

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, September 22, 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.

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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, September 22, 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, 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 \* 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 U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

President Yee acknowledged the Americans with Disabilities Act (ADA) request for accommodations that was received by the Clerk of the Board, and allowed the member of the public to provide public comment at the beginning of the meeting.

Zach Karnazes; expressed concerns regarding access to meetings for those with disabilities, the way public comment is summarized in Board Minutes and the omission of specific names in the summaries, issues with the way accommodations are being provided, and support of legislation regarding the ban of no-fault evictions and 911 harassment calls based on racial profiling.

## APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the August 12, 2020, Special Meeting Minutes at the Rescheduled Budget and Appropriations Committee, or the August 13, 2020, or August 14, 2020, Special Meeting Minutes at the Special Budget and Appropriations Committee Meetings, which constituted quorums of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.

Supervisor Ronen, seconded by Supervisor Peskin, moved to approve the August 12, 2020, Special Meeting Minutes at the Rescheduled Budget and Appropriations Committee, and the August 13, 2020, and August 14, 2020, Special Meeting Minutes at the Special Budget and Appropriations Committee Meetings, which constituted quorums of the Board of Supervisors, 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

### Recommendations of the Government Audit and Oversight Committee

#### **200853 [Settlement of Lawsuit - Bradley Novak - \$247,000]**

Ordinance authorizing settlement of the lawsuit filed by Bradley Novak against the City and County of San Francisco for \$247,000; the lawsuit was filed on February 8, 2019, in San Francisco Superior Court, Case No. CGC 19-573659; entitled Bradley Novak v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

**Ordinance No. 184-20**

**FINALLY PASSED**

#### **200855 [Settlement of Lawsuit - Dennis Caruso - \$70,000]**

Ordinance authorizing settlement of the lawsuit filed by Dennis Caruso against the City and County of San Francisco for \$70,000; the lawsuit was filed on November 8, 2019, in San Francisco Superior Court, Case No. CGC-19-580664; entitled Dennis Caruso v. City and County of San Francisco; the lawsuit involves an alleged injury when Plaintiff hit a pothole on a City Street and was thrown from his scooter. (City Attorney)

**Ordinance No. 185-20**

**FINALLY PASSED**

#### **200856 [Settlement of Lawsuit - Thaïs Yafet - \$110,000]**

Ordinance authorizing settlement of the lawsuit filed by Thaïs Yafet against the City and County of San Francisco for \$110,000; the lawsuit was filed on October 29, 2018, in San Francisco Superior Court, Case No. CGC-18-570939; entitled Thaïs Yafet v. City and County of San Francisco; the lawsuit involves an alleged injury when Plaintiff tripped and fell on a City sidewalk. (City Attorney)

**Ordinance No. 186-20**

**FINALLY PASSED**

#### **200857 [Partial Settlement of Lawsuit - Chris Tilton and Blane Bachelor - \$210,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Chris Tilton and Blane Bachelor against the City and County of San Francisco for \$210,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Chris Tilton and Blane Bachelor, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 187-20**

**FINALLY PASSED**

**200858 [Partial Settlement of Lawsuit - Ho Tan - \$295,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Ho Tan against the City and County of San Francisco for \$295,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Ho Tan, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 188-20**

**FINALLY PASSED**

**200859 [Partial Settlement of Lawsuit - Peter So and Diane Chung - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Peter So and Diane Chung against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Peter So and Diane Chung, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 189-20**

**FINALLY PASSED**

**200860 [Partial Settlement of Lawsuit - Victoria Sanchez - \$220,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$220,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Victoria Sanchez, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 190-20**

**FINALLY PASSED**

**200861 [Partial Settlement of Lawsuit - Rick Popko and Nancy Huff - \$150,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Rick Popko and Nancy Huff against the City and County of San Francisco for \$150,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Rick Popko and Nancy Huff, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 191-20**

**FINALLY PASSED**

**200862 [Partial Settlement of Lawsuit - Donato and Aurora Ponferrada - \$257,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Donato and Aurora Ponferrada against the City and County of San Francisco for \$257,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Donato and Aurora Ponferrada, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 192-20**

**FINALLY PASSED**

**200863 [Partial Settlement of Lawsuit - John and Maria Naniola - \$290,000]**

Ordinance authorizing partial settlement of the lawsuit filed by John and Maria Naniola against the City and County of San Francisco for \$290,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs John and Maria Naniola, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 193-20**

**FINALLY PASSED**

**200864 [Partial Settlement of Lawsuit - Suzanne Houlihan - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Suzanne Houlihan against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Suzanne Houlihan, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 194-20**

**FINALLY PASSED**

**200865 [Partial Settlement of Lawsuit - Carlos Gross - \$210,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Carlos Gross against the City and County of San Francisco for \$210,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Carlos Gross, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 195-20**

**FINALLY PASSED**

**200866 [Partial Settlement of Lawsuit - Susan Garduno - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Susan Garduno, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No.** 196-20

**FINALLY PASSED**

**200867 [Partial Settlement of Lawsuit - Rizadly Gache - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Rizadly Gache against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Rizadly Gache, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No.** 197-20

**FINALLY PASSED**

**200868 [Partial Settlement of Lawsuit - Ruth Patricia Del Castillo - \$150,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Ruth Patricia Del Castillo against the City and County of San Francisco for \$150,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Ruth Patricia Del Castillo, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No.** 198-20

**FINALLY PASSED**

**200869 [Partial Settlement of Lawsuit - John Clay - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by John Clay against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff John Clay, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No.** 199-20

**FINALLY PASSED**

**200870 [Partial Settlement of Lawsuit - Elaine Choy - \$221,150]**

Ordinance authorizing partial settlement of the lawsuit filed by Elaine Choy against the City and County of San Francisco for \$221,150; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Elaine Choy, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 200-20**

**FINALLY PASSED**

**200871 [Partial Settlement of Lawsuit - Armando and Maria Castillo - \$200,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Armando and Maria Castillo against the City and County of San Francisco for \$200,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Armando and Maria Castillo, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 201-20**

**FINALLY PASSED**

**200872 [Partial Settlement of Lawsuit - Joy Caguimbaga and Zenida C. Restauero - \$240,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Joy Caguimbaga and Zenida C. Restauero against the City and County of San Francisco for \$240,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Joy Caguimbaga and Zenida C. Restauero, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 202-20**

**FINALLY PASSED**

**200873 [Partial Settlement of Lawsuit - Sally Seid - \$207,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Sally Seid against the City and County of San Francisco for \$207,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Sally Seid, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 203-20**

**FINALLY PASSED**



**200874 [Partial Settlement of Lawsuit - Cesar and Fe Ponferrada - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Cesar and Fe Ponferrada against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Cesar and Fe Ponferrada, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 204-20**

**FINALLY PASSED**

**200875 [Partial Settlement of Lawsuit - David and Jessica Alfaro - \$290,000]**

Ordinance authorizing partial settlement of the lawsuit filed by David and Jessica Alfaro against the City and County of San Francisco for \$290,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs David and Jessica Alfaro, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

**Ordinance No. 205-20**

**FINALLY PASSED**

**Recommendations of the Land Use and Transportation Committee****200673 [Planning Code - Conversion of Certain Limited Restaurants to Restaurants - North Beach Neighborhood Special Use District]**

**Sponsor: Peskin**

Ordinance amending the Planning Code to allow certain Limited Restaurants in the North Beach Special Use District to convert to Restaurants that may apply for liquor licenses; and affirming the Planning Department's determination 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.

**Ordinance No. 182-20**

**FINALLY PASSED**

**200785 [Existing Building Code - Mandatory Earthquake Retrofit - Compliance Deadline]**

**Sponsors: Mandelman; Peskin**

Ordinance amending the Existing Building Code to extend the date for completion of work for the seismic retrofitting of Tier IV wood-frame buildings to September 15, 2021.

**Ordinance No. 183-20**

**FINALLY PASSED**

**200852 [Planning Code, Zoning Map - Rezone Certain Industrial Parcels]**

Ordinance amending the Planning Code and Zoning Map to rezone certain parcels in Industrial Use Districts to Production, Distribution, and Repair and other Use Districts; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302. (Planning Department)

**Ordinance No.** 164-20

**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

*President Yee requested File Nos. 200888, 200889, and 200890 be called together. Privilege of the floor was granted unanimously to Kristen Jensen (Office of the City Attorney) who responded to questions raised throughout these discussions.*

**200888 [Affirming the Categorical Exemption Determination - 178 Seacliff Avenue]**

Motion affirming the determination by the Planning Department that the proposed project at 178 Seacliff Avenue is categorically exempt from further environmental review. (Clerk of the Board)

**Motion No.** M20-126

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

Ayes: 10 - Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Noes: 1 - Fewer

**200889 [Conditionally Reversing the Categorical Exemption Determination - 178 Seacliff Avenue]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 178 Seacliff Avenue is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

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

Ayes: 10 - Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Noes: 1 - Fewer

**200890 [Preparation of Findings to Reverse the Categorical Exemption Determination - 178 Seacliff Avenue]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 178 Seacliff Avenue 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: 10 - Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee

Noes: 1 - Fewer

**Recommendations of the Budget and Appropriations Committee**

*President Yee requested File Nos. 200567, 200568, 200570, 200831, 200832, 200833, 200834, 200835, 200836, 200837, 200838, 200839, 200840, 200841, 200842, 200843, 200844, 200845, 200846, 200847, 200848, 200849, 200850, and 200917 be called together.*

**200567 [Budget and Appropriation Ordinance for Departments - FYs 2020-2021 and 2021-2022]**

**Sponsor: Mayor**

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of July 31, 2020, for the Fiscal Years ending June 30, 2021, and June 30, 2022.

