BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, December 15, 2020 - 2:00 PM

Held via Videoconference (remote public access provided via teleconference) www.sfgovtv.org

Regular Meeting

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

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

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, December 15, 2020, with President Norman Yee presiding.

President Yee called the meeting to order at 2:03 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) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at https://sfbos.org/remote-meeting-call.

Members of the public may participate by phone or may submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at https://sfbos.org/meetings/42. As the COVID-19 disease progresses, please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

All members were 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) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

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

Zach Karnazes; expressed concerns regarding funding being made available from the passage of Proposition C and the need to properly utilize the funds, and opposition to California State Senate Bill 1045 to impose conservatorships on certain individuals with serious mental issues.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the November 10, 2020, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Walton, seconded by Supervisor Mandelman, moved to approve the November 10, 2020, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

SENIORITY DETERMINATION

201308 [Seniority Lottery - Newly Elected Members of the Board of Supervisors]

Lottery to determine the seniority of the newly elected Members of the Board of Supervisors, scheduled for the regular Board Meeting of Tuesday, December 15, 2020, pursuant to Board Rule 6.2.1. (Clerk of the Board)

Clerk Calvillo informed the Board that seniority ranking is determined in accordance with Board Rule 6.2.1 (Board Seniority) and the ranking for the current and re-elected Members, beginning on January 8. 2021. will be as follows:

- 1) Aaron Peskin
- 2) Hillary Ronen
- 3) Ahsha Safai
- 4) Catherine Stefani
- 5) Rafael Mandelman
- 6) Gordon Mar
- 7) Matt Haney
- 8) Shamann Walton
- 9) Dean Preston

Eileen McHugh, Executive Assistant, then conducted the lottery and announced the order for the newly elected Members, beginning on January 8, 2021, will be as follows:

10) Myrna Melgar

11) Connie Chan

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

201279 [Settlement of Lawsuit - Bay Area Motivate, LLC - \$330,000]

Ordinance authorizing settlement of the lawsuit filed by Bay Area Motivate, LLC against the City and County of San Francisco for \$330,000 and other mutually beneficial terms; the lawsuit was filed on June 7, 2019, in San Francisco Superior Court, Case No. CGC-19-576554; entitled Bay Area Motivate, LLC v. City and County of San Francisco, San Francisco Municipal Transportation Agency, and Does 1-50; the lawsuit involves claims for breach of contract and declaratory relief; other material terms of the settlement involve the San Francisco Municipal Transportation Agency's agreement to acknowledge Bay Area Motivate, LLC's contractual exclusivity while retaining the ability to utilize a second bike share operator in certain enumerated circumstances, and other programmatic and operational terms regarding the Bay Area Bike Share Program in San Francisco. (City Attorney)

PASSED ON FIRST READING

Recommendations of the Land Use and Transportation Committee

190846 [Administrative Code - Housing Needs Assessment and Production Pipeline Reports - Seniors and People with Disabilities]

Sponsors: Yee; Ronen, Peskin, Mar, Safai, Haney, Fewer, Walton and Preston
Ordinance amending the Administrative Code to direct the Department of Disability and Aging
Services to report on housing needs and housing production for seniors and people with
disabilities, with input from the Mayor's Office of Housing and Community Development and other
departments.

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

Ordinance No. 266-20

FINALLY PASSED

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

Sponsors: Safai; Peskin and Preston

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)

Ordinance No. 267-20

FINALLY PASSED

Recommendations of the Rules Committee

201088 [Administrative Code - American Indian Cultural District]

Sponsors: Ronen; Mandelman, Peskin, Stefani, Haney, Walton, Safai, Fewer and Preston 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.

Supervisor Preston requested to be added as a co-sponsor.

Ordinance No. 268-20

FINALLY PASSED

201263 [Administrative Code - Guaranteed Income Advisory Group]

Sponsors: Haney; Walton, Ronen, Mar and Preston

Ordinance amending the Administrative Code to establish the Guaranteed Income Advisory Group to advise the Board of Supervisors, the Mayor, and City departments regarding the establishment of a Guaranteed Income Pilot Program.

Ordinance No. 269-20

FINALLY PASSED

201327 [Administrative Code - Early Education Economic Recovery Program]

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

Ordinance amending the Administrative Code to establish the Early Education Economic Recovery Program to provide grants and interest-free loans to early care and education providers to help cover costs associated with the COVID-19 pandemic.

Ordinance No. 272-20

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

201185 [Administrative Code - Permanent Supportive Housing - Rent Contribution Standard]

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

Ordinance amending the Administrative Code to establish a standard of 30% of the monthly adjusted household income as the maximum contribution to rent for households participating in Permanent Supportive Housing Programs operated by the City and County of San Francisco. (Fiscal Impact)

Supervisor Yee requested to be added as a co-sponsor.

Supervisor Haney requested this Ordinance be DUPLICATED ON FIRST READING.

See duplicated File No. 201383.

PASSED ON FIRST READING by the following vote:

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

201383 [Administrative Code - Permanent Supportive Housing - Rent Contribution Standard]

Sponsors: Haney; Walton, Ronen, Preston, Peskin, Mar and Fewer

Ordinance amending the Administrative Code to establish a standard of 30% of the monthly adjusted household income as the maximum contribution to rent for households participating in Permanent Supportive Housing Programs operated by the City and County of San Francisco. (Fiscal Impact)

Supervisor Haney, seconded by Supervisor Peskin, moved that this duplicated Ordinance be REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

201328 [Emergency Ordinance - Limiting COVID-19 Impacts by Not Moving People Experiencing Homelessness Currently Placed in Shelter-in-Place Hotel Rooms] Sponsors: Haney; Walton, Ronen and Preston

Emergency ordinance to prohibit the City from requiring people experiencing homelessness currently housed in approximately 2,000 Shelter-in-Place ("SIP") Hotel rooms to move from those rooms until the Federal Emergency Management Agency ("FEMA") provides written notification that FEMA funding available for SIP Hotel rooms is terminated or modified in a way that no longer reimburses any costs of these rooms, or people experiencing homelessness housed in SIP Hotel rooms obtain a stable housing placement; these 2,000 SIP Hotel rooms shall continue to be available as they are vacated to shelter people experiencing homelessness at risk of COVID-19 infection, until the County Health Officer's Stay Safer At Home Order is rescinded or expires; and requiring the Department of Homelessness and Supportive Housing to prepare publicly available reports on the progress of placements from SIP Hotels into stable housing. (Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

(Fiscal Impact)

(Supervisor Mandelman dissented in Committee.)

