

Board of Supervisors



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, May 12, 2020

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.

CHARTER AMENDMENT

200477 [Charter Amendment - 16- and 17-Year-Olds Voting in Municipal Elections]

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

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to authorize youths aged 16 and 17 to vote in municipal elections; at an election to be held on November 3, 2020. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

ORDINANCES

200478 [General Obligation Bond Election - Health and Recovery - Not to Exceed \$438,500,000]

Sponsor: Mayor

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not to exceed \$438,500,000 to finance the acquisition or improvement of real property, including: facilities to deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 200480 [Compensation for Unrepresented Employees]**
Sponsor: Mayor
 Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensation is subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and other terms and conditions of employment and methods of payment effective July 1, 2020. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 200481 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]**
Sponsor: Mayor
 Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to provide an appropriate differential over subordinate classifications and one-time payment to employees in classification 2496 Imaging Supervisor. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 200482 [Memorandum of Understanding - Supervising Probation Officers]**
Sponsor: Mayor
 Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and the Supervising Probation Officers to include a firearms instructor premium and provide a one-time payment to employees eligible for the premium. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 200483 [Memorandum of Understanding - Service Employees International Union, Local 1021 (Miscellaneous)]**
Sponsor: Mayor
 Ordinance adopting and implementing the First Amendment to the 2019-2022 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021 (Miscellaneous) to update the night shift differential provisions to include additional classifications and provide a one-time payment to employees in specified classifications. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

RESOLUTIONS

- 200479 [General Obligation Bonds - Health and Recovery - Not to Exceed \$438,500,000]**
Sponsor: Mayor
 Resolution determining and declaring that the public interest and necessity demand the acquisition or improvement of real property, including: facilities to deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200484 [Multifamily Housing Revenue Bonds - 55 Mason Street, 216 Eddy Street - Not to Exceed \$71,000,000]

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 \$71,000,000 for 55 Mason Street and 216 Eddy 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 \$71,000,000; 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. RECEIVED AND ASSIGNED to Budget and Finance Committee.

200485 [Multifamily Housing Revenue Bonds - 480 Eddy Street, 75 Dore Street - Not to Exceed \$60,000,000]

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 \$60,000,000 for 480 Eddy Street and 75 Dore 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 \$60,000,000; 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. RECEIVED AND ASSIGNED to Budget and Finance Committee.

200486 [Multifamily Housing Revenue Bonds - 2340 San Jose Avenue (Balboa Park Upper Yard) - Not to Exceed \$80,000,000]