(Fiscal Impact)

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

*Supervisor Peskin, seconded by Supervisor Fewer, moved to amend the Ordinance to include a reserve of \$840,000 in both fiscal years for the procurement of new trash cans. Supervisor Fewer accepted this friendly amendment into her overall proposed amendment of the whole.*

**Supervisor Fewer, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by revising the 'Board of Supervisors Spending Plan' on Line 61 by changing 'Mission based youth of color/TAY violence-prevention, workforce development and eviction support' to 'Latinx Essential Worker Protections', and 'HSH' to 'OEWD'; on Line 64, by changing 'BOS Administrative Aide Overtime' to 'Rapid rehousing of homeless and sexually exploited women', and 'BOS' to 'DOSW'; on Line 69, by adding '550,000'; on Line 70, by adding '950,000'; on Line 71, by adding '825,000'; on Line 72, by adding '150,000'; and on Line 73, by adding '1,275,000'; and by revising the 'District Spending Plan' on Line 47, by changing 'Technical skills and workforce development in the Tenderloin' to 'Tenderloin Community Strategy Planner\*\*', 'OEWD' to 'CPC', and '\$54,000' to '\$75,000'; on Page 48, by changing '\$35,000' to '\$25,000'; on Line 49, by changing 'Safety Staffing for Tenderloin Parks' to 'Community Safety Ambassadors near Tenderloin Parks', and '\$133,000' to '\$104,000'; on Line 50, by changing '\$12,000' to '\$15,000'; on Line 51, by changing '\$87,500' to '\$57,500'; on Line 52, by changing '\$30,000' to '\$15,000'; on Line 55, by changing '\$50,000' to '\$25,000'; on Line 56, by changing 'Small Business Support in SOMA' to 'Support for SOMA Community Hub Collaborative\*\*', and 'OEWD' to 'DCYF'; on Line 56-b, by adding 'Universal Basic Income Taskforce\*\*', 'TTX', and '\$25,000'; and on Line 56-c, by adding 'SOMA Alleyway Activation\*\*', 'OEWD', and '\$60,000', along with the reserve of \$840,000 in each fiscal year for a total of \$1,680,000 for the procurement of new trash cans. The motion carried by the following vote:**

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

(Fiscal Impact)

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200568 [Annual Salary Ordinance - FYs 2020-2021 and 2021-2022]**

**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years ending June 30, 2021, and June 30, 2022, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200570 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency, FY2020-2021 Budget - Bond Issuance Not to Exceed \$15,473,823]**

**Sponsor: Mayor**

Resolution approving the Fiscal Year 2020-2021 Budget of the Office of Community Investment and Infrastructure ("OCII"), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$15,473,823 for the purpose of financing a portion of OCII's enforceable obligations.

**Resolution No. 413-20**

**ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200831 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling - 2020]**

**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2020.

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200832 [Appropriation - Proceeds from Revenue Bonds, State Loans/Grants, Wastewater Revenues/Capacity Fees - \$579,185,142; De-Appropriation and Re-Appropriation - Wastewater Capital Improvements - SFPUC - \$391,415,748 - FY2020-2021 and FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$579,185,142 of proceeds from revenue bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), wastewater revenue and capacity fees for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for Fiscal Year (FY) 2020-2021 at \$170,869,066 and for FY2021-2022 at \$408,316,076, de-appropriating and re-appropriating \$391,415,748, and placing \$349,919,252 in Revenue Bonds or State Loan or Grant Funds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act Findings for projects, following review and consideration of completed project related environmental analysis, where required.  
(Fiscal Impact)

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

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

**200833 [Appropriation - Proceeds from Revenue Bonds, State Loan/Grant Funds, Water Revenues/Capacity Fees - \$344,846,164; De- and Re-Appropriation - Capital Improvement Projects - \$14,413,167; De-appropriation - Capital Projects - \$3,528,113 - FYs 2020-2022]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$344,846,164 of proceeds from Revenue Bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), water revenues, and water capacity fees for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for Fiscal Year (FY) 2020-2021 at \$132,133,926 and for FY2021-2022 at \$212,712,238; and de-appropriating \$3,528,113 Water Capital Project funding to Water's Fund balance in FY2020-2021; and de-appropriating and re-appropriating Water Capital Project appropriations of \$14,413,167 in FY2020-2021 and placing \$238,514,485 of Revenue Bond and State Loan Funds or State Grant Funds proceeds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act findings for projects, following review and consideration of completed project related environmental analysis, where required.  
(Fiscal Impact)

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

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

**200834 [Appropriation - Proceeds from Revenue Bonds, Hetch Hetchy Revenue, Low Carbon Fuel Standard, Cap and Trade Allowance - \$260,351,806; De- and Re-Appropriation - Capital Projects - Hetch Hetchy Water/Power Capital Improvements - \$341,001 - FYs 2020-2022]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$260,351,806 of Hetch Hetchy revenue, Low Carbon Fuel Standard, Cap and Trade Revenue and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Capital Improvement Program for Fiscal Year (FY) 2020-2021 at \$94,380,451 and for FY2021-2022 at \$165,971,355; and placing \$142,970,073 of Power Bonds and \$108,626,733 of Water Bonds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

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

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

**200835 [Appropriation - Proceeds from CleanPowerSF Revenue - CleanPowerSF Capital Improvements - \$4,331,326 - FY2020-2021 and FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating \$4,331,326 CleanPowerSF revenue for the CleanPowerSF Capital Improvement Program for FY2020-2021 at \$1,898,497 and for FY2021-2022 at \$2,432,829.  
(Fiscal Impact)

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

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

**200836 [San Francisco Public Utilities Commission Power Revenue Bond Issuance - Various Capital Projects Benefitting the Power Enterprise - Not to Exceed \$142,970,073]**

**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed \$142,970,073 to finance the costs of various capital projects benefitting the Power Enterprise pursuant to Charter, Sections 9.107(6) and 9.107(8); authorization to issue Refunding Power Revenue Bonds and the retirement of outstanding Power Enterprise Commercial Paper; declaring the Official Intent of the Commission to Reimburse Itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

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

**200837 [San Francisco Public Utilities Commission Wastewater Revenue Bond Issuance - Various Capital Wastewater Projects Benefitting the Wastewater Enterprise - Not to Exceed \$349,919,252]**

**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Wastewater Revenue Bonds and other forms of indebtedness, as defined herein, by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$349,919,252 to finance the costs of various capital wastewater projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Wastewater Revenue Refunding Bonds and the retirement of outstanding Wastewater Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

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

**200838 [San Francisco Public Utilities Commission Water Revenue Bond and Other Forms of Indebtedness Issuance - Various Capital Water Projects Benefitting the Water Enterprise - Not to Exceed \$347,141,218]**

**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness, as defined herein, by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$347,141,218 to finance the costs of various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Water Revenue Refunding Bonds and the retirement of outstanding Water Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds or other forms of indebtedness, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

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

**Recommendation of the Budget and Finance Committee**

**200839 [Administrative Code - Medical Examiner Fees]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust fees of the Office of the Chief Medical Examiner to include post-mortem investigation services, remove references to obsolete services, and update fee amounts; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

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

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**Recommendations of the Budget and Appropriations Committee****200840 [Administrative Code - Reproduction and Notary Fees - Department of Administrative Services]****Sponsor: Mayor**

Ordinance amending the Administrative Code to authorize the Department of Administrative Services to impose a fee for reproduction and notary services provided to the public.