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 7, by adding 'not extended or', Line 9, by striking '2,000' and adding 'for every ten', and Line 10, by adding 'vacated, six SIP Hotel rooms' and striking 'continue to'; on Page 5, Lines 2-7, by adding 'and for COVID-19-vulnerable individuals who are currently unsheltered. (i) In enacting this emergency ordinance, it is the intention of the Board of Supervisors that the housing resources made available to clients in SIP Hotels not reduce the housing resources made available to individuals experiencing homelessness who are not currently placed in a SIP Hotel.'; on Page 8, Lines 5-6, by adding 'and Provision of Temporary Shelter in Hotels to Other People Experiencing Homelessness', Line 8, by striking 'or thereafter for new Clients,', Lines 10-15, by striking 'FEMA provides the City with written notification that FEMA funding available for the SIP Hotel rooms is terminated, or is modified in a way that no longer reimburses any costs of these rooms. (b) The Clients housed in the approximately 2300 2,000 SIP Hotel rooms as of November 15, 2020, or thereafter for new Clients, shall not be moved from their placements by the City until', Line 17, by adding 'consistent with their Housing Referral Status', and Lines 19-21, by striking ', as the City determines in writing, and with which the Client concurs is appropriate' and 'Clients shall not be required to move from their SIP Hotel placement for any other purpose, unless: 1)', and adding 'consistent with their Coordinated Entry Assessment Status'; on Page 9, Lines 6-19, by adding '6) FEMA provides the City with written notification that FEMA funding available for the SIP Hotel rooms is terminated, or is modified in a way that no longer reimburses any costs of these rooms. Failure of FEMA to provide written notice extending funding for this program for the upcoming month by the last day of the current month shall constitute notification of termination. (b) Subject to the budgetary and fiscal provisions of the Charter, during the effective period of this emergency ordinance or until FEMA provides the City with written notification that FEMA funding available for SIP Hotel rooms is terminated, or is modified in a way that no longer reimburses any costs of these rooms, or FEMA fails to provide written notice extending funding for the upcoming month, for every ten SIP Hotel rooms that are vacated by an individual under the terms of subsection (a), the City shall make six hotel rooms available as temporary shelter Until the Stay Safer At Home Order is rescinded or expires, the City shall continue to keep these approximately 2,300 2,000 SIP Hotel rooms available as they are vacated, for temporary use', and Line 24, by striking 'especially vulnerable' and adding 'that are especially vulnerable to COVID-19'; on Page 10, by adding 'The hotel rooms provided under this subsection (c) need not be in the hotels under service agreements with the City as of November 15, 2020.'; on Page 12, Lines 10-23, by adding '(e) Within 30 days of the effective date of this emergency ordinance, the Department shall submit to the Board of Supervisors a report designed to inform planning for a possible expansion of the SIP Program consistent with the City's COVID-19 public health response and FEMA guidelines for non-congregate sheltering, along with a proposed resolution to accept the report. The report shall include, at a minimum: (1) an estimate of the number of unhoused individuals and households who are vulnerable to COVID-19, as such vulnerability is defined by the CDC, and who are not temporarily housed in a SIP Hotel; (2) the number of Housing Referral Status households in the Adult, Transitional Age Youth, and Family shelter systems who are

not temporarily residing in a SIP Hotel; (3) a detailed update on available exits from SIP Hotels, including the timeframe in which each type of exit is expected to be made available and the current and planned sources of funding for each; and (4) proposals for ways in which the costs of SIP Hotels may be reduced.' The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee Emergency ordinance to prohibit the City from requiring people experiencing homelessness currently housed in approximately 2,000 Shelter-in-Place ("SIP") Hotel rooms to move from those rooms until the Federal Emergency Management Agency ("FEMA") provides written notification that FEMA funding available for SIP Hotel rooms is terminated or not extended or modified in a way that no longer reimburses any costs of these rooms, or people experiencing homelessness housed in SIP Hotel rooms obtain a stable housing placement; for every ten SIP Hotel rooms vacated, six SIP Hotel rooms shall be available to shelter people experiencing homelessness at risk of COVID-19 infection, until the County Health Officer's Stay Safer At Home Order is rescinded or expires; and requiring the Department of Homelessness and Supportive Housing to prepare publicly available reports on the progress of placements from SIP Hotels into stable housing.

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

(Fiscal Impact)

(Supervisor Mandelman dissented in Committee.)

Supervisor Peskin, seconded by Supervisor Fewer, moved that this Ordinance be CONTINUED AS AMENDED ON FINAL PASSAGE to a Board of Supervisors Special Meeting, with the Board sitting as a Committee of the Whole, on December 22, 2020. The motion FAILED by the following vote:

Ayes: 2 - Fewer, Peskin

Noes: 9 - Haney, Mandelman, Mar, Preston, Ronen, Safai, Stefani, Walton, Yee

Supervisor Walton, seconded by Supervisors Peskin and Ronen, moved to terminate the debate and call the question. Before the vote was taken, President Yee indicated a vote was not necessary as discussions on the matter had concluded.

FINALLY PASSED AS AMENDED by the following vote:

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

201278 [Amendments to Airport Concessions Leases - Forgive Tenant Rent During COVID-19 Pandemic]

Ordinance authorizing the Airport Commission, under the San Francisco International Airport's COVID-19 Emergency Rent Relief Program, to amend certain leases with Airport concession tenants without Board of Supervisors approval under Charter, Section 9.118, and waiving Administrative Code and Environment Code requirements enacted after the most recent modification of each lease for such lease amendments, to allow for expeditious rent forgiveness necessitated by Airport tenants' financial hardships caused by the public health emergency related to the COVID-19 pandemic. (Airport Commission)

PASSED ON FIRST READING by the following vote:

200245 [Variable Rate Multifamily Housing Revenue Bonds - Transbay Block 8 - Not to Exceed \$211,920,000]

Sponsor: Mayor

Resolution authorizing certain amendments to the Indenture of Trust and the Loan Agreement relating to the City's variable rate multifamily housing revenue bonds, currently outstanding in an aggregate principal amount of \$211,920,000 issued in 2016 for the purpose of providing financing for the acquisition, development, and construction of a 350-unit multifamily rental housing project located at 450 Folsom Street (originally known as the "Transbay Block 8 Tower Apartments" and also now known as "Avery 450"); authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds, the notes, and the projects, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein, subject to the terms of this Resolution, as defined herein; and related matters, as defined herein.

Resolution No. 574-20

ADOPTED by the following vote:

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

200969 [Agreement Amendment - Retroactive - California Independent System Operator - Scheduling Electrical Transmissions - Not to Exceed \$100,000]

Resolution retroactively approving a First Amendment to the Second Amended and Restated Operating Agreement between the City and County of San Francisco and the California Independent System Operator establishing the terms and conditions for scheduling the City's electrical transmissions for a term in excess of fifteen years, beginning on March 2, 2018, and ending ten years after the effective date of this Resolution, with a not to exceed amount of \$100,000 pursuant to Charter, Section 9.118. (Public Utilities Commission)

Resolution No. 575-20

ADOPTED by the following vote:

201245 [Amendment Agreement - Retroactive - Calpine Energy Services, L.P. - Purchase of Renewable Energy and Electricity-Related Products - Not to Exceed \$220,299,120 in Purchases - Agreement - Purchase of Electricity-Related Products - Not to Exceed \$59,400,0001

Resolution retroactively authorizing CleanPowerSF to execute an amendment to an agreement with Calpine Energy Services, L.P. for electricity-related products to increase the cost by \$27,000,000 for a total of \$30,240,000 and to extend the term by seven years for a term ending December 31, 2029; approving an amendment to an agreement with Calpine for renewable energy to increase the cost by \$193,299,120 for a total of \$242,370,666 and to extend the term by seven years for a term ending December 31, 2029, for a total of \$220,299,120 not to exceed in purchases; and approving an agreement with Calpine Energy Services, L.P. for electricity-related products for \$59,400,000 with a term of January 1, 2024, through December 31, 2029. (Public Utilities Commission)

(Fiscal Impact)

Privilege of the floor was granted unanimously to Michael Carlin, Acting General Manager (Public Utilities Commission), and Anne Pearson (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 21-24, by adding 'WHEREAS, The PUC General Manager has agreed to provide advance notification and an opportunity for consultation to the PUC Commission and to the Board of Supervisors through a resolution if the General Manager believes the PUC may be required to seek retroactive Board of Supervisors approval of power supply contracts; and'; and on Page 4, Lines 5-9, by adding 'and, be it FURTHER RESOLVED, If the PUC believes retroactive approval of power supply contracts may be necessary and fails to provide advance notification to the Board of Supervisors, the PUC shall provide a justification for the failure to provide advance notice in the resolution or ordinance seeking retroactive approval and the justification shall be subject to scrutiny by the Board of Supervisors; and be it'. The motion carried by the following vote:

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

Resolution No. 580-20

ADOPTED AS AMENDED by the following vote:

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

201280 [Agreement Approval - Retroactive - Southern California Edison - Sale of Electricity-Related Products - Not to Exceed \$1,273,570]

Resolution retroactively authorizing CleanPowerSF to sell electricity-related products to Southern California Edison for a total amount not to exceed \$1,273,570 for a one year term of January 1, 2021, through December 31, 2021, under an agreement requiring binding arbitration. (Public Utilities Commission)

Resolution No. 581-20

ADOPTED by the following vote:

201035 [Acquisition of Real Property - 444 Sixth Street - Myung Chun - Justice Facilities Improvement Program - \$4,200,000]

Resolution authorizing the Director of Property to acquire real property located at 444 Sixth Street from Myung Chun for the Justice Facilities Improvement Program at the purchase price of \$4,200,000; 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)

Resolution No. 576-20

ADOPTED by the following vote:

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

President Yee requested File Nos. 201266, 201267, and 201291 be called together.

