

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, June 16, 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.

ORDINANCE

- 200638 [Emergency Ordinance - Cleaning and Disease Prevention Standards in Tourist Hotels and Large Commercial Office Buildings]**
Sponsors: Peskin; Safai and Walton
Emergency ordinance to establish cleaning and disease prevention standards in tourist hotels and large commercial office buildings to help contain COVID-19; to require training related to these standards for employees on paid time and to provide certain protections to employees as they perform cleaning duties; to prohibit retaliation against employees for refusing to perform work under conditions they believe may be unsafe or for reporting such conditions or exercising rights protected by the ordinance; and providing for administrative enforcement by the Department of Public Health and financial penalties as authorized by state law. ASSIGNED to Land Use and Transportation Committee.

RESOLUTIONS

- 200639 [Accept and Expend Grant - Retroactive - California Department of Public Health - Sexually Transmitted Disease Program Management and Collaboration - \$883,085]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$883,085 from the California Department of Public Health for participation in a program, entitled "Sexually Transmitted Disease Program Management and Collaboration," for the period of July 1, 2019, through June 30, 2024. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 200640 [Accept and Expend Gift - Retroactive - Yerba Buena Community Benefit District - Annie North Plaza Project - \$21,993.56]**
Sponsor: Mayor
Resolution retroactively authorizing Public Works to accept and expend a gift of \$21,993.56 from Yerba Buena Community Benefit District for costs associated with soil excavation work for Public Works' Annie North Plaza project for the period of October 1, 2019, through December 31, 2019. (Public Works). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 200641 [Requesting Update - Police Department and Department of Police Accountability - Investigation of February 22, 2019, Leaked Police Report]**
Sponsor: Fewer
Resolution requesting an update from the Police Department and Department of Police Accountability regarding the status of an investigation into the leaked police report following the death of Jeff Adachi on February 22, 2019; and urging the District Attorney to initiate a possible criminal investigation regarding the same matter. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200642 [Urging City Departments to Ensure Clients Brought into COVID-19 Response System be Placed into Shelter or Housing Post-Emergency - Urging Transparency in Hotel Referral and Grievance Policy]**
Sponsor: Haney
Resolution urging City Departments to ensure that all clients brought into the COVID-19 Response System be placed into shelter or housing post-emergency; requesting a comprehensive plan to prevent shelter in place hotel clients from being discharged to the streets; and urging transparency in hotel referral and grievance policy. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 200658 [Louis Kwok Day - June 17, 2020]**
Sponsor: Peskin
Resolution declaring June 17, 2020, "Louis Kwok Day" in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200657 [Urging the United States Congress to Pass the Justice in Policing Act of 2020]**
Sponsor: Stefani
Resolution urging the United States Congress to pass the Justice in Policing Act of 2020 in order to help define and bring urgency to the much-needed law enforcement reform efforts taking place at all levels of government throughout the United States, and to take further action on law enforcement reform. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200643 [Affirming Commitment to Redirect Resources from the San Francisco Police Department to the Black Community]**
Sponsors: Walton; Preston, Haney, Ronen, Mar, Safai and Fewer
Resolution affirming commitment from the Board of Supervisors to redirecting resources from the San Francisco Police Department to the Black community. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 200644 [Ocean Avenue Community Benefit District - FY2018-2019 Annual Report]**
Sponsor: Yee
Resolution receiving and approving an annual report for the Ocean Avenue Community Benefit District for FY2018-2019, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