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200841 [Authorizing Refunding Certificates of Participation - Multiple Capital Improvement Projects - Not to Exceed \$97,500,000]****Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series from time to time, evidencing and representing an aggregate principal amount of not to exceed \$97,500,000 ("Certificates") to prepay certain certificates of participation that financed and refinanced various capital improvement projects; approving the form of a Fourth Supplement to Trust Agreement between the City and County of San Francisco ("City") and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Fourth Supplement to Property Lease and a Fourth Supplement to Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements owned by the City and located at 375 Laguna Honda Boulevard within the City and at 1 Moreland Drive, San Bruno, California, or other property as determined by the Director of Public Finance; approving the form of Escrow Agreement (including certain indemnities contained therein), between the City and U.S. Bank National Association, as escrow agent ("Escrow Agent"); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of an Official Statement in preliminary and final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates; approving modifications to documents; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani



**200842 [Deappropriation - Series 2010A Refunding Certificates of Participation - \$4,636,200; Appropriation - Including Deappropriated Funds \$102,136,200 and Certificates of Participation Refunding Proceeds \$97,500,000 - FY2020-2021]**

**Sponsor: Mayor**

Ordinance deappropriating \$4,636,200 of Series 2010A Refunding Certificates of Participation prior reserve funds and appropriating \$102,136,200 of Refunding Certificates of Participation Series 2020-R1, including deappropriated funds and \$97,500,000 of one or more series of Refunding Certificates of Participation proceeds for Fiscal Year 2020-2021.

(Fiscal Impact)

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200843 [Administrative Code - County Clerk Fee Amounts; Digital Signature Fee]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to update County Clerk fees to current amounts; and to authorize the County Clerk to impose a digital signature fee.

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200844 [Health Code - Patient Rates for FYs 2020-2021 and 2021-2022]**

**Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other services provided by the Department of Public Health, for Fiscal Years 2020-2021 and 2021-2022, starting July 1, 2020, through June 30, 2022.

**Supervisor Fewer, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 7, Line 7, by adding '602', Lines 10-11, by changing 'Expanded' to 'Comprehensive', and adding '891', and Line 12, by adding '1,057'. The motion carried by the following vote:**

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

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200845 [Administrative Code - Budget Savings Incentive Fund Expenditures]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to suspend the restrictions on expenditure of monies in the Budget Savings Incentive Fund during Fiscal Year (FY) 2020-2021 and FY2021-2022, and to authorize the use of monies in that Fund during those fiscal years for any purpose related to the City's response to the COVID-19 pandemic or the pandemic's economic impacts.

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

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200846 [Homelessness and Supportive Housing Fund - FYs 2020-2021 and 2021-2022 Expenditure Plan]****Sponsor: Mayor**

Resolution approving the Fiscal Years 2020-2021 and 2021-2022 Expenditure Plan for the Department of Homelessness and Supportive Housing Fund.

**Resolution No. 416-20****ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200847 [Access Line Tax Adjustment - Consumer Price Index of 2020]****Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2020, and adjusting the Access Line Tax by the same rate.

**Resolution No. 417-20****ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200848 [Proposition J Contract Certification - Contracted-Out Department Services Previously Approved]****Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services previously approved can be performed by a private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget and legislative analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, fleet security, convention facilities management (General Services Agency-City Administrator); mainframe system support (General Services Agency-Technology); security services (Public Works); security services (Human Services Agency); security services (Department of Homelessness and Supportive Housing); food services for jail inmates (Sheriff's Department); assembly of vote-by-mail envelopes (Department of Elections); security services (Public Utilities Commission); security, information and guest services, parking operations, shuttle bus services (Airport); citations, paratransit, parking meter collections, security, towing, transit shelter cleaning services (Municipal Transportation Agency); and custodial and security services (Port).

**Resolution No. 418-20****ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200849 [Proposition J Contract Certification - Contracted-Out Department Services for the General Services Agency, Human Services Agency, and Mayor's Office of Housing and Community Development]**

**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services can be performed by a private contractor for a lower cost than similar work performed by City and County employees, for the following services: security services (Human Services Agency), security services (General Services Agency-City Administrator); security services (Mayor's Office of Housing and Community Development).

**Resolution No. 419-20**

**ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200850 [Accept and Expend Grant - Friends of San Francisco Public Library - Annual Grant Award, FY2020-2021 - Up to \$809,400 of In-Kind Gifts, Services, and Cash Monies]**

**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$809,400 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services in Fiscal Year 2020-2021.

**Resolution No. 420-20**

**ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

**200917 [Suspension of Financial Policy - Authorizing Spending of Selected Nonrecurring Revenues on Recurring Expenditures - FY2021-2022]**

**Sponsor: Mayor**

Resolution suspending the City's financial policy in Administrative Code, Section 10.61, for Fiscal Year 2021-2022 to authorize the City to spend selected nonrecurring revenues described in that policy on recurring expenditures.

(Fiscal Impact)

**Resolution No. 407-20**

**ADOPTED by the following vote:**

Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Walton, Yee

Noes: 1 - Stefani

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

**200759 [Business and Tax Regulations Code - Tax Penalties and Interest; Administration of Cannabis Business Tax]**

Ordinance amending the Business and Tax Regulations Code to amend the penalties, and the provisions for waiver of penalties and interest, relating to taxes that are subject to the common administrative provisions of that Code, and to add provisions for administering the Cannabis Business Tax. (Treasurer-Tax Collector)  
(Fiscal Impact)

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

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

**200445 [Lease Agreement - MRG San Francisco Terminal 3, LLC - Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease - \$750,000 Minimum Annual Guarantee]**

Resolution approving the Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease No. 19-0246, between MRG San Francisco Terminal 3, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$750,000 for the first year of the Lease, to commence following Board approval. (Airport Commission)

**Resolution No. 412-20**

**ADOPTED by the following vote:**

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

**200669 [Mental Health Services Act - Three-Year Program and Expenditure Plan - FYs 2020-2023]**

Resolution authorizing adoption of the San Francisco Mental Health Services Act Three-Year Program and Expenditure (Integrated Plan) for Fiscal Years 2020-2023. (Public Health Department)

**Resolution No. 414-20**

**ADOPTED by the following vote:**

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

President Yee requested File Nos. 200975 and 200976 be called together.

**200975 [Multifamily Housing Revenue Note - 681 Florida Street - Not to Exceed \$50,000,000]**

**Sponsor: Mayor**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$50,000,000 for the purpose of providing financing for the construction of a 130-unit multifamily rental housing project known as "681 Florida Street;" approving the form of and authorizing the execution of a funding loan agreement; providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a project loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

**Resolution No. 408-20**

**ADOPTED by the following vote:**

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

**200976 [Loan Agreement and Ground Lease - 681 Florida Housing Associates, L.P. - 100% Affordable Housing - 681 Florida Street - Loan Not to Exceed \$35,076,507 - Annual Ground Lease Base Rent of \$15,000]**

**Sponsor: Mayor**

Resolution approving and authorizing an Amended and Restated Loan Agreement in an amount not to exceed \$35,076,507 for a minimum loan term of 57 years ("Loan Agreement") to finance the construction of a 100% affordable, 130-unit multifamily rental housing development (plus one staff unit) at 681 Florida Street (the "Property") for low income households with space for Production, Design and Repair uses ("Project"); approving and authorizing a Ground Lease to 681 Florida Housing Associates, L.P., a California limited partnership, for a lease term of 75 years and one 24-year option to extend, with an estimated commencement date in October 2020, and an annual base rent of \$15,000 in order to construct and operate the Project; adopting findings that the Loan Agreement and Ground Lease are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute the Ground Lease, and authorize the Director of Mayor's Office of Housing and Community Development to execute the Loan Agreement, make certain modifications to such agreements, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

**Resolution No. 409-20**

**ADOPTED by the following vote:**

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

President Yee requested File Nos. 200977 and 200978 be called together.

**200977 [Annexation of Property - Community Facilities District No. 2016-1 (Treasure Island) as Improvement Area No. 2]**

**Sponsor: Mayor**

Resolution confirming that property is annexed to the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) as Improvement Area No. 2 of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island); and determining other matters in connection therewith, as defined herein.

**Resolution No. 410-20**

**ADOPTED by the following vote:**

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

**200978 [Authorizing the Issuance of Special Tax Bonds - Improvement Area No. 1 of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) - Not to Exceed Aggregate Principal Amount of \$17,990,000]**

**Sponsor: Mayor**

Resolution supplementing Resolution No. 12-17 authorizing the issuance and sale of one or more series of Special Tax Bonds for City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) in an aggregate principal amount not to exceed \$17,990,000; approving related documents, including an Official Statement, Fiscal Agent Agreement, Bond Purchase Agreement and Continuing Disclosure Certificate; clarifying certain terms of the Rate and Method of Apportionment of Special Tax; and determining other matters in connection therewith, as defined herein.

**Resolution No. 411-20**

**ADOPTED by the following vote:**

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

**201010 [Certificates of Participation - Animal Care & Control Project - Official Statement]**

**Sponsor: Mayor**

Resolution approving the form of and authorizing the distribution of a preliminary Official Statement relating to the execution and delivery of City and County of San Francisco Certificates of Participation for the Animal Care & Control Project, and authorizing the preparation, execution and delivery of a final Official Statement; and modifying and ratifying the approvals and terms and conditions of a previous Resolution, and related matters, as defined herein.