201266 [Real Property Lease Extension - TJ-T, LLC - 234-238 Eddy Street - Permanent Supportive Housing - \$1,013,913 Annual Base Rent]

Sponsor: Mayor

Resolution authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to exercise a Lease Extension Option for the real property located at 234-238 Eddy Street, with TJ-T, LLC for continued use of 104 units of permanent supportive housing, for a ten-year term commencing on January 1, 2021, at the monthly base rent of \$84,492.72, for a total annual base rent of \$1,013,913. (Fiscal Impact)

Resolution No. 556-20

ADOPTED by the following vote:

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

201267 [Real Property Lease Extension - LE NAIN SF, LLC - 730 Eddy Street - Permanent Supportive Housing - \$896,923 Annual Base Rent]

Sponsor: Mayor

Resolution authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to exercise a Lease Extension Option for the real property located at 730 Eddy Street, with LE NAIN SF, LLC for continued use of 92 units of permanent supportive housing, for a ten-year term commencing on February 1, 2021, at the monthly base rent of \$74,743.56 for a total annual base rent of \$896,923.

(Fiscal Impact)

Resolution No. 557-20

ADOPTED by the following vote:

201291 [Grant Agreement - Episcopal Community Services - Permanent Supportive Housing - \$26,329,610]

Sponsor: Mayor

Resolution approving a new grant agreement between the City and County of San Francisco and Episcopal Community Services for a master lease of Permanent Supportive Housing to formerly homeless adults in 463 units for County Adult Assistance Programs tenants, for a total term of January 1, 2021, through February 29, 2024, for a total not to exceed amount of \$26,329,610. (Fiscal Impact)

Resolution No. 558-20

ADOPTED by the following vote:

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

201300 [Accept and Expend Grant - Retroactive - Center for Tech and Civic Life - November 3, 2020 - \$846,801]

Sponsor: Yee

Resolution retroactively authorizing the Department of Elections to accept and expend a grant in the amount of \$846,801 from the Center for Tech and Civic Life to support the City's administration of the November 3, 2020, Consolidated General Election, for a grant project period of June 15, 2020, through December 31, 2020.

Privilege of the floor was granted unanimously to John Arntz, Director (Department of Elections), who responded to questions raised throughout the discussion.

Resolution No. 582-20

ADOPTED by the following vote:

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

201317 [Contract Amendment - Aon Risk Insurance Services West, Inc. - Excess Liability Insurance - Central Subway Project - Not to Exceed \$26,778,986]

Resolution approving Amendment No. 5 to Contract CS-163-1 OCIP Insurance Brokerage Services, to provide excess liability insurance for the Central Subway Project, with Aon Risk Insurance Services West, Inc., to increase the contract amount by \$1,684,550 for additional premium charges due to increased construction time and contract costs, for a total contract amount not to exceed \$26,778,986 and to extend the term for two years for a total term of February 7, 2012, through July 1, 2022. (Municipal Transportation Agency) (Fiscal Impact)

Resolution No. 555-20

ADOPTED by the following vote:

201318 [Contract Amendment - San Francisco New Deal - Great Plates Delivered - Not to Exceed \$25,740,000]

Resolution approving a contract amendment between the City and County of San Francisco and San Francisco New Deal, for the administration of the Great Plates Delivered Program, to extend the contract term by five months for a total term of June 1, 2020, through May 31, 2021, and to increase the contract amount by \$16,632,000 for a total not to exceed amount of \$25,740,000 to commence on December 15, 2020. (Human Services Agency) (Fiscal Impact)

Resolution No. 583-20

ADOPTED by the following vote:

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

201333 [Issuance of Judgment Obligation Bonds - Not to Exceed \$995,000,000] Sponsors: Mayor: Yee

Resolution authorizing the issuance of a not to exceed \$995,000,000 aggregate principal amount of City and County of San Francisco Judgment Obligation Bonds to pay the costs of a potential judgment associated with litigation related to Proposition C (2018) (Commercial Rent Tax for Childcare and Early Education), subject to specified conditions, as defined herein. (Fiscal Impact)

Privilege of the floor was granted unanimously to Marisa Pereira Tully (Office of the Controller) who responded to questions raised throughout the discussion.

Resolution No. 584-20

ADOPTED by the following vote:

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

201305 [Request for Proposal - Budget and Legislative Analyst Services]

Motion directing the Clerk of the Board to initiate a Request for Proposal process for Budget and Legislative Analyst services; and further directing the Clerk of the Board to explore available office space in City Hall with the City's Real Estate Division for onsite satellite space for the new Budget and Legislative Analyst contractor. (Clerk of the Board)

Motion No. M20-201

APPROVED by the following vote:

Recommendations of the Government Audit and Oversight Committee

200790 [Condemning the Naming of the Priscilla Chan and Mark Zuckerberg San Francisco General Hospital and Trauma Center]

Sponsors: Mar; Haney and Preston

Resolution condemning the naming of the San Francisco General Hospital and Trauma Center after Priscilla Chan and Mark Zuckerberg and urging City departments to establish clear standards with regards to naming rights for public institutions and properties that reflect San Francisco's values and a commitment to affirming and upholding human rights, dignity, and social and racial justice.

Supervisor Preston requested to be added as a co-sponsor.

Resolution No. 585-20

ADOPTED by the following vote:

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

Noes: 1 - Yee

President Yee requested File Nos. 201122, 201124, and 201126 be called together.

201122 [Board Response - Civil Grand Jury Report - Strengthen our Behavioral Health Services]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2019-2020 Civil Grand Jury Report, entitled "Strengthen our Behavioral Health Services;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Resolution No. 586-20

ADOPTED by the following vote:

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

201124 [Board Response - Civil Grand Jury Report - Sustain Our City's High Performing Moscone Convention Center]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2019-2020 Civil Grand Jury Report, entitled "Sustain Our City's High Performance Moscone Convention Center;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Resolution No. 587-20

ADOPTED by the following vote:

201126 [Board Response - Civil Grand Jury Report - A Recycling Reality Check: What Actually Happens to Things We Put in Our Blue Recycling Bins]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2019-2020 Civil Grand Jury Report, entitled "A Recycling Reality Check: What Actually Happens to Things We Put in Our Blue Recycling Bins;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Resolution No. 588-20

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

201060 [Planning Code - Light Manufacturing and Wholesale Storage Uses in the 24th Street-Mission Street Neighborhood Commercial Transit District] Sponsor: Ronen

Ordinance amending the Planning Code to allow Light Manufacturing and Wholesale Storage uses in the 24th Street-Mission Street Neighborhood Commercial Transit District, in specific circumstances; 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, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

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

201184 [Summary Street Vacation for Various Streets - Hunters View Phase 3 Project] Sponsors: Mayor: Walton

Ordinance ordering the summary vacation of streets in the Hunters View project site, generally bounded by Evans Avenue on the north, Innes Avenue on the south, Hudson Avenue on the west, and Hunters Point Boulevard on the east, as part of the Hunters View Phase 3 Project in the Hunters Point neighborhood; authorizing the City to quitclaim its interest in the vacation areas (Assessor's Parcel Block No. 4624, Lot Nos. 442 and 443) to the San Francisco Housing Authority notwithstanding the requirements of Administrative Code, Chapter 23; affirming the Planning Commission'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.