MOTIONS

- 200606 [Official Naming of Unnamed Streets - Seawall Lot 337 and Pier 48 Mixed-Use Project]**
Sponsor: Mayor
Motion approving the official street names for certain unnamed streets located on San Francisco Port Commission property within the Seawall Lot 337 and Pier 48 Mixed-Use Project Area. (Port). RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 200645 [Initiative Ordinance - Business and Tax Regulations Code - Business Tax Changes]**
Sponsor: Mayor
Motion ordering submitted to the voters an Ordinance amending the Business and Tax Regulations Code to: 1) reduce the annual Business Registration Fee for businesses with \$1,000,000 or less in San Francisco gross receipts, 2) increase the small business exemption ceiling for the Gross Receipts Tax to \$1,500,000 and increase the annual Business Registration Fee on businesses benefiting from this increased exemption ceiling, 3) modify the Gross Receipts Tax rates, 4) repeal the Payroll Expense Tax, 5) increase the Gross Receipts Tax on certain taxpayers for 15 years if a court strikes down the Homelessness Gross Receipts Tax Ordinance, 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 15 years if a court strikes down the Early Care and Education Commercial Rents Tax Ordinance, and 7) make other changes to the City's business taxes; and to increase the City's appropriations limit by the total revenues collected under Articles 12-A-1 and 36 of the Business and Tax Regulations Code for four years from November 3, 2020, at an election to be held on November 3, 2020. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 200646 [Initiative Ordinance - Police Code - Public Health Emergency Leave]**
Sponsor: Mar
Motion ordering submitted to the voters at an election to be held on November 3, 2020, an Ordinance to amend the Police Code to require employers to provide public health emergency leave during a public health emergency. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 200647 [Initiative Ordinance - Authorizing the Development of Up to 10,000 Affordable Rental Units in the City Under Article 34 of the California Constitution]**
Sponsors: Preston; Haney, Ronen and Walton
Motion ordering an Ordinance to be submitted to the voters at an election to be held on November 3, 2020, authorizing the City and County of San Francisco (City) to own, develop, construct, acquire, or rehabilitate up to 10,000 affordable rental units in the City under Article 34 of the California Constitution. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

200648 [Initiative Ordinance - Business and Tax Regulations Code - Business Tax Changes]

Sponsors: Yee; Peskin, Haney and Fewer

Motion ordering submitted to the voters an Ordinance amending the Business and Tax Regulations Code to: 1) reduce the annual Business Registration Fee for businesses with \$1,000,000 or less in San Francisco gross receipts, 2) increase the small business exemption ceiling for the Gross Receipts Tax to \$1,500,000 and increase the annual Business Registration Fee on businesses benefiting from this increased exemption ceiling, 3) modify the Gross Receipts Tax rates, 4) repeal the Payroll Expense Tax, 5) increase the Gross Receipts Tax on certain taxpayers for ten years if a court strikes down the Homelessness Gross Receipts Tax Ordinance, 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 10 years if a court strikes down the Early Care and Education Commercial Rents Tax Ordinance, and 7) make other changes to the City's business taxes; and to increase the City's appropriations limit by the total revenues collected under Articles 12-A-1 and 36 of the Business and Tax Regulations Code for four years from November 3, 2020, at an election to be held on November 3, 2020. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

REQUESTS FOR HEARING

200649 [Hearing - Initiative Ordinance - Business and Tax Regulations, Administrative Codes - Parcel Tax Repeal and Replacement]

Sponsor: Mayor

Hearing to consider the proposed Initiative Ordinance submitted by the Mayor to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code and Administrative Code to repeal the annual parcel tax in the Living Wage for Educators Act of 2018 (the "Act") that, as of July 1, 2021, will be \$320 plus a one-year consumer price index adjustment (and subject to future annual consumer price index adjustments), and replace it on July 1, 2021, with a \$288 annual parcel tax (also subject to future annual consumer price index adjustments) to be spent, as under the Act, by the San Francisco Unified School District for purposes related to educators' compensation and educational improvements; and increasing the City's appropriations limit by the amount collected under the new tax for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance Committee.

