

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, February 23, 2021 - 2:00 PM

**Held via Videoconference**  
*(remote public access provided via teleconference)*  
[www.sfgovtv.org](http://www.sfgovtv.org)

### Regular Meeting

SHAMANN WALTON, PRESIDENT  
CONNIE CHAN, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, MYRNA MELGAR,  
AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

#### Meeting Days

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

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

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**Members Present:** Connie Chan, Matt Haney, Rafael Mandelman, Gordon Mar, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Shamann Walton

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*The Board of Supervisors of the City and County of San Francisco met in regular session through videoconferencing, and provided public comment through teleconferencing, on Tuesday, February 23, 2021, with President Shamann Walton presiding.*

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

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

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at <https://sfbos.org/remote-meeting-call>.*

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

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

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

*Supervisor Mandelman was noted not present.*

*A quorum of the Board was present.*

*Supervisor Mandelman was noted present at 2:03 p.m.*

## COMMUNICATIONS

*Angela Calvillo, Clerk of the Board, announced that due to the COVID-19 health emergency, Board Members will participate in the meeting remotely, through videoconference and to the same extent as if they were physically present. To the members of the public, when general public comment is called, you may contribute live comments for up to two minutes by dialing the provided telephone number. When you are connected, you will receive another prompt, dial \* 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. Written comments may be submitted through email ([bos@sfgov.org](mailto:bos@sfgov.org)) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

*President Walton acknowledged February as Black History Month and requested two videos be played in honor of the occasion: Janice Smith singing the Black National Anthem and Erica Morris reciting her poem "What does it mean to be Black in San Francisco?"*

## APPROVAL OF MEETING MINUTES

*President Walton inquired whether any Member of the Board had any corrections to the January 12, 2021, Board Regular Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Preston, seconded by Supervisor Peskin, moved to approve the January 12, 2021, Board Regular Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## AGENDA CHANGES

*There were no agenda changes.*

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

**201414 [Administrative Code - San Francisco Music and Entertainment Venue Recovery Fund]**

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

Ordinance amending the Administrative Code to establish the San Francisco Music and Entertainment Venue Recovery Fund to provide grants to certain music and entertainment venues whose operations have been negatively impacted by the COVID-19 emergency.

**Ordinance No. 022-21**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210027 [Appropriation - Municipal Transportation Agency Revenue Bond Proceeds - Street and Transit Projects - \$129,000,000 - FY2020-2021]**

**Sponsor: Mayor**

Ordinance appropriating \$129,000,000 of Revenue Bond proceeds to the Municipal Transportation Agency for street and transit projects in Fiscal Year (FY) 2020-2021; and placing these funds on the Controller's Reserve pending receipt of proceeds of indebtedness.

(Fiscal Impact)

**Ordinance No. 023-21**

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

#### **201415 [Waiver of Business Registration Fees and Certain License Fees]**

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

Ordinance waiving business registration fees for the fiscal year commencing July 1, 2020, and certain license fees originally due on March 31, 2020, for businesses with \$25,000,000 or less in San Francisco gross receipts that received more than 50% of such receipts from business activities precluded during all or a portion of the period from March 17, 2020, through March 1, 2021, due to a Local Health Officer's order to mitigate the spread of COVID-19 and/or from the activities of a facility that prepares and serves food for delivery or carry out or a restaurant, and refunding any waived amounts paid to the City.

(Fiscal Impact)

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

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

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*President Walton requested File Nos. 210030 and 210031 be called together.*

### **Supervisor Safai Excused from Voting**

**Supervisor Peskin, seconded by Supervisor Melgar, moved that Supervisor Safai be excused from voting on File Nos. 210030 and 210031.**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton

Excused: 1 - Safai

#### **210030 [Building Code - Fee Waiver for Accessory Dwelling Units]**

**Sponsors: Mar; Melgar, Chan and Haney**

Ordinance amending the Building Code to waive specified fees for certain accessory dwelling unit projects through June 30, 2023; requiring the Department of Building Inspection to annually report on such waivers; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

**Supervisor Mar, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of March 2, 2021. The motion carried by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton

Excused: 1 - Safai

**210031 [Appropriation - General Reserve - Department of Building Inspection - Accessory Dwelling Unit Permit Services - \$165,000 - FY2020-2021]****Sponsor: Mar**

Ordinance appropriating \$165,000 from the General Reserve in the Department of Building Inspection to provide Accessory Dwelling Unit permit services in Fiscal Year (FY) 2020-2021.

**Supervisor Mar, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of March 2, 2021. The motion carried by the following vote:**

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

*President Walton requested File Nos. 201321, 201345, 201346, and 201347 be called together.*

**201321 [Lease Amendment - Air Sun J.V. - Terminal 3 Concourse Specialty Store - Term Extension]**

Resolution approving Amendment No. 2 to Terminal 3 Concourse Specialty Store Lease No. 09-0176 between Air Sun J.V., a joint venture between Luxottica of America, Inc. and Corliss Stone-Littles, 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 their 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)

**Resolution No. 069-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**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)

**Resolution No. 070-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**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 their 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)

**Resolution No.** 071-21

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**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 their 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)

**Resolution No.** 072-21

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Walton requested File Nos. 201399, 210035, 210036, 210080, and 210081 be called together. During the discussion on these matters, privilege of the floor was granted unanimously to Arielle Fleisher and Greg Wong (Department of Public Health) who responded to questions raised.