PASSED ON FIRST READING by the following vote:

201227 [Urging a Just Transition to a Fossil Fuel-Free Future for California]

Sponsors: Mar; Peskin, Preston, Ronen, Mandelman and Yee

Resolution urging Governor Newsom and the California State Legislature to discontinue permitting for any new oil and gas extraction, fossil fuel infrastructure, or petrochemical projects in California; and urging Governor Newsom to set California on a path to phase out existing oil production in line with the Paris climate goals, with a just and equitable transition that protects workers, communities, and economies, and require a 2,500-foot health and safety buffer between fossil-fuel infrastructure and homes, schools, and other sensitive sites.

Supervisor Yee requested to be added as a co-sponsor.

Resolution No. 589-20

ADOPTED 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. 200942, 200943, 200944, and 200945 be called together.

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 Supervisor Mandelman provided opening remarks and background information on the project and subsequent withdraw of the appeal. The President then inquired as to whether any individual wished to address the Board regarding the appeal and subsequent withdraw. There were no speakers. President Yee closed public comment and declared the public hearing heard and filed.

HEARD AND FILED

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)

Motion No. M20-200

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

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

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 TABLED. The motion carried by the following vote:

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 TABLED. The motion carried by the following vote:

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

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 200908, 200909, 200910, and 200911 be called together.

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 Supervisor Stefani provided opening remarks and background information on the project and subsequent withdraw of the appeal. The President then inquired as to whether any individual wished to address the Board regarding the appeal and subsequent withdraw. There were no other speakers. President Yee closed public comment and declared the public hearing heard and filed.

HEARD AND FILED

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)

Motion No. M20-202

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

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

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

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

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 201375 and 201285 be called together.

Board of Supervisors Sitting as a Committee of the Whole

201375 [Hearing - Committee of the Whole - Emergency Ordinance - Protections for Occupants of Residential Hotels During COVID-19 Pandemic - December 15, 2020, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on December 15, 2020, at 3:00 p.m., to hold a public hearing to consider the proposed emergency Ordinance (File No. 201285) to consider the reenactment of emergency ordinance (Ordinance No. 84-20, reenacted and amended by Ordinance No. 161-20) to establish protections for occupants of residential hotels ("SRO Residents") during the COVID-19 pandemic by, among other things; making it City policy to place in solitary hotel rooms SRO residents who meet the criteria for isolation or quarantine established by the County Health Officer, and requiring the Department of Public Health to: develop a protocol to assist health care providers to identify SRO Residents who may require protection against or treatment for COVID-19; notify the operator of a residential hotel when an SRO Resident has tested positive for COVID-19, to facilitate contract tracing, testing for COVID-19, and cleaning; establish a telephone hotline for SRO Residents, to respond to questions about accessing COVID-19 health screenings, testing, and solitary hotel rooms; provide face coverings to SRO Residents and workers in residential hotels; and provide daily aggregate data concerning the incidence of COVID-19 among SRO Residents, access to guarantine rooms by such residents, and the number of such residents who have died due to complications from COVID-19; scheduled pursuant to a request made to call this emergency ordinance from committee, Board Rule 3.39. (Clerk of the Board)

President Yee opened the public hearing and Supervisor Peskin provided opening remarks and background information on the urgency to reenact the Emergency Ordinance. The President then inquired as to whether any individual wished to address the Board regarding the reenactment of the Emergency Ordinance. Nicolas Menard (Office of the Budget and Legislative Analyst), and Dr. Deborah Borne (Department of Public Health) presented information and answered questions raised throughout the discussions. Jordan Davis; Speaker; Diana Flores; Speaker; spoke on various concerns related to the reenactment of the Emergency Ordinance. There were no other speakers. President Yee closed public comment, declared the public hearing heard and filed, adjourned as a Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Called from the Land Use and Transportation Committee

201285 [Emergency Ordinance - Protections for Occupants of Residential Hotels During COVID-19 Pandemic]

Sponsor: Peskin

Reenactment of emergency ordinance (Ordinance No. 84-20, reenacted and amended by Ordinance No. 161-20) to establish protections for occupants of residential hotels ("SRO Residents") during the COVID-19 pandemic by, among other things: making it City policy to place in solitary hotel rooms SRO residents who meet the criteria for isolation or quarantine established by the County Health Officer, and requiring the Department of Public Health to: develop a protocol to assist health care providers to identify SRO Residents who may require protection against or treatment for COVID-19; notify the operator of a residential hotel when an SRO Resident has tested positive for COVID-19, to facilitate contract tracing, testing for COVID-19, and cleaning; establish a telephone hotline for SRO Residents, to respond to questions about accessing COVID-19 health screenings, testing, and solitary hotel rooms; provide face coverings to SRO Residents and workers in residential hotels; and provide daily aggregate data concerning the incidence of COVID-19 among SRO Residents, access to quarantine rooms by such residents, and the number of such residents who have died due to complications from COVID-19. (Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

(Fiscal Impact)

Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 25, by adding 'No.'; on Page 2, Line 25, through Page 3, Line 5, by adding 'and amends Section 3 of said emergency ordinance to read as follows. Even though Ordinance No. 84-20, Ordinance No. 161-20, and this reenacted emergency ordinance are uncodified, for purposes of clarity the respective fonts for additions and deletions to the Municipal Code as stated in the "Note" that appears at the beginning of this ordinance are used to show the amendments to Section 3 of Ordinance No. 84-20, as amended by Ordinance No. 161-20:'; on Page 3, Lines 16-17, by adding 'that a COVID-19 case has been identified in the building, and', Line 23, by striking 'Retroactivity', and Line 25, by striking 'shall have operative effect retroactively to the date that Ord. 161-20 expired'; and on Page 4, Line 1, by striking 'date that Ord. 161-20 expired' and adding 'effective date'. The motion carried by the following vote:

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, Yee (Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

(Fiscal Impact)

FINALLY PASSED AS AMENDED by the following vote:

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

201264 [Emergency Ordinance - Public Health Emergency Leave]

Sponsor: Mar

Reenactment of emergency ordinance (Ordinance No. 59-20) to temporarily require private employers with 500 or more employees to provide public health emergency leave during the public health emergency related to COVID-19.

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

Ordinance No. 270-20

FINALLY PASSED by the following vote:

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

201176 [Mills Act Historical Property Contract - 450 Pacific Avenue]

Resolution approving a historical property contract between Pacific Stables Property Owner LLC, the owners of 450 Pacific Avenue, and the City and County of San Francisco, under Administrative Code, Chapter 71; and authorizing the Planning Director and the Assessor-Recorder to execute and record the historical property contract. (Historic Preservation Commission)

Resolution No. 578-20

ADOPTED by the following vote:

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

Recommendation of the Land Use and Transportation Committee

201261 [Planning Code - Cannabis Uses]

Sponsors: Mayor; Mandelman

Ordinance amending the Planning Code to extend from January 1, 2021, to January 1, 2022, the sunset date for the provision allowing for the conversion of Medical Cannabis Dispensaries with Planning Commission approval to a Cannabis Retail Use; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and welfare findings under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Recommendations of the Public Safety and Neighborhood Services Committee

President Yee requested File Nos. 201174 and 201204 be called together.

201174 [Liquor License Transfer - 1098 Howard Street - Tony Baloney's]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Tawfiq Fayez Jodeh, doing business as Tony Baloney's, located at 1098 Howard Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 577-20

ADOPTED by the following vote:

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

201204 [Liquor License - 408 Merchant Street - San Francisco Wine Society]

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to TVH Hospitality, LLC, doing business the San Francisco Wine Society, located at 408 Merchant Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 579-20

ADOPTED by the following vote:

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

Recommendation of the Rules Committee

201335 [Urging Prioritization of Public-School Educators for COVID-19 Vaccine Access] Sponsors: Ronen; Haney, Yee, Walton, Mar and Safai

Resolution urging Governor Gavin Newsom and the California Department of Public Health to prioritize California public school educators for phase one COVID-19 vaccine access.

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

Resolution No. 590-20

ADOPTED by the following vote:

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Stefani acknowledged her son, Dominic Bankovich, and wished him a very Happy Birthday.

