee****200141 [Health Code - Adult Sex Venue Health and Safety Standards]****Sponsor: Mandelman**

Ordinance amending the Health Code to require the Director of Health to adopt minimum health and safety standards governing the operation of commercial adult sex venues, but prohibiting the Director from adopting standards that require monitoring of patrons' sexual activities, or that regulate doors or mandate unlocked doors in areas where sexual activity may occur.

**Ordinance No. 127-20****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

## UNFINISHED BUSINESS

### From the Board

#### **200575 [Redevelopment Plan Amendment - Mission Bay South Blocks 29-32 Hotel]**

**Sponsor: Mayor**

Ordinance approving an amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project, which modifies the land use designation for certain property in Blocks 29-32 (also known as the site of Chase Center) to add hotel and residential as permitted uses, increases the total leasable square feet of retail space permitted on this property, increases the number of hotels and hotel rooms in the plan area, and authorizes certain dwelling units to be built on certain property in the plan area; directing the Clerk of the Board of Supervisors to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

**Ordinance No. 128-20**

**FINALLY PASSED by the following vote:**

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

**Recommendation of the Budget and Finance Committee****200648 [Charter Amendment and Initiative Ordinance - Business and Tax Regulations Code - Adjustment of Baseline Funding and Business Tax Changes]****Sponsors: Yee; Peskin, Haney, Fewer, Safai, Mandelman, Mar, Ronen and Walton**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to provide that future annual adjustments in baseline funding for the following Charter-mandated funds will not take into account certain changes in City revenue resulting from voter-approved business taxes on the November 3, 2020 ballot: the Municipal Transportation Fund, the Park, Recreation and Open Space Fund, the Children and Youth Fund, the Library Preservation Fund, the Housing Trust Fund, the Public Education Enrichment Fund, the Dignity Fund, and the Street Tree Maintenance Fund; an Initiative Ordinance to amend the Business and Tax Regulations Code to: 1) reduce the annual Business Registration Fee for businesses with \$1,000,000 or less in San Francisco gross receipts; 2) increase the small business exemption ceiling for the Gross Receipts Tax to \$2,000,000 and increase the annual Business Registration Fee on businesses benefiting from this increased exemption ceiling; 3) modify the Gross Receipts Tax rates; 4) repeal the Payroll Expense Tax; 5) increase the Gross Receipts Tax on certain taxpayers for 20 years if a final judicial decision has the effect of invalidating the Homelessness Gross Receipts Tax Ordinance; 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 20 years if a final judicial decision has the effect of invalidating the Early Care and Education Commercial Rents Tax Ordinance; and 7) make other changes to the City's business taxes; and to increase the City's appropriations limit by the total revenues collected under Articles 12-A-1 and 36 of the Business and Tax Regulations Code for four years from November 3, 2020; at an election to be held on November 3, 2020.  
(Economic Impact)

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

**ORDERED SUBMITTED by the following vote:**

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

## **Recommendation of the Budget and Appropriations Committee**

*Due to technical difficulties, Supervisor Ronen was noted absent (off-line) at 2:39 p.m. and present (on-line) at 2:41 p.m.*

### **200674 [Health Service System Plans and Contribution Rates - Calendar Year 2021]**

**Sponsor: Preston**

Ordinance approving Health Service System plans and contribution rates for calendar year 2021. (Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

*FINALLY PASSED by the following vote:*

*Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Safai, Stefani, Walton, Yee  
Absent: 1 - Ronen*

*Supervisor Ronen, seconded by Supervisor Walton, moved to rescind the previous vote. The motion carried by the following vote:*