**Resolution No. 423-20**

**ADOPTED by the following vote:**

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

**201011 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2020-2021]****Sponsor: Fewer**

Resolution levying property taxes at a combined rate of \$1.19846368 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco County Office of Education, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0756 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2021.

**Resolution No. 424-20****ADOPTED by the following vote:**

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

**201013 [Issuance and Sale of Revenue Obligations - California Enterprise Development Authority - San Francisco Day School - Not to Exceed \$20,000,000]****Sponsor: Preston**

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$20,000,000 to finance the acquisition, construction, renovation, rehabilitation, improvement and/or equipping of educational and related facilities to be owned and operated by San Francisco Day School, a California nonprofit public benefit corporation.

**Resolution No. 425-20****ADOPTED by the following vote:**

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

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

### **190971 [Street Vacation and Conveyance - India Basin Project]**

#### **Sponsor: Mayor**

Ordinance ordering the vacation of streets in the India Basin Project site, located generally at Innes Avenue between Griffith Street and Earl Street, along the India Basin shoreline; reserving temporary public utility and access rights in favor of the City and temporary easement rights for existing Pacific, Gas and Electric (PG&E) gas and overhead electrical facilities; authorizing the City to quitclaim its interest in approximately 3.8 acres within Earl Street, Hudson Avenue, and Arelious Walker Drive to India Basin Investment LLC; authorizing the City to transfer approximately 1.1 acres within Arelious Walker Drive, Hudson Avenue, Earl Street, and Galvez Avenue to the State for purposes of having such property reconveyed to the City to be held by the Port, in trust, through implementation of the India Basin Public Trust Exchange; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein, including transmittal of the Ordinance by the Clerk of the Board of Supervisors to the Assessor Recorder for recording.

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

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

### **200764 [Health Code - Cleaning and Disease Prevention Standards in Tourist Hotels and Large Commercial Office Buildings]**

#### **Sponsors: Peskin; Safai and Preston**

Ordinance amending the Health Code to establish cleaning and disease prevention standards and practices in tourist hotels and large commercial office buildings to help contain COVID-19, or other contagious public health threats; to require training related to these standards for employees, provide certain protections to employees as they perform cleaning duties, and prohibit retaliation against employees for refusing to perform work under conditions they believe may be unsafe or for reporting such conditions or exercising rights protected by the Ordinance; authorizing the Office of Labor Standards Enforcement to enforce the employee rights and protections under the Ordinance; and to provide for administrative enforcement by the Department of Public Health, and for financial penalties and civil actions as authorized by City and state law.

**Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 8, Line 6, by striking 'dedicated', Line 7, by adding 'in a Tourist Hotel of 100 rooms or more'; on Page 9, Line 17, by adding 'for seven days or'; and on Page 13, Line 20, by changing 'any person' to 'an employee', Lines 21-22, by striking 'based on any requirements set forth in this article, or facts and circumstances that may constitute', and Line 22, by adding 'an alleged'. The motion carried by the following vote:**

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

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

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



## **Recommendations of the Rules Committee**

### **200913 [Administrative Code - Street-Level Drug Distribution Task Force]**

**Sponsor: Haney**

Ordinance amending the Administrative Code to extend by five months, to August 31, 2020, the deadline for the Street-Level Drug Distribution Task Force to submit its initial report to the Board of Supervisors and Mayor, and to revise the contents of that report, and subsequent reports issued every three months, to require a summary of the progress of the Task Force and its plans for the next three-month period.

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

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

### **200706 [Nomination of County Veterans Service Officer - Alfred Sims]**

**Sponsors: Mayor; Stefani**

Resolution confirming the nomination of Alfred Sims as the County Veterans Service Officer for the City and County of San Francisco.

**Resolution No. 415-20**

**ADOPTED by the following vote:**

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

### **200972 [Appointments, Sunshine Ordinance Task Force - Dean Schmidt, Lila LaHood, and Jennifer Wong]**

Motion appointing Dean Schmidt, Lila LaHood, and Jennifer Wong, terms ending April 27, 2022, to the Sunshine Ordinance Task Force. (Rules Committee)

**Motion No. M20-127**

**APPROVED by the following vote:**

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

### **201029 [Appointment, Food Security Task Force - Emma Steinberg]**

Motion appointing Cissie Bonini and Emma Steinberg, for an indefinite term, to the Food Security Task Force. (Rules Committee)

**Supervisor Ronen, seconded by Supervisor Preston, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by striking all references to the appointment of Cissie Bonini to Seat 18. The motion carried by the following vote:**

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee  
Motion appointing Emma Steinberg, for an indefinite term, to the Food Security Task Force. (Rules Committee)

**Motion No. M20-128**

**APPROVED AS AMENDED 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. 200814 and 200815 be called together.*

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

### **200814 [Hearing - 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.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on September 22, 2020, at 3:00 p.m., to hold a public hearing to consider the 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).; scheduled pursuant to Motion No. M20-102 (File No. 200813) approved on August 11, 2020. (Clerk of the Board)

*President Yee opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole relating to the proposed amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project (File Nos. 200814 & 200815). Gretchen Heckman (Office of Community Investment and Infrastructure) provided an overview of the project and responded to questions raised throughout the discussion. Don Hoke; spoke in support of the proposed amendment to the Redevelopment Plan. Speaker; spoke on various concerns regarding the proposed amendment to the Redevelopment Plan. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

### **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).

**PASSED ON FIRST READING 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. 200942-200945 (552-554 Hill Street CU Appeal), 200992-200995 (2001-37th Avenue CEQA Appeal), 200996-200999 (2001-37th Avenue CU Appeal), 200908-200911 (1776 Green Street CEQA Appeal), 200137-200140 (2417 Green Street CEQA Appeal), 200903-200906 (MTA Emergency Transit Lanes CEQA Appeal), 200987-200990 (MTA Panhandle Project CEQA Appeal), 201000-201003 (MTA DOC Program CEQA Appeal), and 201024-201027 (MTA Slow Streets CEQA Appeal) be called together.*

*Supervisor Haney, seconded by Supervisor Peskin, moved to continue all appeal Hearings and associated Motions to the Board of Supervisors meeting of September 29, 2020. Before the vote was taken, Supervisor Haney, seconded by Supervisor Peskin, moved to withdraw this motion. The motion to withdraw carried without objection.*

### **200942 [Hearing - Appeal of Conditional Use Authorization Disapproval - 552-554 Hill Street]**

Hearing of persons interested in or objecting to the disapproval of a Conditional Use Authorization pursuant to Sections 209.1, 303, and 317 of the Planning Code, for a proposed project at 552-554 Hill Street, Assessor's Parcel Block No. 3622, Lot No. 065, identified in Planning Case No. 2019-000013CUA, issued by the Planning Commission by Motion No. 20756, dated July 9, 2020, to allow the legalization of a dwelling unit merger of two residential flats and unauthorized removal and relocation of one dwelling unit to basement level within the RH-2 (Residential, House, Two-Family) Zoning District and the 40-X Height and Bulk District. (District 8) (Appellant: Sarah Hoffman of Zacks, Freedman & Patterson, PC, on behalf of Robert Roddick) (Filed August 10, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

### **200943 [Approving the Decision of the Planning Commission and Disapproving Conditional Use Authorization - 552-554 Hill Street]**

Motion approving the decision of the Planning Commission by its Motion No. 20756, disapproving a Conditional Use Authorization, identified as Planning Case No. 2019-000013CUA, for a proposed project located at 552-554 Hill 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 Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200944 [Conditionally Disapproving Decision of the Planning Commission and Approving the Conditional Use Authorization - 552-554 Hill Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20756, and approving a Conditional Use Authorization, identified as Planning Case No. 2019-000013CUA, for a proposed project at 552-554 Hill 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 Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200945 [Preparation of Findings Related to Conditional Use Authorization - 552-554 Hill Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' decision to approve the proposed Conditional Use Authorization, identified as Planning Case No. 2019-000013CUA, for a proposed project at 552-554 Hill Street. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 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.