**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 - Total Amount of \$144,230]**

**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)

*Supervisor Peskin, seconded by Supervisor Mandelman requested this Resolution be CONTINUED to the Board of Supervisors meeting of March 2, 2021. Before the vote was taken, Supervisor Peskin withdrew his motion and Supervisor Mandelman withdrew his second.*

**Resolution No. 073-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210010 [Performance Contract Amendment - California Department of Health Care Services - County of San Francisco - Mental Health Services Act and Various Programs]**

Resolution approving Amendment No. 1 to Performance Contract No. 18-95270, between the County of San Francisco, Department of Public Health, and the California Department of Health Care Services, adding the Substance Abuse Prevention and Treatment Block Grant to the programs covered by Performance Contract No. 18-95270, for the period of July 1, 2018, through June 30, 2021. (Public Health Department)

**Resolution No. 074-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210035 [Accept and Expend Gift - Retroactive - The Joan Kelley-Ryder Bequest - Support of Resident Care Programs - \$200,000]**

**Sponsors: Mayor; Melgar**

Resolution retroactively authorizing the Department of Public Health to accept and expend a monetary gift in the amount of \$200,000 from the Joan Kelley-Ryder Trust to support resident care programs for the residents at Laguna Honda Hospital and Rehabilitation Center, for the period of December 1, 2020, through December 30, 2030. (Public Health Department)

*Supervisor Peskin, seconded by Supervisor Mandelman requested this Resolution be CONTINUED to the Board of Supervisors meeting of March 2, 2021. Before the vote was taken, Supervisor Peskin withdrew his motion and Supervisor Mandelman withdrew his second.*

**Resolution No. 075-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton



**210036 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Heluna Health - Epidemiology and Laboratory Capacity Coronavirus Aid, Relief, and Economic Security Act (CARES) 2020 - \$242,472]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$242,472 from the Centers for Disease Control and Prevention through Heluna Health for participation in a program, entitled "Epidemiology and Laboratory Capacity Coronavirus Aid, Relief, and Economic Security Act (CARES) 2020 Emerging Issues Project Funding for Adjusting Community Mitigation in Response to COVID-19," for the period of May 1, 2020, through March 31, 2022. (Public Health Department)

*Supervisor Peskin, seconded by Supervisor Mandelman requested this Resolution be CONTINUED to the Board of Supervisors meeting of March 2, 2021. Before the vote was taken, Supervisor Peskin withdrew his motion and Supervisor Mandelman withdrew his second.*

**Resolution No. 076-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210080 [Accept and Expend Grant - Retroactive - Robert Wood Johnson Foundation - Evaluating San Francisco's Street Crisis Response Team as a Model for Treating Mental and Substance-Use Issues Among Adults Experiencing Homelessness - \$300,000]**

**Sponsors: Mayor; Ronen, Mandelman, Haney and Safai**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$300,000 from the Robert Wood Johnson Foundation for participation in a program, entitled "Evaluating San Francisco's Street Crisis Response Team as a Model for Treating Mental and Substance-Use Issues Among Adults Experiencing Homelessness," for the period of December 15, 2020, through June 14, 2022. (Public Health Department)

*Supervisor Peskin, seconded by Supervisor Mandelman requested this Resolution be CONTINUED to the Board of Supervisors meeting of March 2, 2021. Before the vote was taken, Supervisor Peskin withdrew his motion and Supervisor Mandelman withdrew his second.*

**Hearing No. 078-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210081 [Accept and Expend Grant - Retroactive - California Department of Public Health - California Home Visiting Program State General Fund Innovation - \$3,000,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$3,000,000 from the California Department of Public Health for participation in a program, entitled "California Home Visiting Program State General Fund Innovation," for the period of November 10, 2020, through June 30, 2023. (Public Health Department)

*Supervisor Peskin, seconded by Supervisor Mandelman requested this Resolution be CONTINUED to the Board of Supervisors meeting of March 2, 2021. Before the vote was taken, Supervisor Peskin withdrew his motion and Supervisor Mandelman withdrew his second.*

**Resolution No. 079-21**

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210082 [Authorizing Expenditures - SoMa Community Stabilization Fund - Nonprofit-Owned Facility - \$3,000,000]****Sponsors: Mayor; Safai**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$3,000,000 to acquire and/or renovate a nonprofit-owned facility in the South of Market neighborhood, in accordance with the purposes and goals for the funding set forth in the Strategic Plan and the Funding Recommendations approved by the SoMa Community Stabilization Fund Community Advisory Committee. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**Resolution No. 080-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210083 [Multifamily Housing Revenue Note - 1223 Webster Street - Fillmore Marketplace Partners, L.P. - Not to Exceed \$21,762,000]****Sponsor: Mayor**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$21,762,000 for the purpose of providing financing for the acquisition and rehabilitation of a 120-unit multifamily rental housing project located at 1223 Webster Street, known as "Fillmore Marketplace Apartments;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lender to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

**Resolution No. 081-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210117 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$58,435]****Sponsors: Mayor; Haney**

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$58,435 for tenant improvements to Kapwa Gardens at 967 Mission Street, in accordance with the purposes and goals for the funding set forth in the Strategic Plan and the Funding Recommendations approved by the SoMa Community Stabilization Fund Community Advisory Committee.