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

**Ordinance No. 130-20**

**FINALLY PASSED by the following vote:**

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

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

### **191283 [Police and Public Works Codes - Administrative Penalties and Fines for Illegal Dumping]**

**Sponsors: Walton; Fewer, Haney, Safai, Stefani and Mandelman**

Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping, provide for additional enforcement remedies for illegal dumping, expand the definition of illegal dumping to capture electronic waste, and clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Supervisor Walton, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 6, by changing 'capture' to 'address', Lines 6-7, by adding 'and hazardous waste'; on Page 3, Lines 9-12, by striking the definition of 'Commercial Waste', Lines 13-14, by adding the definition for 'Construction and Demolition Debris', and Lines 22-25, by striking the definition for 'Debris and Waste Construction Material'; on Page 4, Line 6, by adding 'collected and managed', Lines 7-8, by striking 'including, but not limit to a Covered Electronic Device as defined in Section 42463 of the California Public Resources Code', Lines 9-10, by adding the definition for 'Hazardous Waste', Line 21, by striking 'Commercial Waste, Debris and Waste', Line 22, by changing 'Materials' to 'and Demolition Debris', and Lines 22-23, by changing 'industrial materials' to 'Hazardous Waste, Refuse'; and on Page 5, Line 2, by striking 'refuse, or' and adding 'or material', and Lines 6-7 by adding the definition for 'Refuse'. The motion carried by the following vote:**

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



Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping, provide for additional enforcement remedies for illegal dumping, expand the definition of illegal dumping to address electronic waste and hazardous waste, and clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

#### **200629 [Initiative Ordinance - Business and Tax Regulations Code - Tax on Businesses With Disproportionate Executive Pay]**

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

Motion ordering submitted to the voters at an election to be held on November 3, 2020, an Ordinance amending the Business and Tax Regulations Code to impose an additional gross receipts tax or an administrative office tax on businesses with a greater than 100:1 ratio of the compensation of the business's highest-paid managerial employee to the median compensation paid to the business's employees based in the City; and increasing the City's appropriations limit by the amount collected under the additional tax for four years from November 3, 2020. (Economic Impact; No Office of Economic Analysis Report.)

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

**Motion No. M20-092**

**APPROVED by the following vote:**

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

#### **200732 [Emergency Ordinance - Restroom and Hand Washing Facilities for Unsheltered People]**

**Sponsor: Haney**

Reenactment of emergency ordinance (Ordinance No. 77-20) to limit the spread of COVID-19 by requiring the City, through service agreements with third parties, to provide, staff, and maintain restrooms equipped with toilets and hand washing facilities, at a ratio of one restroom per 50 unsheltered people, concentrated in areas with the greatest need, located within 1,000 feet of any encampment, and for select "pit stop" restrooms, open 24 hours per day; waive the requirement under Charter, Section 9.118, that the Board of Supervisors approve the service agreements for restrooms equipped with toilets and hand washing facilities; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

(Fiscal Impact)

**Ordinance No. 131-20**

**FINALLY PASSED by the following vote:**

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

**200661 [Ground Lease Modification - United Airlines, Inc. - Exchange of Certain Land - Plot 6 Reconfiguration Project - Decrease Annual Rent to \$2,243,041.43]**

Resolution approving Modification No. 2 to Ground Lease L00-0464, between the City and County of San Francisco, acting by and through its Airport Commission, and United Airlines, Inc., for the exchange of certain land at Plot 6 at San Francisco International Airport in support of the Plot 6 Reconfiguration Project, decreasing the annual rent payable by United by \$95,297.07 to an approximate total of \$2,243,041.43 to commence following Board approval and full execution of Modification No. 2, and with no changes to the term expiring on June 30, 2021. (Airport Commission)

**Resolution No. 353-20**

**ADOPTED by the following vote:**

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

**200564 [Agreement Amendment - Carollo Engineers, Inc. - Planning and Engineering Services - Southeast Water Pollution Control Plant - Not to Exceed \$54,500,000]**

Resolution authorizing the General Manager of the Public Utilities Commission to execute Amendment No. 2 to Planning and Engineering Project Design Services Agreement No. CS-389 for specialized planning and engineering services for the proposed new headworks facility at the Southeast Water Pollution Control Plant between the City and County of San Francisco and Carollo Engineers, Inc., increasing the agreement by \$21,000,000 for a total not to exceed agreement amount of \$54,500,000 and with a time extension of two years, for a total agreement term of eleven years, from December 1, 2014, through November 30, 2025, subject to the Board of Supervisors approval pursuant to Charter, Section 9.118. (Public Utilities Commission)  
(Fiscal Impact)