Supervisor Fewer acknowledged her son, Rory Fewer, and wished him a very Happy Birthday.

President Yee recessed the meeting at 5:51 p.m. and reconvened at 6:01 p.m.

PUBLIC COMMENT

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Nate Valentine; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Malia Daniels; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

John Larner; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Cara Hayward; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Roger Nicone; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Rob Reddy; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Peter Warfield; expressed the importance of the Public Library and the need to expand services and limit their use of social media platforms.

Michael Esh; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Samantha Davison Hill; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Judy Hammond; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Lizzy; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Julie Roberts Fong; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Speaker; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Mark Rueberg; shared the plight of taxi medallion holders and the need to provide them financial assistance during this pandemic.

Speaker; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Ryan McGuilly; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Robert Bishop; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Jessica Cry; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Rick Bellamy; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address hazard pay for workers during the pandemic.

Barry Toronto; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Seth Bresnel; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Speaker; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Amanda Fried; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Tony Vargas; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Julie Fisher; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Fred Baums; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Manny Cabanas; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address hazard pay for workers during the pandemic.

Teresa Flandrick; thanked the outgoing Members of the Board for their work and legislation passed addressing the needs of the City.

Claire Courtney; expressed support of newly introduced legislation to address hazard pay for workers during the pandemic.

Daniel Belmenair; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Rachel Canero; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Yvette; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Lindsay; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Speaker; expressed opposition to the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Kacey Bartlett; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Jennifer Pitts; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

Cara Marcus; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Rebecca Roddins; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Christina; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Andrew Sullivan; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Garrett Blanchard; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Richard Wilson; expressed support of newly introduced legislation to address the pandemic, recovery efforts, and small business assistance.

Kim Calloway; expressed support of the Resolution urging a comprehensive plan for the safe return to in-person learning (File No. 201368).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

201369 [Urging State Officials to Reconsider the Closure of Outdoor Public Playgrounds] Sponsors: Haney; Ronen, Mandelman, Mar and Walton

Resolution urging Governor Gavin Newsom, California Department of Health Acting Director Sandra Shewry, and Acting State Health Officer Dr. Erica S. Pan to reconsider the closure of outdoor public playgrounds as part of the December 3, 2020, Regional Stay at Home Order in response to rising rates of COVID-19 infection.

Supervisor Walton requested to be added as a co-sponsor.

Resolution No. 591-20

ADOPTED

201350 [Final Map No. 10127 - 2 Russia Avenue]

Motion approving Final Map No. 10127, an eight residential unit and one commercial unit, mixed-use condominium project, located at 2 Russia Avenue, being a subdivision of Assessor's Parcel Block No. 6272, Lot No. 027; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-203

APPROVED

201352 [Final Map No. 9978 - 1863 Mission Street]

Motion approving Final Map No. 9978, a 37 residential unit and two commercial unit, mixed-use condominium project, located at 1863 Mission Street, being a subdivision of Assessor's Parcel Block No. 3548, Lot No. 033; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-204

APPROVED

201353 [Final Map No. 10149 - 1630 Clay Street]

Motion approving Final Map No. 10149, a six residential unit condominium project, located at 1630 Clay Street, being a subdivision of Assessor's Parcel Block No. 0620, Lot No. 007; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-205

APPROVED

201354 [Final Map No. 9888 - 2146-2150 Union Street]

Motion approving Final Map No. 9888, a three parcel vertical subdivision and four residential unit condominium project within Parcel C, located at 2146-2150 Union Street, being a subdivision of Assessor's Parcel Block No. 0533, Lot No. 014; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-206

APPROVED

201355 [Final Map No. 9115 - 75 Howard Street]

Motion approving Final Map No. 9115, a 120 residential unit and one commercial unit, mixed-use condominium project, located at 75 Howard Street, being a subdivision of Assessor's Parcel Block No. 3741, Lot No. 045; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-207

APPROVED

201356 [Final Map No. 9751 - 1532 Harrison Street]

Motion approving Final Map No. 9751, a two lot merger, three lot vertical subdivision and 136 residential unit and two commercial unit, mixed-use condominium project, located at 1532 Harrison Street, being a subdivision of Assessor's Parcel Block No. 3521, Lot No. 056; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-208

APPROVED

201357 [Final Map No. 9767 - 950-974 Market Street]

Motion approving Final Map No. 9767, an 11 lot vertical subdivision and 242 residential unit condominium project within Lot 3, located at 950-974 Market Street, being a merger and subdivision of Assessor's Parcel Block No. 0342, Lot Nos. 001, 002, 004, and 014; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-209

APPROVED

201358 [Final Map No. 10569 - 5M Project]

Motion approving Final Map No. 10569, 5M Project, for development purposes, resulting in a two lot vertical subdivision, a 211 residential unit and eight commercial unit condominium project within vertical Lot 1 and Lot 2 being a vertical lot, as shown on this map, being a subdivision of Lot 1 as said lot is shown on Final Map 10101, subject to specified conditions (also referred to as Assessor's Parcel Block No. 3725, Lot Nos. 124 through 132); and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-210

APPROVED

201359 [Final Map No. 10328 - 2779 Folsom Street]

Motion approving Final Map No. 10328, a six residential unit and one commercial unit, mixed-use condominium project, located at 2779 Folsom Street, being a subdivision of Assessor's Parcel Block No. 3640, Lot No. 025; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-211

APPROVED

201360 [Final Map No. 9902 - 343 and 345 Eighth Street, 56, 58 and 60 Rodgers Street]

Motion approving Final Map No. 9902, a 38 residential unit and one commercial unit, mixed-use condominium project, located at 343 and 345 Eighth Street, 56, 58 and 60 Rodgers Street, being a merger and subdivision of Assessor's Parcel Block No. 3755, Lot Nos. 054, 065, and 066; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-212

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 Mar requested that File Nos. 201362 and 201376 be severed so that they may be considered separately.

201362 [Commending Supervisor Norman Yee]

Sponsor: Board of Supervisors

Resolution commending and honoring Supervisor Norman Yee for his distinguished service to the City and County of San Francisco, and as President and Member of the San Francisco Board of Supervisors.

Supervisor Mar, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of January 5, 2021. The motion carried by the following vote:

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

201376 [Commending Supervisor Sandra Lee Fewer]

Sponsor: Board of Supervisors

Resolution commending and honoring Supervisor Sandra Lee Fewer for her dedicated service to San Francisco and her venerable service as a Member of the San Francisco Board of Supervisors.

Supervisor Mar, seconded by Supervisor Peskin, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of January 5, 2021. The motion carried by the following vote:

Supervisor Fewer requested that File No. 201368 be severed so that it may be considered separately.

201368 [Urging a Comprehensive Return to School Plan]

Sponsors: Fewer, Peskin, Mandelman, Safai, Ronen, Yee and Stefani

Resolution urging the San Francisco Unified School District to develop a comprehensive plan for the safe return to in-person learning in accordance with public health guidelines.

Supervisor Fewer, seconded by Supervisor Peskin, moved to CONTINUE this Resolution to the Board of Supervisors meeting of January 5, 2021. Before the vote was taken, Supervisor Peskin withdrew his second.

Supervisor Fewer, seconded by Supervisor Preston, moved to CONTINUE this Resolution to the Board of Supervisors meeting of January 5, 2021. Before the vote was taken, Supervisors Fewer withdrew her motion and Supervisor Preston withdrew his second.