**Resolution No. 082-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Recommendation of the Budget and Appropriations Committee****210071 [California Constitution Appropriations Limit - FY2020-2021 - \$8,364,999,808]**

Resolution establishing the appropriations limit of \$8,364,999,808 for Fiscal Year (FY) 2020-2021, pursuant to California Constitution, Article XIII B. (Controller)  
(Fiscal Impact)

**Resolution No.** 077-21

**ADOPTED** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Recommendations of the Rules Committee****Supervisor Ronen Excused from Voting**

Supervisor Peskin, seconded by Supervisor Melgar, moved that Supervisor Ronen be excused from voting on File No. 210101. The motion carried by the following vote:

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

**210101 [Appointment, Association of Bay Area Governments, Executive Board - Supervisor Hillary Ronen]**

Motion appointing Supervisor Hillary Ronen, term ending June 30, 2021, as an alternate member to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

**Motion No.** M21-018

**APPROVED** by the following vote:

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

### **Appointment of President Pro Tempore**

*At the request of President Walton, Supervisor Peskin assumed the chair at 3:25 p.m. The President resumed the chair at 3:27 p.m.*

### **President Walton Excused from Voting**

**Supervisor Peskin, seconded by Supervisor Mandelman, moved that President Walton be excused from voting on File No. 210103. The motion carried by the following vote:**

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

### **210103 [Reappointment, Bay Area Air Quality Management District, Board of Directors - Supervisor Shamann Walton]**

Motion reappointing Supervisor Shamann Walton, term ending February 1, 2025, to the Bay Area Air Quality Management District, Board of Directors. (Clerk of the Board)

**Motion No. M21-027**

**APPROVED by the following vote:**

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

*President Walton requested File Nos. 210102, 210104, 210105, and 210108 be called together.*

### **Supervisor Melgar Excused from Voting**

**Supervisor Ronen, seconded by Supervisor Peskin, moved that Supervisor Melgar be excused from voting on File Nos. 210102, 210104, 210105, and 210108. The motion carried by the following vote:**

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

### **210102 [Appointment, Association of Bay Area Governments, Executive Board - Supervisor Myrna Melgar]**

Motion appointing Supervisor Myrna Melgar, term ending June 30, 2021, as an alternate member to the Association of Bay Area Governments, Executive Board. (Clerk of the Board)

**Motion No. M21-019**

**APPROVED by the following vote:**

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

**210104 [Appointment, Bay Area Air Quality Management District, Board of Directors - Supervisor Myrna Melgar]**

Motion appointing Supervisor Myrna Melgar, term ending February 1, 2025, to the Bay Area Air Quality Management District, Board of Directors. (Clerk of the Board)

**Motion No.** M21-020

**APPROVED by the following vote:**

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

**210105 [Appointment, Golden Gate Bridge, Highway and Transportation District, Board of Directors - Supervisor Myrna Melgar]**

Motion appointing Supervisor Myrna Melgar, term ending January 31, 2023, to the Golden Gate Bridge, Highway and Transportation District, Board of Directors. (Clerk of the Board)

**Motion No.** M21-021

**APPROVED by the following vote:**

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

**210108 [Appointment, Children and Families First Commission - Supervisor Myrna Melgar]**

Motion appointing Supervisor Myrna Melgar, for an indefinite term, to the Children and Families First Commission. (Clerk of the Board)

**Motion No.** M21-022

**APPROVED by the following vote:**

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

**Supervisor Chan Excused from Voting**

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that Supervisor Chan be excused from voting on File No. 210106. The motion carried by the following vote:**

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

**210106 [Appointment, San Francisco Local Agency Formation Commission - Supervisor Connie Chan]**

Motion appointing Supervisor Connie Chan, term ending February 4, 2023, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

**Motion No.** M21-023

**APPROVED by the following vote:**

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

**Supervisor Safai Excused from Voting**

Supervisor Ronen, seconded by Supervisor Mandelman, moved that Supervisor Safai be excused from voting on File No. 210107. The motion carried by the following vote:

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

**210107 [Appointment, Behavioral Health Commission - Supervisor Ahsha Safai]**

Motion appointing Supervisor Ahsha Safai, term ending January 1, 2023, to the Behavioral Health Commission. (Clerk of the Board)

**Motion No. M21-024**

**APPROVED** by the following vote:

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

**210114 [Appointments, Guaranteed Income Advisory Group - Shirley Yee, Jacob Denney, James Pugh, Gloria Berry, Norel Knowles, Roberto Ariel Vargas, Bina Shrimali and Elena Chavez Quezada]**

Motion appointing Shirley Yee (residency requirement waived), Jacob Denney, James Pugh (residency requirement waived), Gloria Berry, Norel Knowles, Roberto Ariel Vargas (residency requirement waived), Bina Shrimali, and Elena Chavez Quezada, for indefinite terms, to the Guaranteed income Advisory Group. (Rules Committee)

**Motion No. M21-025**

**APPROVED** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

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

## COMMITTEE REPORTS

### Recommendation of the Land Use and Transportation Committee

#### **210141 [Administrative Code - Extension Of Temporary Tenant Protections Due To COVID-19]**

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

Ordinance amending the Administrative Code to limit residential evictions through June 30, 2021, unless the eviction is based on the non-payment of rent or is necessary due to violence-related issues or health and safety issues.

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

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

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

### Recommendation of the Rules Committee

#### **210032 [Administrative Code - Establishing the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group]**

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

Ordinance amending the Administrative Code to establish the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise the Board of Supervisors, the Mayor, and the San Francisco Unified School District regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs.