**Resolution No. 354-20**

**ADOPTED by the following vote:**

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

**200698 [Airport Professional Services Agreement - BEUMER Lifecycle Management, LLC - Operations and Maintenance of the Baggage Handling System in the Harvey Milk Terminal - Not to Exceed \$21,000,000]**

Resolution approving Professional Services Agreement, Contract No. 50195, between BEUMER Lifecycle Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for the operations and maintenance of the baggage handling system in the Harvey Milk Terminal, for a total not to exceed contract amount of \$21,000,000 for a term of two years and eleven months commencing August 1, 2020, through June 30, 2023, pursuant to Charter, Section 9.118(b). (Airport Commission)  
(Fiscal Impact)

**Resolution No. 356-20**

**ADOPTED by the following vote:**

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

**200710 [Issuance and Sale of Revenue Obligations - California Statewide Communities Development Authority - Town School for Boys - Not to Exceed \$10,000,000]****Sponsor: Stefani**

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$10,000,000 to refinance the acquisition, construction, renovation, rehabilitation, improvement and/or equipping of educational and related facilities owned and operated by Town School for Boys, a California nonprofit public benefit corporation.

**Resolution No. 357-20****ADOPTED by the following vote:**

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

**200736 [Accept and Expend Grant - Retroactive - California Department of Public Health - Disease Prevention and Control Local Infrastructure Funds - \$660,557.24]****Sponsor: Mayor**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$660,557.24 from the California Department of Public Health for participation in a program, entitled "Disease Prevention and Control Local Infrastructure Funds," for the period of February 1, 2020, through June 30, 2023. (Public Health Department)

**Resolution No. 358-20****ADOPTED by the following vote:**

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

**200737 [Apply for Grant - Department of Housing and Community Development - Local Housing Trust Fund Program - \$5,000,000]****Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the Department of Housing and Community Development's Local Housing Trust Fund Program for an amount not to exceed \$5,000,000. (Mayor's Office of Housing and Community Development)

**Resolution No. 351-20****ADOPTED by the following vote:**

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

**200772 [Pier 45 Fire - Declaration of Emergency and Authorization for Emergency Contracts]****Sponsor: Peskin**

Resolution declaring an emergency under Administrative Code, Section 6.60, and Administrative Code, Chapter 21, relating to the May 23, 2020, fire at Pier 45; approving emergency contracts entered into by the Port of San Francisco in accordance with Administrative Code, Section 6.60, and Administrative Code, Chapter 21; and directing the Port of San Francisco to take all necessary and appropriate measures to perform repair work to Pier 45 in the most expeditious manner.

(Fiscal Impact; No Budget and Legislative Analyst Report)

**Resolution No. 359-20****ADOPTED by the following vote:**

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

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## **Recommendations of the Land Use and Transportation Committee**

### **200143 [Planning Code - Zoning Controls - Urban Mixed Use District - Office Uses]**

**Sponsor: Ronen**

Ordinance amending the Planning Code to provide that in the Mission Area Plan portion of the Urban Mixed Use District all office uses not in a landmark building are prohibited, except that a Professional Service, Financial Service, or Medical Service is allowed as a conditional use on the ground floor when primarily open to the general public on a client-oriented basis; 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 welfare under Planning Code, Section 302.

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

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

### **200421 [Planning Code - Continuation of Use for Certain Nonconforming Parking Lots - Mission Street Neighborhood Commercial Transit District]**

**Sponsor: Ronen**

Ordinance amending the Planning Code to allow in the Mission Street Neighborhood Commercial Transit District the continuance of a nonconforming parking lot that is on the site of a designated City landmark; 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.

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

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

### **200677 [Initiating Landmark Designation - Zakheim's History of Medicine in California Frescoes]**

**Sponsors: Peskin; Mandelman and Safai**

Resolution initiating a landmark designation under Article 10 of the Planning Code for the History of Medicine in California frescoes at the University of California San Francisco, Parnassus Campus, painted by Jewish artist Bernard Zakheim.

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

**Resolution No. 355-20**

**ADOPTED by the following vote:**

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

## **Recommendations of the Rules Committee**

### **200244 [Administrative Code - Food Purchasing Standards and Departmental Goals]**

**Sponsors: Fewer; Mandelman**

Ordinance amending the Administrative Code to introduce standards and goals for food purchasing by the Department of Public Health and Sheriff's Department in hospitals and jails.