Sponsors: Mayor; Safai

Resolution 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 \$80,000,000 for 2340 San Jose Avenue (Balboa Park Upper Yard); 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. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 200487 [Amended Ten-Year Capital Expenditure Plan - FYs 2020-2029]**
Sponsor: Mayor
 Resolution amending the City's ten-year capital expenditure plan for FYs 2020-2029 to amend the proposed Government Obligation bond program. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 200488 [Freeway Maintenance Agreement Amendment - Caltrans - Incorporate Alemany Boulevard Bicycle Lane Improvements at State Route 101/280 Interchange]**
Sponsor: Mayor
 Resolution approving the First Amendment to the Freeway Maintenance Agreement between the City and County of San Francisco and the California Department of Transportation, to include City's maintenance of bicycle lanes and paths and cycle tracks along Alemany Boulevard at the Freeway Interchange at State Routes 101 and 280. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 200489 [Urging Mayor and City Departments to Prioritize Public Access and Transparency During COVID-19 Emergency]**
Sponsors: Fewer; Peskin, Mar, Walton, Haney and Yee
 Resolution urging the Mayor and City departments to prioritize implementation of key strategies for public access and transparency during the COVID-19 emergency, by publishing information about public meetings and policy decisions, and holding public budget meetings for select departments. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200491 [Urging the Governor to Waive California Redemption Value Fines for Small Businesses]**
Sponsor: Haney
 Resolution urging the Governor to waive fees administered to small businesses operating in unserved California Redemption Value (CRV) convenience zones and to forgive the outstanding balances of small businesses unable to pay fees related to operating in unserved CRV convenience zones. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200492 [Public Works Week - May 18, 2020, through May 22, 2020]**
Sponsor: Mandelman
 Resolution commending the women and men of San Francisco Public Works and declaring May 18, 2020, through May 22, 2020, as Public Works Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200493 [Approval of a 90-Day Extension for Planning Commission Review of Arts Activities and Social Service or Philanthropic Facilities as Temporary Uses (File No. 200215)]**
Sponsor: Ronen
 Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 200215) amending the Planning Code to allow Arts Activities and Social Service or Philanthropic Facilities as a temporary use in vacant ground-floor commercial space; affirming the Planning Department's determination under California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 200494 [Urging California to Take Immediate Action to Support Early Care Educators to Prevent Permanent Closures as a Result of COVID-19]**
Sponsors: Safai; Yee
 Resolution urging Governor Gavin Newsom to immediately release the \$350,000,000 received from the CARES Act to provide urgent support to early care providers to prevent permanent closure and to support families negatively impacted by the COVID-19 crisis. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200495 [Urging Congress to Support \$100 Billion Relief Funding for Child Care in the Next COVID-19 Relief Package]**
Sponsors: Yee; Safai, Fewer, Peskin, Mandelman, Stefani and Walton
 Resolution urging Congress to support the Federal House of Representatives recommendation supporting \$100 billion to aid in the relief, recovery, and revitalization of the child care sector in the wake of the coronavirus pandemic, authored by Congresswoman Katherine Clark, Congressmembers Jahana Hayes, Jimmy Panneta, Suzanne Bonamici, Danny Davis, and Tom Malinowski, and signed by 84 House Congress members. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200496 [Asian American and Pacific Islander Day - May 18, 2020]**
Sponsors: Yee; Ronen, Peskin, Mandelman, Stefani, Walton, Fewer, Preston, Haney, Safai and Mar
 Resolution declaring May 18, 2020, as Asian American and Pacific Islander Day Against Bullying and Hate in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

- 200497 [Authorizing the Police Commission to Hold Public Meetings]**
Sponsors: Preston; Ronen, Haney and Walton
 Motion authorizing the Police Commission to meet remotely during the COVID-19 Shelter in Place Order. RECEIVED AND ASSIGNED to Rules Committee.
- 200498 [Concurring in Actions to Meet Local Emergency - Coronavirus Response]**
Sponsor: Yee
 Motion concurring in actions taken by the Mayor in the Thirteenth Supplement to the Proclamation of Emergency, released on May 11, 2020, to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUEST FOR HEARING

- 200447 [Hearing - Committee of the Whole - Report of Delinquent Real Property Transfer Taxes - June 2, 2020, at 3:00 p.m.]**
 Hearing to consider objections to a report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0269, Lot No. 004 (364 Bush Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund, scheduled pursuant to Motion No. M20-054 (File No. 200446) approved May 12, 2020. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.

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

- 200439 [Settlement of Lawsuit - Christian Martinez - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Christian Martinez against the City and County of San Francisco for \$50,000; the lawsuit was filed on July 24, 2019, in San Francisco Superior Court, Case No. CGC-19-577895; entitled Christian Martinez v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury and property damage from a vehicle collision. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 200440 [Settlement of Lawsuit - Tomasso Albonetti - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Tomasso Albonetti against the City and County of San Francisco for \$150,000; the lawsuit was filed on September 6, 2018, in San Francisco Superior Court, Case No. CGC-18-569483; entitled Tomasso Albonetti v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 200441 [Settlement of Lawsuit - Brian Soo - \$50,500]**
Ordinance authorizing settlement of the lawsuit filed by Brian Soo against the City and County of San Francisco for \$50,500; the lawsuit was filed on May 18, 2017, in San Francisco Superior Court, Case No. CGC-17-559042; entitled Brian Soo v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City street. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 200442 [Grant of Easement - Millennium Tower Association - Millennium Tower 301 Mission Perimeter Pile Upgrade Project - \$0]**
Ordinance approving an Easement Deed and Agreement between the City and County of San Francisco and Millennium Tower Association, for certain surface and subsurface rights in a portion of the sidewalk on the southern side of Mission Street at the intersection of Mission and Fremont Streets and on the eastern side of Fremont Street at the same intersection, for \$0, to allow a structural upgrade of the 301 Mission Street high-rise building known as Millennium Tower, contingent on a number of events, including court approval of a class action settlement of the Millennium Tower Litigation; waiving requirements of Administrative Code, Chapter 23; authorizing the Director of Property to execute real estate documents, make certain modifications, and take actions in furtherance of this Ordinance, as defined herein; adopting environmental findings under the California Environmental Quality Act; and adopting findings that the easement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (City Attorney). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