*Supervisor Fewer requested File Nos. 200992, 200993, 200994, 200995, 200996, 200997, 200998, and 200999 be severed so that they may be considered separately.*

### **Supervisor Fewer Excused from Voting**

*Supervisor Fewer requested to be excused from voting on File Nos. 200992, 200993, 200994, 200995, 200996, 200997, 200998, and 200999, due to a possible conflict of interest.*

**Supervisor Peskin, seconded by Supervisor Mar, moved that Supervisor Supervisor be excused from voting on File Nos. 200992, 200993, 200994, 200995, 200996, 200997, 200998, and 200999, due to a possible conflict of interest. The motion carried by the following vote:**

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

### **200992 [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 2001-37th Avenue Project]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department, for the proposed project at 2001-37th Avenue, Assessor's Parcel Block No. 2094, Lot No. 006; to permit the addition of new stadium lights on an existing football field at St. Ignatius College Preparatory, to propose a lighting system at the J.B. Murphy Field Athletic Stadium to allow for evening use and a Verizon macro wireless telecommunications services (WTS) facility consisting of nine panel antennas that will be screened; to construct four 90 foot tall poles with LED light fixtures and the north-west pole would include the WTS facility and ancillary equipment with installation of each pole requiring up to approximately 30 feet of excavation below ground surface, resulting in a total of approximately 60 cubic yards of soil disturbance. (District 4) (Appellants: Michael Graf of Michael W. Graf Law Offices, on behalf of Saint Ignatius Neighborhood Association (SINA)) (Filed August 24, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mar, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

### **200993 [Affirming the Categorical Exemption Determination - 2001-37th Avenue]**

Motion affirming the determination by the Planning Department that the proposed project at 2001-37th Avenue is categorically exempt from further environmental review. (Clerk of the Board)

**Supervisor Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200994 [Conditionally Reversing the Exemption Determination - 2001-37th Avenue]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 2001-37th Avenue is 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 Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200995 [Preparation of Findings to Reverse the Exemption Determination - 2001-37th Avenue]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 2001-37th Avenue is exempt from further environmental review. (Clerk of the Board)

**Supervisor Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.****200996 [Hearing - Appeal of Conditional Use Authorization - 2001-37th Avenue]**

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 209.1, 303, and 304 of the Planning Code, for the proposed project at 2001-37th Avenue, Assessor's Parcel Block No. 2094, Lot No. 006, to amend an existing planned unit development and allow a modification to the requirements for rear yard for the expansion of a private secondary school through the addition of four 90-foot tall light standards to the J.B. Murphy Field Athletic Stadium and to install a new Verizon macro wireless telecommunications service facility attached to the northwest light standard within the RH-1 (Residential-House, One Family) Zoning District and a 40-X Height and Bulk District. (District 4) (Appellant: Deborah Brown, on behalf of Saint Ignatius Neighborhood Association (SINA)) (Filed August 21, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mar, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200997 [Approving Conditional Use Authorization - 2001-37th Avenue]**

Motion approving the decision of the Planning Commission by its Motion No. 20769, approving a Conditional Use Authorization, identified as Planning Case No. 2018-012648CUA, for a proposed project located at 2001-37th Avenue; 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 Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200998 [Conditionally Disapproving Conditional Use Authorization - 2001-37th Avenue]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20769, approving a Conditional Use Authorization, identified as Planning Case No. 2018-012648CUA, for a proposed project located at 2001-37th Avenue, 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 Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**200999 [Preparation of Findings Related to Conditional Use Authorization Appeal - 2001-37th Avenue]**

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. 2018-012648CUA, for a proposed project at 2001-37th Avenue. (Clerk of the Board)

**Supervisor Mar, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 6, 2020. The motion carried by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.****200908 [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project (1776 Green 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 Common Sense Exemption by the Planning Department on June 16, 2019, for the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street. (District 2) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of The Hollow Revolution) (Filed July 17, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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

**200909 [Affirming the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion affirming the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street is exempt from further environmental review. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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

**200910 [Conditionally Reversing the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street is 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 Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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



**200911 [Preparation of Findings to Reverse the Exemption Determination - Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation Project - 1776 Green Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Department of Public Health - Local Oversight Program Site No. 12076 Investigation/Remediation project located beneath the sidewalk in front of 1776 Green Street, is exempt from further environmental review. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 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.**

**200137 [Hearing - Appeal of Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Hearing of persons interested in or objecting to the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed project at 2417 Green Street, identified in Planning Case No. 2017-002545ENV, affirmed on appeal by the Planning Commission and issued on July 16, 2020. (District 2) (Appellant: Richard Drury of Lozeau Drury LLP, on behalf of Philip Kaufman) (Filed August 7, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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

**200138 [Affirming the Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Motion affirming the Final Mitigated Negative Declaration prepared by the Planning Department under the California Environmental Quality Act for the proposed project located at 2417 Green Street. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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

**200139 [Conditionally Reversing the Final Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Motion conditionally reversing the Final Mitigated Negative Declaration prepared by the Planning Department under the California Environmental Quality Act for the proposed project located at 2417 Green Street, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 2020. The motion carried by the following vote:**

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

**200140 [Preparation of Findings to Reverse the Revised Mitigated Negative Declaration - Proposed Project at 2417 Green Street]**

Motion directing the Clerk of the Board to prepare findings reversing the Planning Department's preparation of a Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed project located at 2417 Green Street. (Clerk of the Board)

**Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of October 20, 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.****200903 [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed MTA's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Statutory and Categorical Exemption by the Planning Department on June 10, 2020, for the proposed Municipal Transportation Agency's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways project. (Appellants: David Pilpel; Mary Miles, on behalf of the Coalition for Adequate Review) (Filed July 30, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200904 [Affirming the Statutory and Categorical Exemption Determination - MTA's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project]**

Motion affirming the determination by the Planning Department that the proposed Municipal Transportation Agency's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project is statutorily and categorically exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200905 [Conditionally Reversing the Statutory and Categorical Exemption Determination - MTA's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project]**

Motion conditionally reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project is statutorily and categorically exempt from environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200906 [Preparation of Findings to Reverse the Statutory and Categorical Exemption Determination - MTA's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Transportation Recovery Plan: COVID-19 Emergency Temporary Transit Lanes and Bikeways Project is statutorily and categorically exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 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.**

**200987 [Hearing - Appeal of Determination of Statutory Exemption From Environmental Review - Proposed MTA's Panhandle Social Distancing and Safety Project]**

Hearing of persons interested in or objecting to the determination by the Planning Department on July 16, 2020, that the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project is statutorily exempt from the California Environmental Quality Act. (District 5) (Appellant: Mary Miles, on behalf of Coalition for Adequate Review) (Filed August 14, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Preston, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200988 [Affirming the Statutory Exemption Determination - MTA's Panhandle Social Distancing and Safety Project]**

Motion affirming the determination by the Planning Department that the Municipal Transportation Agency's Panhandle Social Distancing and Safety Project is statutorily exempt from environmental review. (Clerk of the Board)

**Supervisor Preston, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200989 [Conditionally Reversing the Statutory Exemption Determination - MTA's Panhandle Social Distancing and Safety Project]**

Motion conditionally reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety Project is statutorily exempt from 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 Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**200990 [Preparation of Findings to Reverse the Statutory Exemption Determination - MTA's Panhandle Social Distancing and Safety Project]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety Project is statutorily exempt from environmental review. (Clerk of the Board)

**Supervisor Preston, seconded by Supervisor Mandelman, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 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.****201000 [Hearing - Appeal of Statutory Exemption From Environmental Review - MTA Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program]**

Hearing of persons interested in or objecting to the determination of statutory exemption from environmental review under the California Environmental Quality Act, by the Planning Department on July 15, 2020, for the proposed Municipal Transportation Agency's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program. (Appellant: David Pilpel) (Filed: August 20, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201001 [Affirming the Statutory Exemption Determination - MTA's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program]**

Motion affirming the determination by the Planning Department that the proposed Municipal Transportation Agency's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program is statutorily exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201002 [Conditionally Reversing the Statutory Exemption Determination - MTA's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program]**

Motion conditionally reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program is statutorily exempt from environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201003 [Preparation of Findings to Reverse the Statutory Exemption Determination - MTA's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Department Operations Center (DOC) COVID-19 Emergency Temporary Street Changes Program is statutorily exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 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.****201024 [Hearing - Appeal of Statutory and Categorical Exemption From Environmental Review - MTA Slow Streets, Phase 3]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued a Statutory and Categorical Exemption by the Planning Department on July 1, 2020, for the proposed Municipal Transportation Agency's Slow Streets, Phase 3 project. (Appellant: Mary Miles, on behalf of the Coalition for Adequate Review) (Filed: August 20, 2020) (Clerk of the Board)

*President Yee opened the public hearing and indicated all appeal hearings and Motion would be continued to a later date. The President then inquired as to whether any individual wished to address the Board regarding the proposed continuances. David Pilpel; Mary Eliza; Gary Russ; Mary Miles; spoke on various concerns relating to the proposed continuances. There were no other speakers. President Yee closed public comment on the continuances.*

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201025 [Affirming the Statutory and Categorical Exemption Determination - MTA's Slow Streets Phase 3]**

Motion affirming the determination by the Planning Department that the Municipal Transportation Agency's Slow Streets Phase 3 Project is statutorily and categorically exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201026 [Conditionally Reversing the Statutory and Categorical Exemption Determination - MTA's Slow Streets Phase 3]**

Motion conditionally reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Slow Streets Phase 3 Project is statutorily and categorically exempt from environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

**201027 [Preparation of Findings to Reverse the Statutory and Categorical Exemption Determination - MTA's Slow Streets Phase 3]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed Municipal Transportation Agency's Slow Streets Phase 3 Project is statutorily and categorically exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried by the following vote:**

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

## COMMITTEE REPORTS

### Recommendations of the Government Audit and Oversight Committee

#### **200919 [Supporting University of San Francisco Workers United During COVID-19]**

**Sponsors: Haney; Walton, Mar and Mandelman**

Resolution supporting USF Workers United, a broad coalition of workers and faculty members at the University of San Francisco, drastically affected by furloughs, cuts in healthcare and employment benefits, and lack of safety protocols during COVID-19.