*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

### **200647 [Initiative Ordinance - Authorizing the Development of Up to 10,000 Affordable Rental Units in the City Under Article 34 of the California Constitution]**

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

Motion ordering an Ordinance to be submitted to the voters at an election to be held on November 3, 2020, authorizing the City and County of San Francisco (City) to own, develop, construct, acquire, or rehabilitate up to 10,000 affordable rental units in the City under Article 34 of the California Constitution.

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

**Motion No. M20-095**

**APPROVED 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.**

*President Yee requested File Nos. 200284, 200285, 200286, and 200287 be called together.*

**200284 [Hearing - Appeal of Determination of Exemption From Environmental Review - 2651-2653 Octavia Street]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on February 6, 2020, for the proposed project at 2651-2653 Octavia Street, Assessor's Parcel Block No. 0554, Lot No. 002; to construct a fourth floor vertical and horizontal rear addition that incorporates decks at the step backs to an existing three-story, two-family house within the RH-2 (Residential House, Two Family) Zoning District and a 40-X Height and Bulk District. (District 2) (Appellant: Maureen Holt and Elizabeth Reilly, on behalf of 1791-93-95 Green Street HOA, Paul Guernonprez, and Jack Fowler) (Filed March 6, 2020) (Clerk of the Board)

*President Yee opened the public hearing and inquired as to whether any individual wished to address the Board. Maureen Holt (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bridgette Malley; Lakesha Lane; spoke in support of the appeal. Kei Zushi (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Jane Cote-Cook and Sara Roitman (Project Sponsors) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Speaker; spoke in support of the project and in opposition to the appeal. Maureen Holt and Kelly Nice (Appellants) provided a rebuttal and further requested the Board to approve the appeal. Chris Kern (Planning Department) provided additional information and answered questions raised throughout the discussions. There were no other speakers. President Yee closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

**200285 [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)

**Supervisor Stefani, seconded by Supervisor Peskin, moved that this Motion be TABLED. The motion carried by the following vote:**

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

**200286 [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)

**Motion No. M20-093**

**Supervisor Stefani, seconded by Supervisor Peskin, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

**200287 [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)

**Motion No. M20-094**

**Supervisor Stefani, seconded by Supervisor Peskin, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

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

*President Yee requested File Nos. 200746, 200747, 200748, 200749, 200750, 200751, 200752, and 200753 be called together.*

**200746 [Hearing - Appeal of Determination of Exemption From Environmental Review 1846 Grove Street]**

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

*President Yee opened the public hearing and Supervisor Preston provided opening remarks, indicating they would be making a motion to continue these appeal hearings and associated Motions to a later date. The President then inquired as to whether any individual wished to address the Board. There were no speakers. President Yee closed public comment on the continuance closed.*

**Supervisor Preston, seconded by Supervisor Walton, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

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

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

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

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

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

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.****200750 [Hearing - Appeal of Conditional Use Authorization - 1846 Grove Street]**

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

*President Yee opened the public hearing and Supervisor Preston provided opening remarks, indicating they would be making a motion to continue these appeal hearings and associated Motions to a later date. The President then inquired as to whether any individual wished to address the Board. There were no speakers. President Yee closed public comment on the continuance closed.*

**Supervisor Preston, seconded by Supervisor Walton, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

**200751 [Approving Conditional Use Authorization - 1846 Grove Street]**

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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



**200752 [Conditionally Disapproving Conditional Use Authorization - 1846 Grove Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20681, approving a Conditional Use Authorization, identified as Planning Case No. 2018-011441CUA, for a proposed project at 1846 Grove Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)  
(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

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

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Motion be CONTINUED to the Board of Supervisors meeting of August 25, 2020. The motion carried by the following vote:**