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

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

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Gilbert Crisswell; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Speaker; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Francisco Da Costa; expressed concerns regarding the lack of adequate planning to distribute the COVID vaccine and provide testing.*

*Ryan McGilley; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Dan Marzen; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Speaker; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Darion Holston; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Peter Warfield; shared thoughts on the passing of Poet Lawrence Ferlinghetti, and expressed concerns regarding the limited access to government agencies and the Public Library and ways to contact them.*

*Barry Toronto; shared thoughts on the passing of Poet Lawrence Ferlinghetti, and expressed concerns regarding the uptick in crime and transportation projects.*

*Jessica Layman; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Michael Lyon; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Jordan Davis; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Maria Deyan; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*Julie; expressed concerns regarding issues occurring at the hospitals during the pandemic, including the lack of response to those with mental health issues.*

*Claudia Summer; expressed support of newly introduced legislation regarding the disabled and certain at-risk populations to be included in the COVID vaccine plan.*

*John Elliott; expressed support of the Slow Streets Program and the need to evaluate retaining its existence.*

*Betty; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Lloyd Gates; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Maggie Crood; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Mauricio Lim; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*Timothy Jensen; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*

*John Gomez; expressed support of the newly introduced legislation regarding emergency hazard pay for grocery workers.*



## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **210145** [Lunar New Year 2021]

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

Resolution celebrating 2021 as Year of the Ox, and recognizing February 12, 2021, as the start of Lunar New Year 4719 in the City and County of San Francisco.

**Resolution No. 083-21**

**ADOPTED**

### **210148** [Urging the State Legislature to Pass California State Senate Bill No. 314 (Wiener) - Bar and Restaurant Recovery Act]

**Sponsors: Mandelman; Haney, Chan, Walton and Safai**

Resolution urging passage of California State Senate Bill No. 314, Bar and Restaurant Recovery Act, authored by Senator Scott Wiener, to provide much-needed relief for restaurants and bars and to ensure they are able to recover economically after the COVID-19 pandemic.

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

**Resolution No. 085-21**

**ADOPTED**

### **210150** [Supporting United States Senate Bill 4865 (Brown) - Full-Service Community Schools Expansion Act of 2020]

**Sponsors: Ronen; Melgar, Haney, Chan, Stefani, Mandelman and Safai**

Resolution supporting United States Senate Bill 4865, introduced on October 26, 2020, by United States Senator Sherrod Brown (D-OH), which would increase funding for the federal full-service Community Schools Program from its current level of \$30 million to \$1 billion per year by fiscal year 2025, as well as add a grant program for states, enhance technical assistance, and promote best practices in Community Schools.

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

**Resolution No. 087-21**

**ADOPTED**

### **210151** [Supporting California State Assembly Bill No. 71 (Rivas) - Bring California Home Act]

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

Resolution supporting California State Assembly Bill No. 71, Bring California Home Act, authored by Assembly Member Luz Rivas and co-authored by Assembly Members Richard Bloom, David Chiu, and Buffy Wicks.

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

**Resolution No. 088-21**

**ADOPTED**

**210152 [Supporting California State Senate Bill No. 107 (Wiener) - CalFresh]****Sponsors: Walton; Melgar, Preston, Peskin, Chan, Ronen, Haney, Stefani, Mandelman and Safai**

Resolution supporting California State Senate Bill No. 107, authored by Senator Scott Wiener and co-authored by Senator Bill Dodd, on CalFresh to reduce the prevalence of food insecurity and poverty among older adults and people with disabilities.

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

**Resolution No. 089-21****ADOPTED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

*Supervisor Peskin requested that File Nos. 210120 and 210149 be severed so that they may be considered separately.*

**210120 [Approval of a Six-Month Retroactive Extension for Planning Commission Review to Allow Temporary Use of Hotels and Motels for Permanent Supportive Housing (File No. 201218)]****Sponsor: Mayor**

Resolution retroactively extending by six months the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 201218) amending Planning Code and Administrative Code to allow certain hotels and motels to be used for Permanent Supportive Housing purposes without thereby abandoning or discontinuing the hotel 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 findings of public necessity, convenience, and welfare under Planning Code, Section 302.

*Privilege of the floor was granted unanimously to Sophia Kittler (Mayor's Office) who responded to questions raised throughout the discussion.*

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

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210149 [Urging a Fossil-Free Appointee to the Retirement Board of the San Francisco Employees' Retirement System]****Sponsors: Peskin; Safai, Walton, Ronen, Preston, Mandelman and Mar**

Resolution urging Mayor London Breed to appoint an individual to the Retirement Board of the San Francisco Employees' Retirement System (SFERS) who has experience in the divestiture of failing assets, including the system's investments in fossil fuels, and who will commit to developing a plan for full divestment from those assets.

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

**Resolution No. 086-21****ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*Supervisor Haney requested that File No. 210146 be severed so that it may be considered separately.*

**210146 [Urging the Prioritization of People with Underlying Health Conditions and Disabilities in Vaccine Distribution]**

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

Resolution urging the State of California and San Francisco Department of Public Health to prioritize people with underlying health conditions and disabilities in COVID-19 vaccine distribution guidelines in partnership with the California Department of Developmental Services and In-Home Supportive Services programs.

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

**Supervisor Haney, seconded by Supervisor Preston, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 19-21, by adding 'WHEREAS, The new California State vaccine guidelines provides access for people aged 16-49 who have a specific disability or underlying health condition on a short and exhaustive list beginning on March 15, 2021; and', and Lines 23-24, by adding 'more expansive'; and on Page 3, Line 3, by changing 're-prioritize' to 'prioritize', and Line 5, by adding 'and move the March 15, 2021 start date earlier as vaccine supplies allow'. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Resolution No. 084-21**

**ADOPTED AS AMENDED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*Supervisor Mar requested that File No. 210154 be severed so that it may be considered separately.*

**210154 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Thirty-Fourth Supplement]**

**Sponsors: Walton; Safai and Mar**

Motion concurring in actions taken by the Mayor in the Thirty-Fourth Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by expanding the City's paid sick leave program to provide up to 80 hours of paid sick leave for Department of Public Health employees who work on an "as needed" basis.

