

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 21, 2020 - 2:00 PM

Held via Videoconference
(remote public access provided via teleconference)

www.sfgovtv.org

Regular Meeting

NORMAN YEE, PRESIDENT

SANDRA LEE FEWER, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI, CATHERINE STEFANI, SHAMANN WALTON
Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Appropriations Committee

Supervisors Fewer, Walton, Mandelman, Yee, Ronen

Wednesday

1:00 PM

Budget and Finance Committee

Supervisors Fewer, Walton, Mandelman

Wednesday

10:30 AM

Government Audit and Oversight Committee

Supervisors Mar, Peskin, Haney

1st and 3rd Thursday

10:00 AM

Joint City, School District, and City College Select Committee

Supervisors Haney, Fewer, Mar (Alt), Commissioners Moliga, Collins, Cook (Alt), Trustees Randolph, Williams, Selby (Alt)

2nd Friday

10:00 AM

Land Use and Transportation Committee

Supervisors Peskin, Safai, Preston

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mandelman, Stefani, Walton

2nd and 4th Thursday

10:00 AM

Rules Committee

Supervisors Ronen, Stefani, Mar

Monday

10:00 AM

Members Present: Sandra Lee Fewer, Matt Haney, Rafael Mandelman, Gordon Mar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, Shamann Walton, and Norman Yee

The Board of Supervisors of the City and County of San Francisco met in regular session through videoconferencing, and provided public comment through teleconferencing, on Tuesday, July 21, 2020, with President Norman Yee presiding.

President Yee called the meeting to order at 2:02 p.m.

Remote Access to Information and Participation

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

A quorum was present.

COMMUNICATIONS

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

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

Zach Karnazes; shared information regarding July's Disability Awareness Month and expressed concerns regarding the neglect being experienced by the disabled and various examples, and the limited access to advisory bodies for the disabled during this health emergency.

President Yee then asked for a moment of silence to remember the late U.S. Congressman John Lewis who passed away on July 17, 2020.

APPROVAL OF MEETING MINUTES

President Yee inquired whether any Member of the Board had any corrections to the June 16, 2020, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Peskin, seconded by Supervisor Mandelman, moved to approve the June 16, 2020, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

200516 [Appropriation - Proceeds from General Obligation Bonds Transportation and Road Improvements, 2014 - Series 2020B - Municipal Transportation Agency - Street and Transit Projects - \$140,000,000 - FY2020-2021]

Sponsor: Mayor

Ordinance appropriating \$140,000,000 of proceeds from the General Obligation Bonds Transportation and Road Improvements, 2014 - Series 2020B Series to the Municipal Transportation Agency for street and transit projects in FY2020-2021; requiring a report to the Board of Supervisors, and placing these funds on the Controller's Reserve pending receipt of proceeds of indebtedness.

(Fiscal Impact)

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

200538 [Settlement of Lawsuit - Margaret Hardgrave - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Margaret Hardgrave against the City and County of San Francisco for \$75,000; the lawsuit was filed on November 14, 2018, in San Francisco Superior, Case No. CGC-18-571308; entitled Margaret Hardgrave v. Ramallah Club, Incorporated, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

FINALLY PASSED

200539 [Settlement of Lawsuit - Square, Inc. - \$7,017,894.75]

Ordinance authorizing partial settlement of the lawsuit filed by Square, Inc. against the City and County of San Francisco for \$7,017,894.75; the lawsuit was filed on September 6, 2019, in San Francisco County Superior Court, Case No. CGC-19-579061; entitled Square, Inc. v. City and County of San Francisco et al.; the lawsuit involves a claim for a refund of gross receipts taxes paid to the City and County of San Francisco; other material terms of the settlement are: (1) the partial resolution of all claims for refund of gross receipts taxes, payroll expense taxes, and business registration fees filed by Square, Inc. and its related entities for tax years 2016 through 2018 and registration years ending June 30, 2016, through June 30, 2020; and (2) the agreement that Square, Inc. and its related entities shall take certain filing positions with respect to its gross receipts taxes, homelessness gross receipts taxes, payroll expense taxes, and business registration fees for tax years 2019 and subsequent years and registration years ending June 30, 2021, and subsequent years. (City Attorney)

FINALLY PASSED

200540 [Settlement of Lawsuit - Plaintiffs Nicolas Adelman, et al. - \$2,100,000]