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

## SPECIAL ORDER 3:00 P.M.

*President Yee requested File Nos. 200792 and 200793 be called together.*

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

### **200792 [Hearing - Committee of the Whole - Approving Submission of Sales Tax to Support Caltrain Service - July 28, 2020, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 28, 2020, at 3:00 p.m., to hold a public hearing to consider a Resolution approving submission of one-eighth of one percent (0.125%) retail transactions and use tax for Caltrain or its successor agency to use as certain conditions are met to support its immediate and long-term operational and capital costs, at an election to be held on November 3, 2020; and affirming the San Francisco Municipal Transportation Agency's determination under the California Environmental Quality Act; to be scheduled pending the approval of the Motion in File No. 200791. (Clerk of the Board)

*President Yee opened the public hearing and the Board convened as a Committee of the Whole. Supervisor Walton provided opening remarks and background information on the proposed sales tax measure to fund Caltrain service. The President then inquired as to whether any individual wished to address the Board. Michelle Beaulieu and Tilly Chang (San Francisco County Transportation Authority) presented information on the proposed sales tax to support Caltrain service, and answered questions raised throughout the discussions. Steven Miller; Christopher Evans; Andrew Sullivan; Sandra Beechman; Sara Barr; Janice Lee; Adam; Alexander Hershey; Maurice Padan; Mattie Dong; Speaker; Speaker; Speaker; Nancy Arbuckle; Speaker; Joe Zaldano; Cliff Barker; Thea Selby; Aaron Echo; Seaman Maginelli; Dean Bell; Adrian Brant; Regina Baum; Speaker; Ian Bishop; Michael Chan; Jill Konker; Mike Chen; George Bryant; Darryl Honda; Speaker; Venita Louie; Neil; Calvin Quick; Kevin Burke; Barry Toronto; spoke in support of the proposed Resolution approving the sales tax measure. Jordan Davis; Jerry Crisswell; spoke in opposition to the proposed Resolution approving the sales tax measure. There were no other speakers. President Yee closed public comment, declared the public hearing heard and filed, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

**200793 [Conditionally Approving Submission of Sales Tax to Support Caltrain Service - November 3, 2020, Election]**

**Sponsors: Walton; Peskin and Haney**

Resolution approving submission of one-eighth of one percent (0.125%) retail transactions and use tax for Caltrain or its successor agency to use as certain conditions are met to support its immediate and long-term operational and capital costs, at an election to be held on November 3, 2020; and affirming the San Francisco Municipal Transportation Agency's determination under the California Environmental Quality Act.

Supervisor Walton, seconded by Supervisor Haney, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 2, Lines 1 and 3, by adding 'conditionally', and Lines 4-5 by striking 'as certain conditions are met'; on Page 4, Lines 5-10, by striking the 'WHEREAS' clause referencing the California Revenue and Taxation Code requirements, and Lines 18-21, by striking the 'WHEREAS' clause referencing a Municipal Transportation Agency resolution; on Page 5, Lines 13-20, by adding the 'WHEREAS' clause referencing the California Revenue and Taxation Code requirements, Line 22, by changing 'resolution' to 'regional measure', and Line 23, by striking 'to authorize the JPB'; on Page 5, Line 25, through Page 6, Line 6, by striking the conditions'; on Page 6, Lines 17-20, by striking 'All revenue flowing from this November 2020 Caltrain ballot measure shall be held in a Special Caltrain Escrow Account under the sole and absolute control of the JPB Board to be disbursed by a two-thirds majority of the JPB Board except as set forth in (b), (c), and (d).'; on Page 7, Lines 3-10, by striking 'b) If no additional Federal emergency relief funds are made available to Caltrain, then the JPB commit that the first \$40M collected shall off-set member operating contributions and help replace Covid-related fare losses, and be released to JPB in the immediate term to maintain essential services as approved by the JPB Board as to service levels and operating budgets (without requiring separate SamTrans approval of the same as provided under current JPA arrangements); and any unallocated funds would remain held in the Special Caltrain Escrow Account and could not be used for any other purpose, other than as specified in (c) or (d).', and Lines 21-24, by striking 'Tax proceeds net of (b) shall be released from the Special Caltrain Escrow Account to JPB and tax collection and use shall be restored to JPB administration following an agreement on a governance solution as approved by a two-thirds majority of the JPB Board by September 30, 2021.'; on Page 8, Lines 7-21, by striking 'If a governance solution is not agreed by September 30, 2021, the JPB Board may elect to release up to \$40M in additional operating funds from the Special Caltrain Escrow Account to maintain essential services with the remaining sales tax funds held in the Special Caltrain Escrow Account until completion of the Caltrain Electrification Project or December 31, 2022, whichever occurs later. If a governance solution is approved by a two-thirds majority of the JPB Board action before these milestones, funds in the Special Caltrain Escrow Account shall be transferred to the JPB, with unrestricted use of these and all subsequent sales tax revenues by the JPB for operating or capital expenditures as authorized by this measure. If a governance solution is not agreed by December 31, 2022, the JPB agrees to work with the state legislative delegation to seek a legislative solution in the 2023 Legislative session.'; on Page 9, Line 12, by striking 'separate from those hired by SamTrams'; and making other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee  
Resolution conditionally approving submission of one-eighth of one percent (0.125%) retail transactions and use tax for Caltrain or its successor agency to use to support its immediate and long-term operational and capital costs, at an election to be held on November 3, 2020; and affirming the San Francisco Municipal Transportation Agency's determination under the California Environmental Quality Act.