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

**Motion No. M21-026**

**APPROVED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **IMPERATIVE AGENDA**

*There were no imperative agenda items.*

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

## ORDINANCES

**210177 [Appropriation - Property Tax Revenue \$89,900,000 - Various Departments - Small Businesses, Arts and Cultural Organizations, and Families Relief for COVID-19 and Overdose Prevention - De-appropriation - Business Fee Revenue - \$28,200,000 - FY2020-21]**

**Sponsors: Mayor; Stefani, Walton, Ronen, Haney, Safai and Mandelman**

Ordinance appropriating \$20,000,000 of property tax revenue to the Office of Economic and Workforce Development in Fiscal Year (FY) 2020-2021 for a grant program to provide relief to over 2,000 low-income small businesses across the City, in particular those most impacted by Shelter in Place orders, and those that have not accessed state or federal financial programs; and for a loan program which will complement and expand existing local, state, and federal initiatives aimed at providing relief for small businesses struggling as a result of COVID-19.  
(Fiscal Impact)

02/23/21; ASSIGNED to Budget and Finance Committee.

**210178 [Appropriation - Property Tax - Hotel Tax for Arts General Fund Backfill - Various Departments - ADM - \$11,228,000 Grants for the Arts; ART - \$787,867 Arts Impact Endowment; \$604,428 Cultural Centers; \$4,409,000 Cultural Equity Endowment - FY2020-2021]**

**Sponsors: Mayor; Peskin, Walton, Ronen, Haney, Mandelman and Stefani**

Ordinance appropriating \$11,228,000 from Property Tax to the General Services Agency - City Administrator (ADM) for Grants for the Arts; \$604,428 to the Arts Commission (ART) for Cultural Centers; and \$4,409,000 for the Cultural Equity Endowment for Fiscal Year (FY) 2020-2021.  
(Fiscal Impact; No Budget and Legislative Analyst Report)

02/23/21; ASSIGNED to Budget and Finance Committee.

**210179 [Accept and Expend Grant - Amend the Annual Salary Ordinance - Retroactive - Crankstart Foundation - Kelson Foundation - Clean Slate Program Grant - \$250,000 and \$35,000 Respectively]**

**Sponsors: Melgar; Safai, Mar and Haney**

Ordinance retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of \$250,000 from the Crankstart Foundation, and a grant in the amount of \$35,000 from Kelson Foundation, to expand by 25-30% the capacity of the Clean Slate Unit to meet the increased demand for Clean Slate services for the period of January 1, 2021, through December 31, 2021; and to amend the Annual Salary Ordinance No. 166-20 (Annual Salary Ordinance, File No. 200568 for Fiscal Years 2020-2021 and 2021-2022) to provide for the addition of two grant-funded positions, 1 FTE in Class 8177 Attorney and 1 FTE in Class 8173 Legal Assistant. (Public Defender)

02/23/21; ASSIGNED UNDER 30 DAY RULE to Budget and Appropriations Committee, expires on 3/25/2021.

**210180 [Business and Tax Regulations Code - Extending Temporary Suspension of Business Registration and Fee for Transportation Network Company Drivers and Taxi Drivers]**

**Sponsors: Peskin; Safai**

Ordinance amending the Business and Tax Regulations Code to extend through Fiscal Year 2021-2022 the temporary suspension of the application of the business registration and fee requirements for transportation network company drivers and taxi drivers.

02/23/21; ASSIGNED to Budget and Finance Committee.

**210181 [Emergency Ordinance - COVID-Related Hazard Pay]**

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

Emergency ordinance to temporarily require certain grocery stores, drug stores, and property service contractors for grocery stores and drug stores to pay employees an additional five dollars per hour 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)

02/23/21; ASSIGNED to Government Audit and Oversight Committee.

**210182 [Planning Code, Zoning Map - 2500-2530 18th Street Affordable Housing Special Use District]**

**Sponsors: Walton; Ronen and Stefani**

Ordinance amending the Planning Code to create the new 2500-2530 18th Street Affordable Housing Special Use District (Assessor's Parcel Block No. 4014, Lot Nos. 002 and 002A), to facilitate the development of affordable housing at the site; amending the Zoning Map to rezone the lots from PDR-1-G (Production, Distribution, and Repair, General) to UMU (Urban Mixed Use) and to map the new special use district; 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.

02/23/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/25/2021.

## RESOLUTIONS

### **210183 [Issuance and Sale of General Obligation Refunding Bonds, Series 2021-R1 and Series 2021-R2 - Not to Exceed \$220,000,000]**

**Sponsor: Mayor**

Resolution approving the issuance and sale of not to exceed \$220,000,000 aggregate principal amount of City and County of San Francisco General Obligation Refunding Bonds, Series 2021-R1, and City and County of San Francisco General Obligation Refunding Bonds, Series 2021-R2, to refund certain outstanding General Obligation Bonds of the City; approving the form and authorizing the distribution of the Preliminary Official Statement and authorizing execution, delivery and distribution of the Official Statement relating to the sale of said bonds; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds, as defined herein.