Supervisor Preston, seconded by Supervisor Mar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of January 5, 2021. The motion FAILED by the following vote:

Ayes: 4 - Mar, Preston, Walton, Yee

Noes: 7 - Fewer, Haney, Mandelman, Peskin, Ronen, Safai, Stefani

Supervisor Mar, seconded by Supervisor Preston, moved that this Resolution be AMENDED on Page 3, Lines 7-9, by striking 'FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the San Francisco Unified School District to revise the Return to School Plan in accordance with the public health urgency to return children to in-person learning; and, be it', and Lines 10-23, by adding 'FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the San Francisco Unified School District to revise the Return to School Plan to incorporate the San Francisco Labor Council guidelines for preparing schools for safe reopening for in-person learning, to ensure that educators and other school workers have a voice in the implementation of precautions that are necessary to protect public health and the health of school workers, students, and their families; and, be it FURTHER RESOLVED. That the Board of Supervisors commit to finding additional resources to ensure that SFUSD can safely resume in person school (such as testing and ventilation supports), AND to increase support for families who choose to remain in remote crisis learning at home (such as mental health staff and supports, and direct supports to school sites); and, be it FURTHER RESOLVED, That the Board of Supervisors urge DPH to create a public dashboard with data showing COVID cases and COVID related closures of classrooms for all schools (public, private, charter, preschool) and community hubs; and, be it'. The motion FAILED by the following vote:

Ayes: 2 - Mar, Preston

Noes: 9 - Fewer, Haney, Mandelman, Peskin, Ronen, Safai, Stefani, Walton, Yee

Supervisor Peskin, seconded by Supervisor Yee, moved that this Resolution be CONTINUED to a Board of Supervisors Special Meeting on Tuesday, December 22, 2020, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 9 - Haney, Mandelman, Mar, Peskin, Preston, Safai, Stefani, Walton, Yee

Noes: 2 - Fewer, Ronen

Supervisor Peskin requested that File Nos. 201371 and 201351 be severed so that they may be considered separately.

201371 [Urging the California Democratic Party to Expand Eligibility for Non-Citizens to Participate in Assembly District Elections]

Sponsors: Peskin; Walton, Preston, Ronen, Fewer, Yee, Safai, Mandelman, Haney and Mar Resolution urging the California Democratic Party to amend its Bylaws to allow participation in Assembly District Elections by non-citizens who are ineligible to register with the California Democratic Party and have expressed an intent to register upon becoming eligible to do so.

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

Resolution No. 592-20

ADOPTED by the following vote:

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

201351 [Final Map No. 10110 - 824 Hyde Street]

Motion approving Final Map No. 10110, a 14 residential unit and one commercial unit, mixed-use condominium project, located at 824 Hyde Street, being a subdivision of Assessor's Parcel Block No. 0280, Lot No. 017; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-213

APPROVED by the following vote:

IMPERATIVE AGENDA

[Serious Injury Finding]

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

Supervisor Mandelman, seconded by Supervisor Walton, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

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

[Brown Act Finding]

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

Supervisor Mandelman, seconded by Supervisor Walton, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

201384 [Urging Congress to Stand Firm on Local Stimulus Funding] Sponsors: Yee; Fewer, Safai, Peskin, Ronen, Walton, Haney, Stefani, Mandelman, Preston and Mar

Resolution urging Congress and Speaker Pelosi to stand firm in supporting a stimulus package that includes funding for cities, counties, and states.

President Yee opened discussions on the Imperative Agenda item urging Congress to stand firm on local stimulus funding (File No. 201384), and inquired as to whether any individual wished to address the Board. There were no speakers. The President declared public comment closed.

Resolution No. 593-20

ADOPTED by the following vote:

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

201385 [Planning Code, Zoning Map - 542-550 Howard Street] Sponsor: Haney

Ordinance amending the Planning Code and Zoning Map to rezone and reclassify a portion of the 542-550 Howard Street project site (Assessor's Parcel Block No. 3721, Lot Nos. 016, 135, 136, and 138, also known as Transbay Parcel F) and as shown on Figure 1 of the Transit Center District Plan, specifically to rezone a portion of the Project site from the P (Public) District to the C-3-O(SD) Downtown Office Special Development District and to reclassify the height and bulk district designations for a portion of the project site; waiving certain provisions of the Planning Code to allow the project to satisfy its affordable housing requirement through payment of an in-lieu affordable housing fee to the Office of Community Investment and Infrastructure for use within the Transbay Redevelopment Project Area, to modify timing for payment of fees, and to permit the footprint of the portion of the project site dedicated to dwellings to exceed 15,000 square feet; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/15/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2021.

201386 [Development Agreement - Parcel F Owner, LLC - 542-550 Howard Street Transbay Redevelopment Project Area]

Sponsor: Hanev

Ordinance approving a Development Agreement between the City and County of San Francisco and Parcel F Owner, LLC, for certain real property, known as 542-550 Howard Street (Assessor's Parcel Block No. 3721, Lot Nos. 016, 135, 136, and 138, also known as Transbay Parcel F), located in the Transbay Redevelopment Project Area, consisting of four parcels located on the north side of Howard Street, between 1st and 2nd Streets; waiving certain provisions of Administrative Code, Chapter 56; adopting findings under the California Environmental Quality Act; and making findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b), and findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

12/15/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2021.

201388 [Administrative Code - Protections for Occupants of Residential Hotels During COVID-19 Pandemic]

Sponsor: Peskin

Ordinance amending the Administrative Code to establish protections for occupants of residential hotels ("SRO Residents") during the COVID-19 pandemic by, among other things: making it City policy to place in solitary hotel rooms SRO residents who meet the criteria for isolation or quarantine established by the County Health Officer, and requiring the Department of Public Health to post a notice in the common area and notify the operator of a residential hotel when an SRO Resident has tested positive for COVID-19, to facilitate contract tracing, testing for COVID-19, and cleaning; establish a telephone hotline for SRO Residents, to respond to questions about accessing COVID-19 health screenings, testing, and solitary hotel rooms; provide face coverings to SRO Residents and workers in residential hotels; and provide daily aggregate data concerning the incidence of COVID-19 among SRO Residents, access to quarantine rooms by such residents, and the number of such residents who have died due to complications from COVID-19.

(Fiscal Impact; No Budget and Legislative Analyst Report)

12/15/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/14/2021.

RESOLUTIONS

201389 [Multifamily Housing Revenue Bonds - 78 Haight Street - Not to Exceed \$40,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$40,000,000 for 78 Haight Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$40,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

201390 [Multifamily Housing Revenue Bonds - 180 Jones Street - Not to Exceed \$50,000,0001

Sponsors: Mayor; Haney

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$50,000,000 for 180 Jones Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201391 [Multifamily Housing Revenue Bonds - 600-7th Street - Not to Exceed \$90,000,000] Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$90,000,000 for 600-7th Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$90,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

201392 [Multifamily Housing Revenue Bonds - 1151 Fairfax Avenue and 112 Middle Point Road (Hunters View Phase 3) - Not to Exceed \$90,000,000] Sponsors: Mayor: Haney and Walton

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$75,000,000 for 1151 Fairfax Avenue and 112 Middle Point Road; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$75,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201393 [Multifamily Housing Revenue Bonds - 1801-25th Street (Potrero Block B HOPE SF) - Not to Exceed \$150,000,000]

Sponsor: Mayor

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness in an aggregate principal amount not to exceed \$122,015,143; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$122,105,143 for 1801-25th Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201394 [Lease Amendment - Retroactive - SFII 1390 Market St, LLC - 1390 Market Street - Term Extension - \$704,990 Per Year in Base Rent]

Sponsor: Mayor

Resolution retroactively approving a lease amendment between SFII 1390 Market St, LLC, as landlord, and the City, as tenant, for space occupied by the Department of Children, Youth and Their Families, at Fox Plaza, 1390 Market Street, at a base rent of \$704,990 per year with annual rent increases of 3%, to extend the term of the Lease by five years, commencing December 1, 2020, through November 30, 2025, subject to earlier termination by City; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Amendment, the Lease, and this Resolution, as defined herein. (Fiscal Impact)

201395 [Official Naming of Unnamed Streets - Seawall Lot 337 and Pier 48 Mixed-Use Project]

Sponsor: Mayor

Resolution approving the official street names for certain unnamed streets, including Dr. Maya Angelou Lane and Toni Stone Crossing, located on San Francisco Port Commission property within the Seawall Lot 337 and Pier 48 Mixed-Use Project Area. (Port)

12/15/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

201396 [Official Naming of Unnamed Streets - Treasure Island/Yerba Buena Island] Sponsor: Mayor

Resolution approving the official street names for certain unnamed streets located on Treasure Island and Yerba Buena Island based on historic references to the Islands and the San Francisco Golden Gate International Exposition of 1939 that was held on Treasure Island.