**Resolution No. 334-20**

**ADOPTED AS AMENDED 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

*Linda Chapman; expressed concerns regarding the treatment of those with mental health issues and the discrimination against those who are perceived to be homeless.*

*Speaker; expressed concerns regarding a Resolution passed that promoted medical and scientific collaboration with Cuba (File No. 200773).*

*Gilbert Crisswell; expressed concerns regarding Muni service cuts and the need to expand lines into certain neighborhoods.*

*Hayden Miller; expressed concerns regarding transit, ADA considerations for sidewalk access, and the increase in illegal dumping.*

*Curtis Woo; shared suggestions on public comment and expressed support of creating a municipal public bank in San Francisco.*

*Krista Duran; expressed concerns regarding the need for a Sheriff presence at the General Hospital.*

*Speaker; expressed concerns regarding the placement of public comment on the agenda.*

*Francisco Da Costa; expressed concerns regarding the number of inmates being released from San Quentin prison and the spread of COVID-19.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **200791 [Committee of the Whole - Approving Submission of Sales Tax to Support Caltrain Service - November 3, 2020, Election - July 28, 2020, at 3:00 p.m.]**

**Sponsor: Walton**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 28, 2020, at 3:00 p.m., to hold a public hearing to consider a Resolution approving submission of sales tax to support Caltrain service; at an election to be held on November 3, 2020.

**Motion No. M20-096**

**APPROVED**

### **200789 [Urging Congress to Pass the Restaurants Act]**

**Sponsors: Mandelman; Stefani, Walton, Preston, Safai and Mar**

Resolution urging the United States Congress to pass the Real Economic Support that Acknowledges Unique Restaurant Assistance Needed to Survive Act, or Restaurants Act, establishing the \$120B Independent Restaurant Revitalization Fund to support the struggling restaurant industry.

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

**Resolution No. 361-20**

**ADOPTED**

**200794 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Twenty-Second Supplement]****Sponsor: Yee**

Motion concurring in actions taken by the Mayor in the Twenty-Second Supplement to the Proclamation of Emergency, released on July 15, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic.

**Motion No. M20-097****APPROVED****The foregoing items were acted upon by the following vote:**

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

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

*Supervisor Fewer requested that File No. 200788 be severed so that it may be considered separately.*

**200788 [Supporting California State Assembly Bill No. 310 (Santiago) - The California Public Banking Act]**

**Sponsors: Fewer; Preston, Walton, Mandelman, Safai, Haney, Peskin, Ronen and Mar** Resolution supporting California State Assembly Bill No. 310, authored by Assembly Member Miguel Santiago and co-authored by Assembly Members David Chiu, Buffy Wicks, Ash Kalra, Lorena Gonzalez, and Mike Gipson, and Senators Ben Hueso, Lena Gonzalez, and Scott Weiner, to restructure the Infrastructure and Economic Development Bank as a depository public state bank to aid in recovery efforts related to COVID-19 and the subsequent economic recession.