(Fiscal Impact)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **210184 [Establishment of Small Business Emergency Relief Program - Not to Exceed \$7,300,000 Funding/Loan Agreements - California Rebuilding Fund, LLC - Expected Amount \$4,200,000 - Funding/Grant Agreements - Kiva Microfunds - Expected Amount \$3,100,000]**

**Sponsors: Mayor; Stefani**

Resolution authorizing the establishment of a small business emergency financial relief program to be administered by the Office of Economic and Workforce Development (OEWD), and authorizing the Director of OEWD to enter into one or more funding/loan agreements with the California Rebuilding Fund, LLC in an amount not to exceed \$2,000,000 to facilitate the origination of loans to certain small businesses in the City; and to enter into one or more funding/grant agreements with Kiva Capital Management, LLC in an amount not to exceed \$1,400,000 to provide monies for an interest buydown fund for loans facilitated by the California Rebuilding Fund to certain small businesses in the City, and to take necessary actions in connection therewith, as defined herein.

(Fiscal Impact)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **210185 [Contract Agreement - Color Health, Inc. - End-to-End Community COVID-19 Testing Services - Not to Exceed \$52,289,523]**

**Sponsor: Mayor**

Resolution approving the agreement between Color Health, Inc. and the Department of Public Health for end-to-end community COVID-19 testing services, for an amount not to exceed \$65,500,000 for a total agreement term of April 6, 2021, through March 31, 2022.

(Fiscal Impact)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210186 [Accept and Expend Grant - Retroactive - Federal Highway Administration - Emergency Relief Program - O'Shaughnessy Boulevard Emergency Relief Project - \$3,015,619.50]**

**Sponsor: Mayor**

Resolution retroactively authorizing Public Works to accept and expend an increased amount of \$226,265.50 for a total grant amount of \$3,015,619.50 from the United States Department of Transportation Federal Highway Administration Federal Emergency Relief Program to fund the construction of the Public Works' O'Shaughnessy Boulevard Emergency Relief Project, for the period of September 23, 2019, through June 30, 2025. (Public Works)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210187 [Ground Lease - MHDC Mariposa Gardens Associates LP - 2445 Mariposa Street - \$20,000 Annual Base Rent]**

**Sponsor: Mayor**

Resolution approving and authorizing a long term amended and restated ground lease with MHDC Mariposa Gardens Associates LP, on City owned land at 2445 Mariposa Street, Assessor's Parcel Block No. 4014, Lot No. 001, for a term of 38 years, to commence following approval by the Board of Supervisors, with one 44-year option to extend, and with an annual base rent of \$20,000 in order to rehabilitate a 100% affordable, 62-unit multifamily rental housing development (plus one staff unit) for low-income persons; adopting findings that the amended and restated ground lease is consistent with the California Environmental Quality Act, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and Director of the Mayor's Office of Housing and Community Development to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Fiscal Impact)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210188 [Michael P. Kelly - March 10, 2021]**

**Sponsors: Melgar; Walton and Safai**

Resolution commending Michael P. Kelly for his decades of service to the City and County of San Francisco, wishing him well in his much-deserved retirement, and to declare March 10, 2021, as Michael P. Kelly Day in the City and County of San Francisco.

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210189 [Urging Congress to Introduce and Pass a Resolution Calling for Immediate Ceasefire and Respect for Human Rights in Tigray, Ethiopia]**

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

Resolution urging the United States Congress to introduce and pass a Resolution calling for peace and respect for human rights in Tigray; condemning human rights violations and violence against the people of Tigray; urging the Ethiopian government to immediately restore all forms of communication, critical services, and allow unimpeded, sustained, and secured access for humanitarian aid; and urging the United Nations to undertake a full and independent investigation into the atrocities in Tigray and to employ all preventative and diplomatic efforts to protect civilians in the region and address the humanitarian crisis.

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210190 [Lease Amendment - Increasing City Allowance Provided for Tenant Improvements - Volunteers in Medicine - 35 Onondaga Avenue - Reimbursement of Up to \$1,660,000]**

**Sponsor: Safai**

Resolution authorizing the Director of Property to execute a first amendment to a restated ten-year commercial lease, with two five-year extension options, between the City and County of San Francisco, as landlord, and Volunteers in Medicine, DBA Clinic By the Bay, as tenant, for the City-owned property located at 35 Onondaga Avenue; authorizing the reimbursement of up to a total of \$1,660,000 for tenant improvements, to commence following Board approval upon execution of the lease.

(Fiscal Impact)

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210191 [Supporting California State Assembly Bill No. 367 (Garcia) - Menstrual Equity Act of 2021]**

**Sponsors: Walton; Safai, Ronen, Haney, Preston, Stefani and Melgar**

Resolution supporting California Assembly Bill No. 367, authored by Assembly Member Cristina Garcia, and co-authored by Assembly Members Laura Friedman, Ash Kalra, and Sydney Kamlager, and co-authored by Senator Maria Elena Durazo, to require public schools maintaining any combination of classes from grades 6 to 12 inclusive to stock at least 50% of the school's restrooms with free menstrual products at all times.

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## MOTIONS

**210192 [Amending Board Rules of Order - Amending Board Rules 3.25, 3.26, and 3.31 Establishing the Youth, Young Adult, and Families Committee]**

**Sponsors: Ronen; Walton and Chan**

Motion amending the Rules of Order of the Board of Supervisors by amending Rules 3.25, 3.26, and 3.31 to establish the Youth, Young Adult, and Families Committee.

(Pursuant to Board Rule 3.26.1, an amendment to the Board of Supervisors' Rules of Order shall be adopted by the affirmative vote of two-thirds (8 votes) of the Board of Supervisors.)

02/23/21; RECEIVED AND ASSIGNED to Rules Committee.