200650 [Hearing - Initiative Ordinance - Planning Code and Business and Tax Regulations Code - Save Our Small Businesses Initiative, Simplifying Restrictions in Neighborhood Commercial Districts and Permitting Processes for Certain Businesses]

Sponsor: Mayor

Hearing to consider the proposed Initiative Ordinance submitted by the Mayor to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Planning Code and the Business and Tax Regulations Code to adopt and implement the Save our Small Businesses Initiative to simplify procedures and allow greater flexibility for certain kinds of businesses by 1) coordinating and streamlining City review and inspection procedures for principally permitted storefront uses in Neighborhood Commercial and Neighborhood Commercial Transit districts; 2) allowing eating and drinking uses in Neighborhood Commercial and Neighborhood Commercial districts to offer workspaces; 3) expanding principally and conditionally permitted uses in Neighborhood Commercial and Neighborhood Commercial Transit districts; 4) removing neighborhood notice requirements for principally permitted uses in Neighborhood Commercial and Neighborhood Commercial Transit districts and limited commercial and limited corner commercial uses; 5) broadening the definition of a Bona Fide Eating Place and Social Service or Philanthropic Facility; 6) permitting temporary "pop-up" retail activities in vacant commercial storefronts; 7) allowing certain outdoor activity areas on the ground level; 8) allowing temporary uses in certain bars and entertainment venues; 9) removing certain buffer requirements near NC-1 districts, limited commercial uses and limited corner commercial uses; 10) adopting a policy to allow use of parklets for certain kinds of restaurant service; 11) coordinating permit processing and providing waiver of additional fees in specified cases of City department error; and 12) allowing certain amendments to the Initiative." RECEIVED AND ASSIGNED to Rules Committee.

200651 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Business Tax Changes]

Sponsor: Mayor

Hearing to consider the proposed Initiative Ordinance submitted by the Mayor to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code to: 1) reduce the annual Business Registration Fee for businesses with \$1,000,000 or less in San Francisco gross receipts, 2) increase the small business exemption ceiling for the Gross Receipts Tax to \$1,500,000 and increase the annual Business Registration Fee on businesses benefiting from this increased exemption ceiling, 3) repeal the Payroll Expense Tax, 4) increase Gross Receipts Tax rates, 5) increase the Gross Receipts Tax on certain taxpayers for 15 years if a court strikes down the Homelessness Gross Receipts Tax Ordinance, 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 15 years if a court strikes down the Early Care and Education Commercial Rents Tax Ordinance, and 7) make other changes to the City's business taxes; and to increase the City's appropriations limit by the total revenues collected under Articles 12-A-1 and 36 of the Business and Tax Regulations Code for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance Committee.

200652 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Stock-Based Compensation Tax]

Sponsors: Mar; Ronen, Preston and Peskin

Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code to impose an additional tax on the stock-based compensation payroll expense of publicly traded companies and publicly traded company groups; and to increase the City's appropriations limit by the amount collected under the tax for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 200653 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Tax on Businesses With Disproportionate Executive Pay]**
Sponsors: Haney; Ronen, Walton, Mar and Preston
Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code to impose an additional gross receipts tax or an administrative office tax on businesses with a greater than 100:1 ratio of the compensation of the business's highest-paid employee to the median compensation paid to the business's employees based in the City; and increasing the City's appropriations limit by the amount collected under the additional tax for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 200654 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Real Property Transfer Tax Rate Increase on Transfers of Properties for at Least \$10,000,000]**
Sponsors: Preston; Ronen, Haney, Mar and Walton
Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 2.75% to 5.5% on transfers of properties with a consideration or value of at least \$10,000,000 and less than \$25,000,000 and from 3% to 6% on transfers of properties with a consideration or value of at least \$25,000,000; and to increase the City's appropriations limit by the amount of the tax increase for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 200655 [Hearing - Plans and Implications of the Tenderloin Stipulated Injunction]**
Sponsor: Ronen
Hearing to understand the entire plans and implications of the Tenderloin stipulated injunction; and requesting the Department of Emergency Management, Department of Homelessness and Supportive Housing, Healthy Streets Operations Center, Human Services Agency, and Department of Public Health to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 200656 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Business Tax Changes]**
Sponsors: Yee; Fewer, Peskin and Mar
Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 3, 2020, Election, entitled "Ordinance amending the Business and Tax Regulations Code to: 1) reduce the annual Business Registration Fee for businesses with \$1,000,000 or less in San Francisco gross receipts, 2) increase the small business exemption ceiling for the Gross Receipts Tax to \$1,500,000 and increase the annual Business Registration Fee on businesses benefiting from this increased exemption ceiling, 3) modify the Gross Receipts Tax rates, 4) repeal the Payroll Expense Tax, 5) increase the Gross Receipts Tax on certain taxpayers for ten years if a court strikes down the Homelessness Gross Receipts Tax Ordinance, 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 10 years if a court strikes down the Early Care and Education Commercial Rents Tax Ordinance, and 7) make other changes to the City's business taxes; and to increase the City's appropriations limit by the total revenues collected under Articles 12-A-1 and 36 of the Business and Tax Regulations Code for four years from November 3, 2020." RECEIVED AND ASSIGNED to Budget and Finance 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 RESOLUTIONS