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

**Resolution No. 360-20****ADOPTED by the following vote:**

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

President Yee requested that File Nos. 200798 and 200795 be severed so that they may be considered separately.

**200798 [Celebrating the 30th Anniversary of the American with Disabilities Act - Disability Pride Month - July]**

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

Resolution celebrating the 30th Anniversary of the American with Disabilities Act, recognizing July as Disability Pride Month in the City and County of San Francisco in perpetuity, and urging continued commitment to expanding accessibility and empowering the civil rights of people with disabilities.

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

**Resolution No. 362-20**

**ADOPTED by the following vote:**

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

**200795 [Authorizing Preparation of Proponent Ballot Arguments and Rebuttal Ballot Arguments - November 3, 2020, Consolidated General Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 3, 2020, Consolidated General Election. (Clerk of the Board)

**Supervisor Peskin, seconded by Supervisor Fewer, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to authorize President Yee to write the Proponent Ballot Arguments for the Charter amendment authorizing 16 and 17 year-olds to vote (File No. 200477), the Charter Amendment regarding Police Department staffing levels (File No. 200515), and the Charter Amendment and Initiative Ordinance on the adjustment of Baseline Funding (File No. 200648); Supervisor Walton to write the Proponent Ballot Arguments for the Charter Amendment on requirements for Commission membership (File No. 200452), and the Charter Amendment on a Sheriff Oversight Board and Inspector General (File No. 200514); Supervisor Haney to write the Proponent Ballot Arguments for the Charter Amendment on a Public Works Commission and a Sanitation and Streets Department/Commission (File No. 200510), and the Initiative Ordinance establishing a tax on businesses with disproportionate executive pay (File No. 200629); Supervisor Preston to write the Proponent Ballot Arguments for the Initiative Ordinance authorizing 10,000 affordable rental units (File No. 200647), and the Initiative Ordinance on real property transfer tax rate increases (File No. 200654); Mayor Breed to write the Proponent Ballot Arguments for the General Obligation Bond on health and recovery (File No. 200478), the Initiative Ordinance on a parcel tax repeal and replacement (File No. 200649), and the Initiative Ordinance to save our small businesses (File No. 200650); strike all references to the Initiative Ordinance regarding business tax changes (File No. 200651), the Initiative Ordinance on stock-based compensation tax (File No. 200652), the Initiative Ordinance on a tax on businesses with disproportionate executive pay (File No. 200653), and the Initiative Ordinance on business tax changes (File No. 200656); strike all references to 'Opponent' ballot arguments; and making other clarifying and conforming changes. The motion carried by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee  
Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 3, 2020, Consolidated General Election. (Clerk of the Board)

**Motion No. M20-098**

**APPROVED AS AMENDED 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.*

## ORDINANCES

### 200815 [Redevelopment Plan Amendment - Mission Bay South Block 1 Hotel]

**Sponsor: Haney**

Ordinance approving an amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project, which modifies the maximum number of hotel rooms permitted on Block 1 (also known as the site of the SOMA Hotel) at the intersection of Third Street and Channel Street; directing the Clerk of the Board of Supervisors to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

07/28/20; ASSIGNED UNDER 30 DAY RULE to Board of Supervisors, expires on 8/27/2020.

### 200816 [Emergency Ordinance - Temporary Right to Reemployment Following Layoff Due to COVID-19 Pandemic]

**Sponsor: Mar**

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

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

07/28/20; ASSIGNED to Government Audit and Oversight Committee.

### 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.

07/28/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/27/2020.

## RESOLUTIONS

**200817 [Apply for Grant - California Department of Housing and Community Development - Homekey Grant - Not to Exceed \$45,000,000]**

**Sponsor: Mayor**

Resolution authorizing the Department of Homelessness and Supportive Housing to apply for Homekey grant funds in an amount not to exceed \$45,000,000 from the California Department of Housing and Community Development on behalf of the City and County of San Francisco.