**210200 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Thirty-Fifth Supplement]****Sponsor: Walton**

Motion concurring in actions taken by the Mayor in the Thirty-Fifth Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by allowing departments to extend COVID-19-related contracts through a streamlined process for an additional twelve months; allowing the Civil Service Commission to approve emergency personal service contracts without requiring advance union notification otherwise required by memoranda of understanding; authorizing the Controller to adopt a policy concerning streamlined approval of certain amendments to non-COVID-19-related contracts; and authorizing the Controller to adopt a policy under which the City may provide expedited payments of funds covering cost-of-doing-business or cost-of-living increases to nonprofit organizations that provide services under existing agreements with the City.

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210073 [Mayoral Appointment, Police Commission - Larry Yee]**

Motion approving/rejecting the Mayor's nomination for the appointment of Larry Yee to the Police Commission, for a term ending April 30, 2022. (Clerk of the Board)

(Charter, Section 4.109, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: January 25, 2021 and February 24, 2021.)

01/25/21; RECEIVED AND ASSIGNED to Rules Committee.

**210193 [Joint Closed Session - Joint Special Meeting with the Public Utilities Commission - Existing Litigation - Pacific Gas and Electric Company - March 23, 2021, at 4:30 p.m.]**

Motion that the Board of Supervisors convene in a closed session during a joint special meeting with the San Francisco Public Utilities Commission being called on March 23, 2021, at 4:30 p.m., pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: City and County of San Francisco v. Federal Energy Regulatory Commission, (United States Court of Appeals, D. C. Circuit), No. 20-1313, petition for review filed August 17, 2020, consolidated with No. 20-1458, petition for review filed November 16, 2020; City and County of San Francisco v. Federal Energy Regulatory Commission, (United States Court of Appeals, D. C. Circuit), No. 20-1084, petition for review filed March 23, 2020; consolidated with No. 20-1297, petition for review filed August 3, 2020; In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL 19-38-000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL 15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER 20-2878-000 et al, filed September 15, 2020; California Public Utilities Commission Case No. 1.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019; and California Public Utilities Commission Case No. A.20-04-023, filed April 30, 2020. (Clerk of the Board)

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210201 [Findings Reversing the Revised Mitigated Negative Declaration - 2417 Green Street]**

Motion adopting findings to reverse the Final Mitigated Negative Declaration under the California Environmental Quality Act for the proposed project located at 2417 Green Street. (Clerk of the Board)

02/23/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**210170 [Mayoral Reappointment, Historic Preservation Commission - Chris Foley]**

Motion approving/rejecting the Mayor's nomination for reappointment of Chris Foley to the Historic Preservation Commission, for a four-year term ending December 31, 2024. (Clerk of the Board) (Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, the nominee shall be deemed approved. Transmittal date: February 18, 2021.)

02/18/21; RECEIVED AND ASSIGNED to Rules Committee.

**210171 [Mayoral Reappointment, Historic Preservation Commission - Diane Matsuda]**

Motion approving/rejecting the Mayor's nomination for reappointment of Diane Matsuda to the Historic Preservation Commission, for a four-year term ending December 31, 2024. (Clerk of the Board) (Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: February 18, 2021.)

02/18/21; RECEIVED AND ASSIGNED to Rules Committee.

**210172 [Mayoral Appointment, Historic Preservation Commission - Ruchira Nageswaran]**

Motion approving/rejecting the Mayor's nomination for appointment of Ruchira Nageswaran to the Historic Preservation Commission, for a four-year term ending December 31, 2024. (Clerk of the Board)

(Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: February 18, 2021.)

02/18/21; RECEIVED AND ASSIGNED to Rules Committee.

## REQUESTS FOR HEARING

**210195 [Hearing - Department of Public Health's Budget - FYs 2021-2022 and 2022-2023]  
Sponsor: Haney**

Hearing on the overview of the Department of Public Health's budget for Fiscal Years (FYs) 2021-2022 and 2022-2023; and requesting the Department of Public Health to report.

02/23/21; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**210196 [Hearing - Office of Economic and Workforce Development's Budget - FYs 2021-2022 and 2022-2023]  
Sponsor: Haney**

Hearing on the overview of the Office of Economic and Workforce Development's budget for Fiscal Years (FYs) 2021-2022 and 2022-2023; and requesting the Office of Economic and Workforce Development to report.

02/23/21; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**210197 [Hearing - SFPUC Contracting and Community Benefits and SSIP Joint Venture Board Management Agreements]****Sponsor: Mar**

Hearing to discuss the San Francisco Public Utilities Commission's (SFPUC) contracting and Community Benefits Program and the Sewer System Improvement Program (SSIP) Joint Venture Board Management Agreements; and requesting the SFPUC and the AECOM-Parsons Joint Venture to report.

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210198 [Hearing - Status of the City's Electric Vehicle Fleet and Current Infrastructure Plans to Charge Future Fleet]****Sponsor: Melgar**

Hearing on the City's electric vehicle fleet, to determine when it would be expected to have an all-electric fleet at the current rate, and what are the departments' expected projections for the next four years towards electrifying their City fleet, and the status of each department's charging stations; and requesting the Department of Environment, San Francisco Airport, Public Utilities Commission, Police Department, Department of Building Inspection, Port, City Administrator's Office, and Real Estate Division to report.

02/23/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210199 [Hearing - Food Insecurity Programs in San Francisco]****Sponsor: Stefani**

Hearing on the Budget and Legislative Analyst's report on Food Insecurity Programs in San Francisco; and requesting the Human Services Agency, Department of Public Health, Department of Children, Youth and Their Families, and San Francisco Unified School District to report.