12/15/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

201397 [Refunding Revenue Bonds - Municipal Transportation Agency - Not to Exceed \$185,000,000]

Sponsor: Mayor

Resolution authorizing the sale, issuance and execution of not to exceed \$185,000,000 aggregate principal amount on a tax-exempt or taxable basis of refunding revenue bonds by the Municipal Transportation Agency to refinance all or a portion of outstanding bonds, approving the form of certain financing documents including the bond purchase contract, the fifth supplement to indenture of trust, one or more escrow agreements, and a continuing disclosure certificate; authorizing the taking of appropriate actions in connection therewith; and related matters approving the forms of documents relating thereto; approving the maximum interest thereon; finding that the authorization and issuance of refunding revenue bonds by the agency is not a project under CEQA, CEQA Guidelines, and San Francisco Administrative Code, Chapter 31; and related matters, as defined herein. (Fiscal Impact)

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201398 [Accept and Expend Grant - Retroactive - California Commission on Peace Officer Standards and Training (POST) Distance Learning Grant Program - \$185,424] Sponsor: Mayor

Resolution retroactively authorizing the Police Department to accept and expend a grant in the amount of \$185,424 from the California Commission on Peace Officer Standards and Training (POST) for the Distance Learning Grant Program for the project period of October 15, 2020, through June 30, 2021. (Police Department)

201399 [Accept and Expend Grant - Retroactive - National Institutes of Health - The Regents of the University of California, San Francisco - Evaluation of Doxycycline Post-Exposure Prophylaxis to Reduce Sexually Transmitted Infections in **Pre-Exposure Prophylaxis**]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$44,594 for a total amount of \$144,230 from the National Institutes of Health through the Regents of the University of California, San Francisco for participation in a program, entitled "Evaluation of doxycycline post-exposure prophylaxis to reduce sexually transmitted infections in pre-exposure prophylaxis (PrEP) users and human immunodeficiency virus (HIV) infected men who have sex with men," for the period of April 12, 2019, through March 31, 2021. (Public Health Department)

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201387 [Consent to Provisions of a Variation Decision - On-Site Affordable Housing Requirement - 542-550 Howard Street (Transbay Parcel F) - Transbay **Redevelopment Project Area**]

Sponsor: Haney

Resolution acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, approving provisions of a variation decision by the Commission on Community Investment and Infrastructure, modifying the on-site affordable housing requirement for 542-550 Howard Street (Assessor's Parcel Block No. 3721, Lot Nos. 016, 135, 136, and 138, also known as Transbay Parcel F) in the Transbay Redevelopment Project Area; and adopting findings under the California Environmental Quality Act.

12/15/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

201400 [Initiating Landmark Designation - San Francisco Eagle Bar]

Sponsors: Haney; Ronen, Preston, Mandelman and Walton

Resolution initiating a landmark designation under Article 10 of the Planning Code for the San Francisco Eagle Bar, Assessor's Parcel Block No. 3522, Lot No. 014, situated within the Leather and Lesbian, Gay, Bisexual, Transgender, Queer Cultural District.

12/15/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

201401 [Urging City Departments to Prioritize Providing Aid to Independent Venues] Sponsors: Haney: Walton, Ronen, Preston and Mandelman

Resolution urging the Controller, Office of Economic and Workforce Development, and Office of Small Business to work together and prioritize providing aid to independent venues in San Francisco to help them survive their forced temporary-closure due to the COVID-19 pandemic, and to help prevent them from closing permanently.

12/15/20: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

201402 [Urging the Reopening of the City College Civic Center Campus]

Sponsor: Haney

Resolution urging City College of San Francisco to reopen the Civic Center Campus, located at 750 Eddy Street, and maintain a presence in the central city.

12/15/20: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

201403 [Commending Matthew Goudeau]

Sponsors: Mandelman; Ronen, Stefani, Peskin and Safai

Resolution commending and honoring Matthew Goudeau for his 20 years of distinguished service with the City and County of San Francisco.

12/15/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

201370 [Interim Zoning Controls - Large Residential Projects in RC, RM and RTO Districts] Sponsor: Peskin

Resolution imposing interim zoning controls for an 18-month period for parcels in Residential-Commercial Combined (RC), Residential - Mixed (RM) and Residential - Transit Oriented (RTO) districts, requiring Conditional Use Authorization for any residential development that does not maximize the number of units allowed by applicable density restrictions; 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.

12/08/20; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/7/2021.

12/11/20; REFERRED TO DEPARTMENT.

12/15/20; RESPONSE RECEIVED.

12/15/20; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

201372 [Urging OEWD and Public Works to Adopt a Policy Regarding CBDs, BIDs and GBDs with Respect to Private Contributions and Surveillance Technology] Sponsor: Peskin

Resolution urging the Office of Workforce and Economic Development (OWED) and Public Works to adopt a policy that Community Benefit Districts, Business Improvement Districts and Green Benefit Districts (hereafter "Districts") shall disclose all private contributions on an annual basis, cease accepting anonymous contributions, and disclose their use of surveillance technology to the Board of Supervisors at a public hearing.

12/08/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

12/15/20; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

201404 [Initiating Landmark Designation - One Montgomery Street] Sponsor: Peskin

Resolution initiating a landmark designation under Article 10 of the Planning Code for the architecturally and historically significant building at One Montgomery Street.

12/15/20; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

201411 [Urging Congress to Provide Relief to Restaurants and the State of California to Allow Outdoor Dining As Soon As Possible]

Sponsors: Stefani; Haney, Mandelman, Ronen, Preston, Fewer and Mar

Resolution urging the United States Congress to provide immediate cash relief to restaurants and urging the State of California to allow outdoor dining as soon as the latest available medical data and expertise deem it safe to do so.

12/15/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

201405 [Urging Grocery Stores to Provide All Employees an Additional Five Dollars Per Hour in Hazard Pay]

Sponsors: Walton; Haney, Ronen, Preston, Safai, Mandelman, Mar, Peskin, Yee and Fewer Resolution urging Grocery Stores in San Francisco to provide all employees an additional five dollars per hour in hazard pay for the duration that the City and County of San Francisco is in the Purple, Red, or Orange level of Community Disease Transmission for COVID-19 under State Health orders.

12/15/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

MOTIONS

201406 [Appointment, Health Officer - Grant Nash Colfax, MD]

Sponsors: Peskin; Safai

Motion appointing Grant Nash Colfax, MD, to the position of Health Officer for the City and County of San Francisco.

12/15/20; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

201412 [Calling from Committee - Committee of the Whole - Hearing - Release of Reserved Funds - Office of Early Care and Education - Economic Recovery - \$42,000,000 (File No. 201361) - December 22, 2020]

Sponsor: Yee

Motion calling from the Budget and Finance Committee, pursuant to Board Rule 3.37, the hearing to consider the release of reserved funds to the Office of Early Care and Education for All, placed on the Budget and Finance Committee reserve by Ordinance No. 165-20 in the amount of \$42,000,000 to fund the Early Education Economic Recovery Grant and Loan program, subsidy outlays to provide additional access to child care, supplementing the CARES 2.0 teacher stipend, community response in collaboration with the Family Resource Centers, and staffing for the Office of Early Care and Education to support the work of implementing the 5-year spending plan (File No. 201361); and scheduling the Board of Supervisors to sit as a Committee of the Whole on December 22, 2020, to hold the Hearing.