200443 [Administrative Code - Requirement for Prospective Contractors to Substantiate Safety Record to be Eligible for a Public Works Contract]
Ordinance amending the Administrative Code to include as a mandatory element in the definition of the term "Responsible" substantiation of a record of safe performance on construction projects by the bidder or proposer on a Public Works or Improvement project, and to expressly require construction contract awards for all specific project-delivery methods be made only to Responsible construction contractors. (City Administrator). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED RESOLUTIONS

200444 [Contract Amendment - CityBase, Inc. - Software as a Service Agreement - Not to Exceed \$37,000,000]
Resolution authorizing the Office of the Treasurer & Tax Collector to amend a Software as a Service Agreement and support contract with CityBase, Inc., to extend to a five-year term with two options to renew for a period of two years each, for a new term of April 17, 2018, through April 16, 2023, and increasing the contract amount by \$27,400,000 for a total amount not to exceed \$37,000,000 to commence upon Board of Supervisors and Mayoral approval. (Treasurer-Tax Collector). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200445 [Lease Agreement - MRG San Francisco Terminal 3, LLC - Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease - \$750,000 Minimum Annual Guarantee]
Resolution approving the Terminal 3 Boarding Area F News and Multi-Concept Retail Store Lease No 19-0246, between MRG San Francisco Terminal 3, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options to extend, and a minimum annual guarantee of \$750,000 for the first year of the Lease, to commence following Board approval. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200448 [Report of Delinquent Real Property Transfer Taxes]
Resolution confirming report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0269, Lot No. 004 (364 Bush Street), and directing transmission of said report to the Controller and Tax Collector for collection and deposit into the General Fund. (Assessor-Recorder). RECEIVED AND ASSIGNED to Board of Supervisors.

Clerk to Act – May 12, 2020

Board Meeting Minutes for March 24, 2020, and the Special Board Meeting Minutes for March 31, 2020, were approved.

Requests Granted

From: Supervisor Mar

To: Office of the City Attorney

Requesting/Inquiring: To draft legislation to waive fees for small businesses impacted by the Covid-19 public health emergency and Shelter in Place orders. The one-time waiver will provide direct financial relief to certain small businesses on fees currently owed and may include fees administered as part of the unified license fees, and other fees levied on small businesses.

From: Supervisor Ronen

To: Department of Public Health

Re: Official Inquiry Regarding Tracking of Deaths Among Unhoused Residents

Supervisor Ronen submits the following official inquiries to the Department of Public Health:

1. Can DPH report whether there have been any deaths from coronavirus among people experiencing homelessness on the streets as of 5/12/20?
2. How many people have died on the streets since the shelter-in-place order began?
3. How does this compare to the number of deaths among unsheltered homeless individuals from this same period of time last year (March 17 - May 12, 2019)?
4. What is the protocol to discover whether people dying on the street are positive or were positive for coronavirus?

From: Supervisor Ronen and Supervisor Fewer

To: Department of Homelessness & Supportive Housing, and Recreation and Parks Department

Re/Inquiring: Official Inquiry Regarding Shower Facilities for Unhoused Residents. Supervisor Ronen and Supervisor Fewer submit the following official inquiries to the Department on Homelessness & Supportive Housing and the Recreation and Parks Department.

1. How many public showering facilities are there in the City and County of San Francisco (including but not limited to public recreation centers, locker rooms, swimming pools, gyms, etc.)?
2. Where are these facilities located?
3. Which of these facilities are accessible to unhoused residents?
4. During previous public emergencies, were makeshift shower facilities created to meet the needs of residents? If so, how and where were these facilities established?

In Memoriam

Courtney Brousseau - Full Board