02/23/21; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

**Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

**PROPOSED ORDINANCES****210159 [Transmission Facilities Agreement - Pacific Gas and Electric Company - Electric Grid Interconnection - \$21,165,000]**

Ordinance approving a Transmission Facilities Agreement with Pacific Gas and Electric Company to interconnect City-owned transmission facilities to the electric grid for a total cost of \$21,165,000 and a term of four years and three months commencing in April 2021 and ending in June 2025, and waiving certain provisions of the Administrative and Environment Codes. (Public Utilities Commission)

(Fiscal Impact)

02/02/21; RECEIVED FROM DEPARTMENT.

02/23/21; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/25/2021.

**210160 [Settlement of Lawsuit - Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen - \$30,000]**

Ordinance authorizing settlement of the lawsuit filed by Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen against the City and County of San Francisco for \$30,000; the lawsuit was filed on May 20, 2019, in United States District Court - Northern District of California, Case No.

19-cv-02722; entitled Jose Poot, Kishawn Norbert, Kenyon Norbert, Marshall Higginbotham, Antoine DeWhitt, Cory Butler, Montrail Brackens, Delon Barker, Javonn Allen v. San Francisco County Sheriff's Department, et al.; the lawsuit involves claims that the sleep schedule and frequent sleep disruptions at County Jails 4 and 5 created unconstitutional conditions of confinement for the inmates; other material terms of the settlement are that the court approve the settlement. (City Attorney)

02/10/21; RECEIVED FROM DEPARTMENT.

02/23/21; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**210161 [Business and Tax Regulations Code - Administration of Vacancy Tax]**

Ordinance amending the Business and Tax Regulations Code to add provisions to administer the Vacancy Tax. (Treasurer-Tax Collector)

02/11/21; RECEIVED FROM DEPARTMENT.

02/23/21; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/25/2021.

## PROPOSED RESOLUTIONS

**210162 [Grant Agreement Amendment - San Francisco-Marin Food Bank - COVID-19 Food Assistance Program - Not to Exceed \$15,526,825]**

Resolution approving an amendment to the grant agreement between the City and County of San Francisco and San Francisco-Marin Food Bank, for the administration of the COVID-19 Food Assistance Program, to extend the grant term by nine months for a total term of July 1, 2020, through December 31, 2021, and to increase the grant amount by \$7,425,000 for a total not to exceed amount of \$17,325,000 to commence on March 16, 2021. (Human Services Agency) (Fiscal Impact)

02/01/21; RECEIVED FROM DEPARTMENT.

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210163 [Lease Amendment No. 1 - Green Beans Coffee Osteria - SFO Group - Boarding Area C Coffee Shop Lease No. 14-0046 - Reimbursement of \$357,225 - Term Extension]**

Resolution approving Amendment No. 1 to the Boarding Area C Coffee Shop Lease No. 14-0046, between Green Beans Coffee Osteria - SFO Group, and the City and County of San Francisco, acting by and through its Airport Commission, for the relocation of Tenant's operation pre-security of Boarding Area C to a new facility in Harvey Milk Terminal 1 check-in lobby, reimbursement to Tenant of its unamortized costs relating to the original premises in the amount of \$357,225 and a lease extension of ten years, effective upon approval by the Board of Supervisors. (Airport Commission)

02/08/21; RECEIVED FROM DEPARTMENT.

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**210164 [Lease Agreement - HG SFO Retailers 2017 JV, a joint venture dba Green Apple Books - Harvey Milk Terminal 1 Retail Concession Lease No.12 - \$460,000 Minimum Annual Guarantee]**

Resolution approving the Harvey Milk Terminal 1 Retail Concession Lease No. 12 - Lease No. 20-0047, between HG SFO Retailers 2017 JV, a joint venture dba Green Apple Books, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of twelve years, and a minimum annual guarantee of \$460,000 for the first year of the Lease, to commence upon Board approval. (Airport Commission)

02/11/21; RECEIVED FROM DEPARTMENT.

02/23/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Requests Granted**

*From: Supervisor Melgar*

*To: Department on the Environment, San Francisco International Airport, Public Utilities Commission, Police Department, Planning Department, Port of San Francisco, City Administrator, Real Estate Division*

*Requesting/Inquiring: The City's status on the electrification of our vehicle fleet and the current infrastructure plans to charge future fleet.*

*From: Supervisor Chan*

*To: City's Controller and Budget Analyst's Offices*

*Requesting/Inquiring: Requesting the City's Controller and Budget Analyst's Offices to conduct an investigation into SF Parks Alliance, with a specific focus on reviewing the Golden Gate Park 150th Anniversary agreement between SF Parks Alliance and the City's Recreation and Park Department, to determine whether the terms of this agreement have been incorrectly categorized as a permit when they substantially resemble a contract, which has a different public oversight and approval processes.*

## **In Memoriams**

*Jesai Kingston Andrews - Supervisor Walton and the Entire Board*

*Yolanda Jones - Supervisor Walton, Supervisor Safai and the Entire Board*

*Lucy Mirigian - Supervisor Stefani and Supervisor Peskin*

*Ann Alioto - Supervisor Stefani and the Entire Board*

*Vincent Marsh - Supervisor Peskin, Supervisor Mandelman and the Entire Board*

*Hoover Lee - Supervisor Mandelman, Supervisor Peskin and the Entire Board*

*Zoanne Nordstrom - Supervisor Mandelman, Supervisor Peskin and the Entire Board*

*Lawrence Monsanto Felinghetti - Supervisor Peskin, Supervisor Stefani and the Entire Board*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 6:04 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 April 6, 2021.*

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Angela Calvillo, Clerk of the Board