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

**Resolution No. 421-20**

**ADOPTED by the following vote:**

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

#### **200955 [Urging the Association of Bay Area Governments in the Regional Housing Needs Allocation Process to Focus on Unmet Needs for Affordable Housing]**

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

Resolution urging the Association of Bay Area Governments (ABAG) in its upcoming Regional Housing Needs Allocation (RHNA) Process to focus on San Francisco's unmet needs for housing affordable to low- and moderate-income residents, counteract the displacement of low- and moderate-income communities of color in core urban cities like San Francisco and Oakland, prioritize increases to the region's above-moderate RHNA allocation in high resource and high opportunity jurisdictions, and limit increases in above-moderate RHNA allocations to Bay Area cities with concentrations of Sensitive Communities.

**Resolution No. 422-20**

**ADOPTED 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; shared concerns regarding supportive housing and suggestions on buildings that could be utilized.*

*Speaker; expressed concerns regarding public comment taken during committee hearings and insufficient time provided.*

*Gilbert Crisswell; expressed concerns regarding the need to improve public transportation during this pandemic and expand Muni lines.*

*Maureen Secatano; expressed concerns regarding Supervisors who are members on the Golden Gate Bridge Board and their votes on certain matters related to frontline workers.*

*Sean Wiseman; expressed concerns regarding Supervisors who are members on the Golden Gate Bridge Board and their votes on certain matters related to frontline workers.*

*Nelly Ledwich; expressed support of the Resolution urging the extension of evictions protections and financial support for small businesses (File No. 201067).*

*Karen Kai; expressed support of the Resolution urging the extension of evictions protections and financial support for small businesses (File No. 201067).*

*Mary Travis Ballard; expressed support of newly introduced legislation regarding Native American Cultural Districts.*

*Diane Latuda; expressed support of newly introduced legislation extending business eviction moratoriums during the COVID-19 pandemic.*

*Joyce Nakamura; expressed support of newly introduced legislation extending business eviction moratoriums during the COVID-19 pandemic.*

*David Pilpel; acknowledged the passing of certain City employees and supported recognizing City employees with 25 or more years of service, and indicated additional information will be provided in support of an appeal continuance request.*

*Speaker; expressed concerns regarding the limited public comment time.*

*Speaker; expressed concerns regarding Chinese New Year celebrations.*

*Frank Macory; expressed concerns regarding Supervisors who are members on the Golden Gate Bridge Board and their votes on certain matters related to frontline workers.*

*Speaker; expressed concerns regarding Supervisors who are members on the Golden Gate Bridge Board and their votes on certain matters related to frontline workers.*

*Ryan Chong; expressed support of newly introduced legislation extending business eviction moratoriums during the COVID-19 pandemic and the need to provide financial support.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **201068 [Urging the Full Pardon of Charles Joseph]**

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

Resolution urging the Honorable Gavin Newsom, Governor of California, to grant Charles Joseph a full pardon to allow him to remain in the United States with his family and to continue contributing to his community.

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

**Resolution No. 427-20**

**ADOPTED**



**201070 [National Week of Remembrance for Those We've Lost to COVID-19 - October 4 through October 11, 2020]****Sponsors: Ronen; Mandelman, Yee, Walton and Preston**

Resolution recognizing October 4, 2020, through October 11, 2020, in the City and County of San Francisco, as a week dedicated to remembering and honoring the lives of the thousands of Americans lost to COVID-19; and committing to take action to combat this ongoing health crisis.

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

**Resolution No. 428-20****ADOPTED****201073 [Recognition of Alma Robinson]****Sponsors: Walton; Haney, Mandelman and Peskin**

Resolution recognizing and congratulating Alma Robinson on her career and leadership.

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

**Resolution No. 429-20****ADOPTED****201074 [Hunger Action Month - September 2020]****Sponsors: Walton; Peskin, Preston, Ronen, Yee, Stefani and Mandelman**

Resolution declaring September 2020 as Hunger Action Month in the City and County of San Francisco.

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

**Resolution No. 430-20****ADOPTED****201075 [Consolidation of Elections Scheduled for November 3, 2020]****Sponsor: Yee**

Resolution consolidating the following elections, all of which will be held on November 3, 2020: the State of California General Election; the City and County of San Francisco Municipal Election; the City and County of San Francisco Special Bond Election; the Bay Area Rapid Transit District Election; the San Francisco Unified School District Board of Education Election; the San Francisco Community College Board of Trustees Election; and Peninsula Corridor Joint Powers Board District Special Tax Election; and providing that the election precincts, voting places, and officers for these elections shall be the same as for the State General Election.

**Resolution No. 431-20****ADOPTED****201076 [Findings Reversing the Categorical Exemption Determination - 2651-2653 Octavia Street]**

Motion adopting findings to reverse 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. M20-129****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 Preston requested that File No. 201067 be severed so that it may be considered separately.*

#### **201067 [Urging Governor's Office to Extend Eviction Protections and Financial Support for Small Businesses and Their Employees]**

**Sponsors: Peskin; Preston, Yee, Walton, Mar, Ronen, Mandelman, Safai, Fewer and Haney**  
Resolution urging the Office of the Governor of the State of California to extend eviction protections and financial support for small businesses and their employees beyond September 30, 2020, to facilitate a healthier economic recovery from the COVID-19 pandemic.

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

**Resolution No. 426-20**

**ADOPTED by the following vote:**

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

*Supervisor Stefani requested that File No. 201071 be severed so that it may be considered separately.*

#### **201071 [Urging City Attorney and District Attorney to Investigate the Burning Man Party at Ocean Beach]**

**Sponsors: Stefani; Fewer and Mar**

Resolution urging the City Attorney and the District Attorney to investigate the Burning Man Party at Ocean Beach; and to file charges against organizers for violating applicable health orders.

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

*Supervisor Stefani moved to continue this Resolution to the Board of Supervisors meeting of September 29, 2020. Before a second was retrieved, Supervisor Stefani withdrew this motion.*

**Supervisor Stefani requested this Resolution be REFERRED to the Public Safety and Neighborhood Services Committee.**

Supervisor Peskin requested that File No. 201072 be severed so that it may be considered separately.

**201072 [Condemning Antisemitic and Homophobic Attacks on Senator Scott Wiener]**

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

Resolution condemning the antisemitic and homophobic attacks on Senator Scott Wiener; and urging social media platforms to protect their users from hate speech.

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

*After File No. 201072 was adopted unanimously as part of the For Adoption Without Committee Reference agenda, Supervisor Peskin, seconded by Supervisor Fewer, moved to rescind the vote on this item to allow further discussions. The motion carried by the following vote:*

*Ayes: 8 - Fewer, Haney, Mar, Peskin, Preston, Ronen, Safai, Walton*

*Noes: 3 - Mandelman, Stefani, Yee*

**Supervisor Peskin, seconded by Supervisor Fewer, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of September 29, 2020. The motion carried 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

### **200947 [Administrative Code Waivers - SFMTA Potrero Yard Modernization Project - Project Delivery Procedure]**

**Sponsors: Mayor; Walton**

Ordinance waiving certain procurement and contracting requirements in Chapters 6, 14B, and 21 of the Administrative Code, as applied to the Potrero Yard Modernization Project (Project), to authorize the San Francisco Municipal Transportation Agency (SFMTA) to: procure design, construction, finance, maintenance, asset management, and other services (Joint Development Services) for the Project utilizing a joint development delivery method; select a developer team utilizing a best-value selection process; and, provided that the City elects to proceed with the Project after completing its review under the California Environmental Quality Act, exempt agreements for Joint Development Services from certain contracting requirements in Chapters 6, 14B, and 21 of the Administrative Code, but requiring the payment of prevailing wages, implementation of a local business enterprise utilization program, and compliance with the City's local hire policy and first source hiring Ordinance.

(Fiscal Impact)

08/18/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/17/2020.