200602 [Agreement Amendment - Sunset Scavenger Company, Golden Gate Disposal & Recycling Company, Recology San Francisco - Refuse Collection - Not To Exceed \$53,500,000]

Resolution approving the Second Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San Francisco (Contractors), increasing the total not to exceed amount of the Agreement from \$48,000,000 to \$53,500,000 under Charter, Section 9.118(b), with no change to the term length to expire on November 30, 2020, to commence upon approval by the Board of Supervisors. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200603 [Airport Professional Services Agreement - Covenant Aviation Security, LLC - General Airport Security Services - Not to Exceed \$11,785,254]

Resolution approving Modification No. 1 to Contract No. 50178, General Airport Security Services, with Covenant Aviation Security, LLC, to increase the contract amount by \$6,285,254 for a new contract amount not to exceed \$11,785,254 and extending the term through June 30, 2022, pursuant to Charter, Section 9.1189(b). (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200604 [Lease of Real Property - 333 Valencia Owner L.L.C. - 333 Valencia Street - Base Annual Rent \$2,182,116 - Tenant Improvements \$6,200,000]

Resolution approving and authorizing the Director of Property, on behalf of the City's Department of Public Health, to lease real property located at 333 Valencia Street, for an initial term of fifteen years anticipated to commence on February 16, 2021, from 333 Valencia Owner LLC, at a base rent of \$2,182,116 per year with 3% annual increases; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Lease and this Resolution, as defined herein; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings under the California Environmental Quality Act. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

200605 [Contract Amendment - Regents of the University of California, Division of Substance Abuse and Addiction Medicine - Behavioral Health Services - Not to Exceed \$14,737,704]

Resolution approving Amendment No. 1 to the agreement between the Regents of the University of California at San Francisco, Division of Substance Abuse Medicine, and the Department of Public Health for behavioral health narcotic addiction treatment services, to increase the agreement amount by \$5,129,609 for an amount not to exceed \$14,737,704; and to extend the term by one year, from July 1, 2020, for a total agreement term of July 1, 2018, through June 30, 2021. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act - June 16, 2020

Board Meeting Minutes for May 5, 2020, Special Meeting of the Budget and Finance Committee Meeting Minutes for April 29, 2020, and the Special Meeting for the Budget and Appropriates Committee Meeting Minutes for April 29, 2020, were approved.

Requests Granted

From: Supervisor Walton

To: City Attorney

Requesting/Inquiring: Ordinance to amend the Police Code to make it unlawful to cause a peace officer to contact a person based solely on a desire to discriminate against the person on the basis of the person's race, ethnicity, religious affiliation, gender, sexual orientation, or gender identity, and will create a civil cause of action and provide for damages for violating this prohibition.

From: Supervisor Stefani

To: Mayor's Office on Disability and the Department of Disability and Aging Services

Requesting/Inquiring: the Mayor's Office on Disability and the Department of Disability and Aging Services provide advice, guidance, and best practices for reopening government services in the most accessible way possible. Supervisor Stefani also requests specific feedback on ways to mitigate any issues from holding public meetings remotely.

In Memoriam

Raymond Li - Supervisor Peskin

Kelvin Chew – Supervisor Ronen

Robin Foreman Brasso – Supervisors Stefani, Peskin, Yee and Mandelman

Robert Varney – Supervisor Peskin