07/28/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**200818 [Accept and Expend Grant - Retroactive - Health Resources and Services Administration - Ryan White HIV/AIDS Program Part A COVID-19 Response - \$488,185]**

**Sponsors: Mayor; Mandelman**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$488,185 from the Health Resources and Services Administration for participation in a program, entitled "Ryan White HIV/AIDS Program Part A Coronavirus Disease (COVID-19) Response," for the period of April 1, 2020, through March 31, 2021. (Public Health Department)

07/28/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**200819 [Contract Amendment - Retroactive - 1231 Market Street Owner L.P. - Hotel Rooms and Associated Services - Not to Exceed \$35,608,542]**

**Sponsor: Mayor**

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

(Fiscal Impact)

07/28/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**200820 [Castro/Upper Market Community Benefit District - Annual Report - FY2018-2019]**

**Sponsor: Mandelman**

Resolution receiving and approving an annual report for the Castro/Upper Market Community Benefit District for FY2018-2019, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

07/28/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**200821 [Noe Valley Community Benefit District - Annual Report - FY2018-2019]**

**Sponsor: Mandelman**

Resolution receiving and approving an annual report for the Noe Valley Community Benefit District for FY2018-2019, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

07/28/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.



**200822 [Japantown Community Benefit District - Annual Report - FY2018-2019]****Sponsor: Preston**

Resolution receiving and approving annual report for the Japantown Community Benefit District for FY2018-2019, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

07/28/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**200823 [Black Business Month - August 2020]****Sponsors: Walton; Preston, Yee and Fewer**

Resolution urging the City and County of San Francisco to declare the month of August as Black Business Month, and to recognize the 17th Annual National Black Business Month beginning on August 1, 2020.

07/28/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**MOTION****200813 [Committee of the Whole - Amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project, Block 1 - September 22, 2020, at 3:00 p.m.]****Sponsor: Haney**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on September 22, 2020, at 3:00 p.m., to hold a public hearing to consider amendments to the Redevelopment Plan for the Mission Bay South Redevelopment Project in regard to Block 1 (also known as the site of SOMA Hotel) at the intersection of Third Street and Channel Street.

07/28/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**REQUEST FOR HEARING****200824 [Hearing - Update on Post-Pandemic Homeless Housing and Behavioral Health Plan]****Sponsors: Haney; Walton and Ronen**

Hearing on the City's progress on a Post-Pandemic Homeless Housing Plan, and the housing and behavioral health treatment goals outlined in Board Resolution No. 330-20 (File No. 200642), "Urging City Departments to Ensure Clients Brought into COVID-19 Response System be Placed into Shelter or Housing Post-Emergency;" and requesting the Department of Homelessness and Supportive Housing, Human Services Agency, and Department of Public Health to report.

07/28/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## **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 RESOLUTION**

### **200781 [Lease of Real Property - Speyer and Schwartz - 1663 Mission Street - \$208,551 Per Year in Base Rent]**

Resolution approving and authorizing the Director of Property, on behalf of the City's Department of Emergency Management, to lease real property located at 1663 Mission Street from Speyer and Schwartz, at a rent of \$208,551 per year with 3% annual increases for an initial term of ten years, with an anticipated commencement date of November 1, 2020, and two five-year options to extend; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Lease and this Resolution; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings under the California Environmental Quality Act. (Real Estate Department)

(Fiscal Impact)

07/20/20; RECEIVED FROM DEPARTMENT.

07/28/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Request Granted**

*From: Supervisor Peskin*

*To: Police Department*

*Requesting/Inquiring: When and for how long over the past year has SFPD used cameras owned or installed by the Union Square Business Improvement District for any purpose? During the recent Black Lives Matter protests, how did SFPD come to access Union Square BID security cameras? How many people accessed these security cameras? On what devices, and on how many devices, was footage accessed? How many copies were made of the security footage? Does the footage still exist in any format? Were any photo stills made of the video footage? What purpose was the footage used for? Was the footage used for any purpose or trigger any specific or general response by SFPD to protest activities? Was any criminal behavior observed through the security cameras accessed by SFPD? Was anyone detained or arrested as a result of viewing the security footage?*

## **In Memoriam**

*Michael Kwan - Supervisor Yee*

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour 7:38 p.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.*

*Approved by the Board of Supervisors on September 1, 2020.*

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Angela Calvillo, Clerk of the Board