09/22/20; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

### **201085 [Appropriation - General Obligation Bond Proceeds - Public Health and Safety Series 2020D - DPH and DPW - \$126,925,000 - Affordable Housing Series 2020C - MOHCD - \$260,000,000 - Affordable Housing Series 2020F - MOHCD - \$102,580,000 - FY2020-2021]**

**Sponsor: Mayor**

Ordinance appropriating \$126,925,000 of Series 2020D Public Health and Safety General Obligation Bond Proceeds to the Department of Public Health (DPH) and Department of Public Works (DPW) in Fiscal Year (FY) 2020-2021 for facility upgrades in Zuckerberg San Francisco General Hospital, Southeast and other community health centers and neighborhood fire stations; \$260,000,000 of Series 2020C Affordable Housing General Obligation Bond Proceeds to the Mayor's Office of Housing and Community Development (MOHCD) for public, low-income, preservation and middle-income, and senior housing projects; \$102,580,000 of Series 2020F Affordable Housing, Preservation and Seismic Safety General Obligation Bond to MOHCD for preservation and seismic safety projects, and placing these funds on Controller's Reserve pending sale of the bonds.

(Fiscal Impact)

09/22/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 10/22/2020.

**201086 [Emergency Ordinance - Restroom and Hand Washing Facilities for Unsheltered People]****Sponsor: Haney**

Reenactment of emergency ordinance (Ordinance No. 77-20, as first reenacted by Ordinance No. 131-20) 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.)

09/22/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 10/22/2020.

**201087 [Emergency Ordinance - Temporary Right to Reemployment Following Layoff Due to COVID-19 Pandemic]****Sponsor: Mar**

Reenactment of emergency ordinance (Ordinance No. 104-20, reenacted by Ordinance No. 159-20) to temporarily 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 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.)

09/22/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 10/22/2020.

**201056 [Administrative Code - Eviction of Commercial Tenants During COVID-19 Pandemic]****Sponsors: Peskin; Preston, Mar, Walton and Safai**

Ordinance amending the Administrative Code to temporarily restrict landlords from evicting commercial tenants for non-payment of rent that was not paid due to the COVID-19 pandemic.

09/15/20; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

09/22/20; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**201057 [Emergency Ordinance - Eviction of Commercial Tenants During COVID-19 Pandemic]****Sponsors: Peskin; Preston, Mar, Ronen and Walton**

Emergency ordinance to temporarily restrict landlords from evicting commercial tenants for non-payment of rent that was not paid due to the COVID-19 pandemic.

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

09/15/20; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Transportation Committee.

09/22/20; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**201088 [Administrative Code - American Indian Cultural District]****Sponsors: Ronen; Mandelman and Peskin**

Ordinance amending the Administrative Code to expand the boundaries of the American Indian Cultural District (District) and provide additional details regarding the cultural and historical significance of the District; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/22/20; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/22/2020.

**201089 [Administrative Code - Rules for Awarding Grants]****Sponsor: Stefani**

Ordinance amending the Administrative Code by codifying a grant award process to, among other things: 1) require, with certain exceptions, a competitive solicitation; 2) require advertisement of solicitations and set forth evaluation criteria of grant proposals; 3) reserve the City's right to cancel, reject and/or readvertise solicitations; 4) list required grant terms; 5) set forth requirements for the head of a granting agency in making a sole source grant determination; 6) authorize the purchaser to promulgate rules and regulations for effectively carrying out the requirements of this Ordinance; 7) set forth grant requirements based on a grant's funding source; and 8) set forth administrative debarment procedures.

09/22/20; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/22/2020.

## RESOLUTIONS

**201090 [Apply for Grant Application - Retroactive - Centers for Disease Control and Prevention - Integrated HIV Surveillance and Prevention Programs for Health Departments - \$7,008,377]****Sponsors: Mayor; Mandelman**

Resolution retroactively authorizing the Department of Public Health to submit a one-year application for Calendar Year 2021 to continue to receive funding for the Integrated HIV Surveillance and Prevention Programs for Health Departments from the Center of Disease Control and Prevention, requesting \$7,008,377 in HIV prevention funding for San Francisco from January 1, 2021, through December 31, 2021. (Public Health Department)

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**201091 [Sale of General Obligation Bonds (Social Bonds - Affordable Housing, 2019) - Not to Exceed \$260,000,000]****Sponsor: Mayor**

Resolution authorizing the issuance and sale of a not to exceed \$260,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Social Bonds-Affordable Housing, 2019), Series 2020C; prescribing the form and terms of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; authorizing the sale of said bonds by competitive or negotiated sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of Bond Purchase Contract; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents, as defined herein; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

(Fiscal Impact)

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**201092 [Issuance of General Obligation Bonds (Proposition A, 2019) - Not to Exceed \$600,000,000]****Sponsor: Mayor**

Resolution providing for the issuance of a not to exceed \$600,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Social Bonds-Affordable Housing, 2019); authorizing the issuance and sale of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; adopting findings under the California Environmental Quality Act (CEQA), the CEQA Guidelines and Administrative Code, Chapter 31; finding that the proposed project is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan consistency requirements of Charter, Section 4.105, and Administrative Code, Section 2A.53; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the issuance and sale of said bonds, as defined herein.

(Fiscal Impact)

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**201093 [Sale of Taxable General Obligation Bonds (Affordable Housing, 2016 - Preservation and Seismic Safety), Series 2020F - Not to Exceed \$102,580,000]**

**Sponsor: Mayor**

Resolution authorizing the issuance and sale of a not to exceed \$102,580,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Affordable Housing, 2016-Preservation and Seismic Safety), Series 2020F; prescribing the form and terms of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; authorizing the sale of said bonds by competitive or negotiated sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of Bond Purchase Contract; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

(Fiscal Impact)

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**201094 [General Obligation Bonds - Public Health and Safety, 2016 - Not to Exceed \$126,925,000]**

**Sponsor: Mayor**

Resolution authorizing and directing the sale of a not to exceed \$126,925,000 aggregate principal amount of one or more series of taxable or tax-exempt bonds to be designated generally as the City and County of San Francisco General Obligation Bonds (Public Health and Safety, 2016), Series 2020D, or if consisting of multiple series, to be designated as the City and County of San Francisco General Obligation Bonds (Public Health and Safety, 2016), Series 2020D-1, and City and County of San Francisco General Obligation Bonds (Public Health and Safety, 2016), Series 2020D-2 (Taxable), or such alternate designation as may be approved by the Director of Public Finance; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive and/or negotiated sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of Purchase Contract; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; approving the form of the Continuing Disclosure Certificate; approving the form of the Placement Agent Agreement; approving the form of Paying Agent Agreement; authorizing and approving modifications to documents, as defined herein; waiving the deadline for submission of Bond Accountability Reports; adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Chapter 31 of the Administrative Code; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds, as defined herein.

(Fiscal Impact)

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.



**201095 [Urging Congress to Pass Senate Bill No. 4258 (Cornyn, Klobuchar) - Save Our Stages Act of 2020]****Sponsors: Haney; Ronen, Walton, Preston and Mandelman**

Resolution urging the United States Congress to expeditiously pass Senate Bill No. 4258, the Save Our Stages Act, introduced by United States Senators John Cornyn and Amy Klobuchar, establishing a grant program and providing \$10 billion in aid to small live venue operators.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201096 [Transit Week - October 4 through October 10, 2020]****Sponsors: Mandelman; Stefani, Preston, Haney, Peskin, Walton, Mar, Ronen, Fewer, Yee and Safai**

Resolution declaring October 4, 2020, through October 10, 2020, as the Fifth Annual San Francisco Transit Week in the City and County of San Francisco.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201097 [Supporting California State Proposition 17 - Free the Vote - November 3, 2020, Ballot]****Sponsors: Ronen; Walton, Preston, Haney, Fewer, Mandelman and Safai**

Resolution supporting California State Proposition 17, Free the Vote, on the November 3, 2020, ballot.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201098 [Korean Chuseok Day - October 1, 2020]****Sponsors: Stefani; Walton, Peskin, Mandelman, Safai, Yee, Ronen and Preston**

Resolution recognizing October 1, 2020, as Korean Chuseok Day and honoring the Korean Center, Inc. for its contributions to the Korean American community in the City and County of San Francisco.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201106 [Condemning Anti-Armenian Acts of Hate]****Sponsors: Stefani; Yee, Haney, Walton, Peskin, Ronen, Mandelman, Mar, Preston and Safai**

Resolution condemning anti-Armenian acts of hate and supporting San Francisco's Armenian community.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201099 [Apply for Funds Allocation - California Department of Housing and Community Development - Child Welfare Agency Allocation - Transitional Housing Program - Not to Exceed \$459,200]****Sponsor: Yee**

Resolution authorizing the Human Services Agency to apply for and accept a County Child Welfare Agency Allocation for an amount not to exceed \$459,200 from the California Department of Housing and Community Development under the Transitional Housing Program to help young adults secure and maintain housing.