REQUESTS FOR HEARING

201407 [Hearing - Committee of the Whole - Impacts of Adopting the New Regional Stay at Home Order on Small Business]

Sponsor: Haney

Hearing of the Board of Supervisors sitting as a Committee of the Whole on December 22, 2020, on the impacts of adopting the new Regional Stay at Home Order and the overall pandemic on small businesses who are closing, scaling back operations, or going out of business, and the impacts on their workers; the City's plan to assist affected businesses and workers to ensure immediate and long-term support and recovery; the local, state and federal resources that can be made available to support small businesses and workers; requesting the Budget and Legislative Analyst, Office of the Controller, Office of Small Business, Office of Economic and Workforce Development, Public Health Officer, and Department of Public Health to report; and requesting the Department of Public Health and the Public Health Officer to present COVID data on indoor and outdoor dining and provide clear data markers and triggers for when future shutdowns will occur.

12/15/20; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

201408 [Hearing - COVID-19 Exposure Data and Reporting]

Sponsor: Haney

Hearing on detailed contact tracing and case investigation results, COVID-19 outbreak reports, and potential exposure locations in San Francisco, and the City's plans to expand such reporting in line with other jurisdictions; and requesting the Acting Public Health Officer and Department of Public Health to report.

12/15/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

201409 [Hearing - Election of San Francisco's New County Health Officer] Sponsor: Peskin

Hearing on the procedures and selection criteria of the election of San Francisco's new County Health Officer.

12/15/20; RECEIVED AND ASSIGNED to Rules Committee.

201410 [Hearing - Committee of the Whole - Urging a Comprehensive Return to School Plan - December 22, 2020]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on December 22, 2020, to hold a public hearing to consider the Resolution urging the San Francisco Unified School District to develop a comprehensive plan for the safe return to in-person learning in accordance with public health guidelines; scheduled pursuant to a motion approved at the Board of Supervisors meeting of December 15, 2020. (Clerk of the Board)

12/15/20; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

201413 [Hearing - Committee of the Whole - Urging Congress to Provide Relief to Restaurants and the State of California to Allow Outdoor Dining As Soon As Possible - December 22, 2020]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on December 22, 2020, to hold a public hearing to consider the Resolution urging the United States Congress to provide immediate cash relief to restaurants and urging the State of California to allow outdoor dining as soon as the latest available medical data and expertise deem it safe to do so. (Clerk of the Board)

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

201343 [Waiver of Municipal Code Requirements for Airport Agreement with the Federal Aviation Administration]

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

12/07/20; RECEIVED FROM DEPARTMENT.

12/15/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/14/2021.

201344 [Authorizing Membership in Community Choice Aggregation Joint Powers Authority for CleanPowerSF]

Ordinance authorizing the Public Utilities Commission to become a member of a Joint Powers Authority consisting of Community Choice Aggregators for the purpose of joint purchases of electricity and related products and services; and authorizing deviations from certain otherwise applicable contract requirements in the Administrative Code and the Environment Code for purchases that do not otherwise require Board approval. (Public Utilities Commission) 12/07/20; RECEIVED FROM DEPARTMENT.

12/15/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/21/2021.

PROPOSED RESOLUTIONS

201345 [Lease Amendment - Gotham Enterprises, LLC - Specialty Coffee Facilities - Term Extension]

Resolution approving Amendment No. 3 to the Specialty Coffee Facilities Lease No. 03-0069, between Gotham Enterprises, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, to extend the term of the Lease by three years to December 31, 2023, with a condition that the Airport Director, at his sole and absolute discretion, may terminate earlier by providing six months' advance written notice to tenant, with no change to the current minimum annual guarantee, subject to adjustment in accordance with the terms and conditions of the Lease, effective upon approval by the Board of Supervisors. (Airport Commission)

12/03/20; RECEIVED FROM DEPARTMENT.

201346 [Lease Amendment - D-Lew Enterprises, LLC - Domestic Terminal Food and Beverage Program - Term Extension]

Resolution approving Amendment No. 2 to Domestic Terminal Food and Beverage Lease No. 03-0203 between D-Lew Enterprises, LLC and the City and County of San Francisco, acting by and through its Airport Commission, for a second extension of the term for three years to no later than December 31, 2023, with a condition that the Airport Director, at his sole and absolute discretion, may terminate earlier by providing six months' advance written notice, with no change to the current minimum annual guarantee, subject to adjustment in accordance with the terms and conditions of the Lease, effective upon approval by the Board of Supervisors. (Airport Commission)

12/03/20; RECEIVED FROM DEPARTMENT.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201347 [Lease Amendment - InMotion Entertainment Group, LLC - Electronics and Technology Stores - Term Extension]

Resolution approving Amendment No. 3 to the Electronics and Technology Stores in Terminal 2 and Terminal 3 Lease No. 10-0038, between InMotion Entertainment Group, LLC, dba InMotion and the City and County of San Francisco, acting by and through its Airport Commission, for a second extension of the term for three years to no later than December 31, 2023, with a condition that the Airport Director, at his sole and absolute discretion, may terminate earlier by providing six months' advance written notice, with no change to the current minimum annual guarantee, subject to adjustment in accordance with the terms and conditions of the Lease, effective upon approval by the Board of Supervisors. (Airport Commission)

12/03/20; RECEIVED FROM DEPARTMENT.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

201348 [Lease Amendment - DFS Group, L.P. - The International Terminal Duty Free and Luxury Lease - Temporary Modified Percentage Rent Structure or Reinstatement of Minimum Annual Guarantee - \$42,000,000]

Resolution approving Amendment No. 2 to the International Terminal Duty Free and Luxury Store Lease No. 17-0303 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission, which continues the temporary modified percentage rent structure to 33% of sales through the earlier to occur of December 31, 2023, or the reinstatement of the minimum annual guarantee of \$42,000,000 contingent upon completion of certain construction projects by December 31, 2021, with no change to the 14-year term, to commence upon approval by the Board of Supervisors. (Airport Commission)

12/07/20; RECEIVED FROM DEPARTMENT.

201349 [Airport Professional Services Agreement Modification - KONE Inc. - Escalator and Electric Walk Maintenance - Not to Exceed \$18,765,600]

Resolution approving Modification No. 3 to Airport Contract No. 50205, Escalator and Electric Walk Maintenance, Repair, and On-Call Services, with KONE Inc., to increase the contract amount by \$9,000,000 for a new not to exceed contract amount of \$18,765,600 with no change to the contract term, to commence upon approval by the Board of Supervisors, pursuant to Charter, Section 9.118(b). (Airport Commission)

(Fiscal Impact; No Budget and Legislative Analyst Report)

12/07/20: RECEIVED FROM DEPARTMENT.

12/15/20; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Haney

To: Budget and Legislative Analyst, Controller, Office of Small Business, Office of Economic and Workforce Development, Public Health Officer, and Department of Public Health Requesting/Inquiring: Report on impacts of adopting the new Regional Stay at Home Order and the overall pandemic on small businesses who are closing, scaling back operations, or going out of business, and the impacts on their workers; the city's plan to assist affected businesses and workers to ensure immediate and long-term support and recovery; and the local, state and federal resources that can be made available to support small businesses and workers.

From: Supervisor Walton

To: City Attorney

Requesting/Inquiring: Draft an emergency ordinance providing all employees of grocery stores an additional five dollars per hour in hazard pay for the duration that the City and County of San Francisco is in the Purple, Red, or Orange level of Community Disease Transmission for COVID-19 under State Health orders.

From: Supervisor Walton

To: City Attorney

Requesting/Inquiring: Draft amendments to strengthen the Language Access Ordinance to ensure all residents and small businesses have access to city services, web postings, signage, and other public information in their native language.

In Memoriams

Karla Giannini - Supervisor Stefani Dorothy Lee - Supervisor Fewer Stephen K. Lee - Supervisor Peskin Loretta Ann Thomas - Supervisor Peskin Joe Pecora - Supervisor Preston

ADJOURNMENT

There being no further business, the Board adjourned at the hour 9:54 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 January 26, 2021.

Angela Calvillo, Clerk of the Board