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## MOTIONS

**201100 [Waive Provisions of Board Rule 3.37 - Calling from Committee - Committee of the Whole - Emergency Ordinance to Extend Commercial Eviction Protections (File No. 201057) - September 29, 2020, at 3:00 p.m.]**

**Sponsor: Peskin**

Motion waiving certain provisions of Board Rule 3.37 and calling from the Land Use and Transportation Committee, pursuant to Board Rule 3.37, the proposed Emergency Ordinance temporarily restricting landlords from evicting commercial tenants for non-payment of rent that was not paid due to the COVID-19 pandemic (File No. 201057); and scheduling the Board of Supervisors to sit as a Committee of the Whole on September 29, 2020, at 3:00 p.m. to hold a public hearing to consider the proposed Emergency Ordinance.

(Pursuant to waiver of Board Rule 3.37, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201107 [Committee of the Whole - Economic Recovery Task Force Report - October 27, 2020, 3:00 p.m.]**

**Sponsors: Mandelman; Preston and Yee**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, October 27, 2020, at 3:00 p.m., during the Regular Board of Supervisors Meeting, to hold a public hearing on the findings and recommendations from the San Francisco Economic Recovery Task Force Report as it relates to the economic impacts of the COVID-19 health emergency, supporting local businesses and employment, mitigating economic hardships, and ensuring a more resilient and equitable recovery.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201102 [Waiver Permitting City Employees to Assist the Department of Elections with the November 3, 2020, Consolidated General Election]**

**Sponsor: Yee**

Motion granting a waiver from the prohibition imposed by Charter, Section 13.104.5, to permit City employees to assist the Department of Elections with the November 3, 2020, Consolidated General Election.

09/22/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**201084 [Mayoral Appointment, Planning Commission - Rachael Tanner]**

Motion approving/rejecting the mayoral nomination for the appointment of Rachael Tanner to the Planning Commission, for a term ending June 30, 2022. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: September 22, 2020.)

09/22/20; RECEIVED AND ASSIGNED to Rules Committee.

## REQUESTS FOR HEARING

**201101 [Hearing - Committee of the Whole - Emergency Ordinance - Eviction of Commercial Tenants During COVID-19 Pandemic - September 29, 2020, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on September 29, 2020, at 3:00 p.m., to hold a public hearing to consider the proposed Emergency Ordinance (File No. 201057) to temporarily restrict landlords from evicting commercial tenants for non-payment of rent that was not paid due to the COVID-19 pandemic; pending approval of the Motion contained in File No. 201100. (Clerk of the Board)

09/22/20; RECEIVED AND ASSIGNED to Board of Supervisors.

**181165 [Hearing - Municipal Banking Task Force - Report and Recommendations] Sponsors: Fewer; Walton and Preston**

Hearing to review the findings of the Municipal Bank Task Force and recommend implementation strategies to improve transparency, economic investment, and local control in San Francisco finances; and requesting the Office of the Treasurer and Tax Collector to report.

11/27/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/17/19; RESPONSE RECEIVED.

01/14/20; FILED PURSUANT TO RULE 3.41.

09/22/20; REACTIVATED PURSUANT TO RULE 3.42 to Budget and Finance Committee.

**201103 [Hearing - Comprehensive Annual Financial Report, Single Audit, and Management Letters - FY2018-2019 - External Audit Plans - FY2019-2020] Sponsor: Mar**

Hearing to receive and review external auditors' Comprehensive Annual Financial Report (CAFR), Single Audit, and Management Letters, if any, related to the City audit for Fiscal Year (FY) ended June 30, 2019, and external audit plans for FY2019-2020, as required under Charter, Section 9.117; and requesting the City's external auditors, Macias Gini & O'Connell and KPMG LLP, to report.

09/22/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**201104 [Hearing - Public Health Response to COVID-19 - Latinx Community] Sponsors: Ronen; Haney and Safai**

Hearing on the public health response to COVID-19 in the Latinx community; resource allocation; testing, tracking, and treatment; performance standards; current and future strategies; and requesting the Department of Public Health to report.

09/22/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**201105 [Hearing - Restructuring and Reforming the Equal Employment Opportunity Office]  
Sponsors: Walton; Peskin**

Hearing to receive recommendations on restructuring and reforming the Equal Employment Opportunity (EEO) Office and a comparative analysis of the best practices of like urban jurisdictions with EEO offices, including core functions of the EEO Office within overall City government structures, staff reporting and investigation protocols, and general oversight; and requesting the Department of Human Resources, the Budget and Legislative Analyst, and the Office of the Controller to report.

09/22/20; 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 ORDINANCES****201023 [Settlement of Lawsuit - Federal Insurance Company, as Subrogee of CCT Enterprises LLC - \$90,000]**

Ordinance authorizing settlement of the lawsuit filed by Federal Insurance Company, as subrogee of CCT Enterprises LLC, against the City and County of San Francisco for \$90,000; the lawsuit was filed on September 12, 2019, in San Francisco Superior Court, Case No. CGC-19-579231; entitled Federal Insurance Company, as subrogee of CCT Enterprises LLC v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage due to a ruptured water service lateral. (City Attorney)

09/10/20; RECEIVED FROM DEPARTMENT.

09/22/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**201028 [Settlement of Lawsuit - Federal Insurance Company, as Subrogee of GSFC LLC, GSMT LLC, SKS Survivor LLC - \$375,000]**

Ordinance authorizing settlement of the lawsuit filed by Federal Insurance Company, as subrogee of GSFC LLC, GSMT LLC, SKS Survivor LLC, against the City and County of San Francisco for \$375,000; the lawsuit was filed on September 12, 2019, in San Francisco Superior Court, Case No. CGC-19-579235; entitled Federal Insurance Company, as subrogee of GSFC LLC, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage due to a ruptured water service lateral. (City Attorney)

09/10/20; RECEIVED FROM DEPARTMENT.

09/22/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**201033 [Planning Code - Landmark Designation - "History of Medicine in California" Frescoes - Toland Hall Auditorium in UC Hall, 533 Parnassus Avenue]****Sponsors: Peskin; Safai, Mandelman, Mar, Walton, Stefani, Yee, Preston and Fewer**

Ordinance amending the Planning Code to designate the "History of Medicine in California" frescoes in Toland Hall auditorium in UC Hall, 533 Parnassus Avenue ("History of Medicine in California" frescoes), Assessor's Parcel Block No. 2634A, Lot No. 011, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

09/04/20; RECEIVED FROM DEPARTMENT.

09/22/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/22/2020.

**201034 [Planning Code - Landmark Designation - 4767-4773 Mission Street (aka the Royal Baking Company Building)]**

Ordinance amending the Planning Code to designate 4767-4773 Mission Street (Royal Baking Company), Assessor's Parcel Block No. 6084, Lot No. 021, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and welfare findings under Planning Code, Section 302; and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

09/11/20; RECEIVED FROM DEPARTMENT.

09/22/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/22/2020.

## PROPOSED RESOLUTIONS

**201035 [Acquisition of Real Property - 444 Sixth Street - Myung Chun - Justice Facilities Improvement Program - \$4,500,000]**

Resolution authorizing the Director of Property to acquire real property located at 444 Sixth Street from Myung Chun for the purchase price of \$4,500,000; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Purchase Agreement and this Resolution, as defined herein; adopting the Planning Department's findings under the California Environmental Quality Act; and affirming the Planning Department's determination that the conveyance is consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1. (Real Estate Department)  
(Fiscal Impact; No Budget and Legislative Analyst Report)

09/14/20; RECEIVED FROM DEPARTMENT.

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**201036 [Lease Amendment - WCPI Commercial LLC - 1449 Webster Street - \$139,170 Annual Base Rent]**

Resolution approving and authorizing the Director of Property, on behalf of the Office of Economic and Workforce Development, and WCPI Commercial LLC, to amend the lease of real of property located at 1449 Webster Street at a base rent of \$139,170 per year with annual rent increases based upon the Consumer Price Index (CPI) between 2% and 5%, for an extended term commencing upon approval of this Resolution and expiring on August 31, 2023, plus one three-year option to extend; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of the First Amendment, the Lease and this Resolution, as defined herein. (Real Estate Department)

09/14/20; RECEIVED FROM DEPARTMENT.

09/22/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Requests Granted**

*From: Supervisor Walton*

*To: Office of the City Attorney*

*Requesting: The City Attorney draft legislation to create a working group specifically for African Americans on City Employment, which will be appointed by the Mayor and Board of Supervisors.*

*From: Supervisor Walton*

*To: Office of the City Attorney*

*Requesting: The City Attorney to create legislation mandating the Department of Human Resources to work with the Human Rights Commission on all workplace discrimination cases.*

*From: Supervisor Walton*

*To: Office of the City Attorney*

*Requesting: The City Attorney to create legislation creating an independent investigator to oversee claims of discrimination at the Department of Human Resources.*

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour 6:46 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 October 27, 2020.*

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Angela Calvillo, Clerk of the Board