Ordinance authorizing settlement of three consolidated lawsuits filed by the plaintiffs Nicolas Adelman a.k.a. Nicholas Addleman; Patrick Alba-Crocker; Michael Alexis; Jesse Ali; Akai Allen Sr.; Dontae Allen; Jaun-Carlos Alvarez; Andre Alverty; Lawrence Anderson; David Archer; Jamar Babers; Christopher Bailey; Ryan Baker; Tyrell Baldwin; De'lon Barker a.k.a. Delon Barker; Joseph Barnett; Khalid Barrow; Jason Edward Bell; Harry Benton; Deshawn Blake; Edward Blanche III; Tommy Boggs; Michael Boyle; Elijah Brandon; Michael Brown, individually and on behalf of the class; Richard Terron Brown; Ty-Rell Brown a.k.a. Tyrell Brown; Matthew Brugman, individually and on behalf of the class; Silas Omari Bryant; Darrell Buckins; Don Jaun Burrell; Cory Butler; Armando Carlos; Vernon Carmichael; Roman Carrasco; Anthony Carrion; Jose Fernandez Catala; Michael Cavness; Jesse Chamberland a.k.a. Jesse James Chamberlin; Teryll Chaplin; Ben Chase; Deshun Jamal Cobia-Augman a.k.a. Deshawn Cobia-Augman; Darius Cole; Leonard Colvin; Louis Conceicao; Justin Cooper a.k.a. Justin Cooper or Justin L Cooper; Crazy Bull a.k.a. Teo CrazyBull; Danty Curry a.k.a. Dante Curry; Temu Curry; Andre Dangerfield; Mark Dascenzo; James Davenport; Mark Dennis; Antoine DeWhitt; Ralph Dominguez a.k.a. Roger Dominguez, individually and on behalf of the class; LaCarl Dow; Jihad Earl; Peter Elisary; Justin Eliot a.k.a. Justin Elliot; Reginald Elmore; Alejandro Estevez; Lee Farley; Ray Farr; Esau Ferdinand; Walter Ferretti; Travis Fields; Arthur D. Finch; James Flanagan; William Flubacher; Paul Frazier; Mathew Fredrickson; Dana Gains a.k.a. Dana Gaines; Delonzo Gallon; Edilberto Garcia a.k.a. Ediberto Garcia; Rene Garcia; Lance Gardner; Robert Gibson; Antonio Gilton; Barry Gilton; Clayton Gonzalez; Adrian Gordon; Korey Gray; Fred Green; Bryon Gross; Donell Guidry; Tyshaun Guillory; Michael Haga; Craig Hall; Henry Hall; Christopher Hardee; Monzell Harding; La Vondre Harper; Marshall Harris; Shelly Hart; Charles Heard; Nigel Henry, individually and on behalf of the class; Victor Hernandez; Phillip Hill Jr. a.k.a. Phillip Hill; Raman Hill a.k.a. Raymon Hill; Rashaad Hill; Adrian Holden; Douglass Hughes; Derrick Hunter; James R Isham a.k.a. James Isham; Kevin Jackson; Marcel Jackson; Judd Janice; Russell Jefferson; Fabian Johnson; Joseph Johnson; Damion Jones a.k.a. Damien Jones; Jarel Jones; Lavon Jones; Travis Jones; Samuel Jordan; Melvin Junior; Adrian K. Williams a.k.a. Adrian Williams; Thomas Kaina Jr. a.k.a. Thomas Kaina; Paul Keglari; Pierre Kittress-Leaks a.k.a. Pierre Kittrell-Leaks; Christopher Kjelson; Billy Ladd; Ronald Latney III a.k.a. Ronald Latney; Antoine Lax; Kem LeBlanc; Milton LeClaire, individually and on behalf of the class; Devante Lindsey; Fernando Madrigal; Alexis Mencia a.k.a. Alexis Mancia; Rudy Martinez; Homer Matthews a.k.a. Homer Mathews; Samaje McClure; Winston McDonald; Thomas McKay; Richard McNeil; Anthony Medina; Hiubert Mendoza; Richard Merrill; Joseph Meyers a.k.a. Joseph Meyer; Lamonte Mims; Frank Mozeke; John Norman; Dejjah Northcut; Michael O'Brian; Michael Onate; Sedredt D. Parmer; Maurice Perry; Shawn Pettway; Joshua Pittman; Jose Poot, individually and on behalf of the class; Shaka Pope; Rashad Preston; Junior Pulou a.k.a. Pulou Junior Pulou; Ricky Quarels; Deandre Quinnine; Matthew Rabbitt; Joseph Ramirez; Marcus Ransburg; Gerald Reader; Sedric Reynolds; Derell Richards; Troy Richardson; Derrium Riggins; Carey Paul Robertson; Damon Robinson; Sean Robinson; David Henry Rodriguez; Neville Roebuck; Travis Rosette; Joseph Rowe; Alfredo Ruiz, individually and on behalf of the class; Jacques Samuel a.k.a. Samuel Jacques; Miguel Sanchez; Jonathan Santos; Kenneth Scarborough; Larry Raymond Scarbrough; Vincent Scott; Leonard Seeley; Marvin Sexten; Dewayne Shelton; Jullian Shoats; Kareem Simms; Anthony Sims; Michael Smith; Roland Smith; Ruben Soto, individually and on behalf of the class; Saer Sow; Marvin Spencer; Robert Steinmiller; Bryan Stevens; Eugene Stevens; Antonio Stewart; Walter Stokes III a.k.a. Walter Stokes; Darnell Sullivan; Dion Taylor a.k.a. Dionn Taylor, individually and on behalf of the class; Dontae Taylor; Bernard Thomas Jr. a.k.a. Bernard Thomas; Craig Thomas; Isaiah Thompson-Bolden; Keil Thurmon; Nicholas Tiller; Geoffrey Tobias; Terrance Turner; Greg Valentine; Jesse Ray Vaughn; Robert Vella; Louise Villareal; Cameron Vincent; Charles Walker; Frank Wallace; MC Ward; Antoine Washington; Terrence Watkins; Henry White; Eddie Whitfield; Alfonzo Williams; Morzell Willis; Lewis Wingfield; Derick Woods a.k.a. Derek D Woods a.k.a. Derrick Woods; Candido Zayas, individually and on behalf of the class; Dylan Zirpoli; against the City and County of San Francisco for \$2,100,000; the lawsuits were filed on August 10, 2018, August 12, 2018, and October 6, 2018, in the United States District Court for the Northern District of California, Case Nos. 18-cv-04890 JCS, 18-cv-06155 JCS and 18-cv-4857 JCS; entitled Johnson, et al. v. City and County of San Francisco, et al., Zayas, et al. v. City and County of San

Francisco, et al., and Taylor v. City and County of San Francisco, et al.; the lawsuits involve claims that between January 1, 2017, and September 30, 2018, frequent toilet overflows in County Jail 4 created unconstitutional conditions of confinement for the inmates; other material terms of the settlement are that the court approve the settlement. (City Attorney)

FINALLY PASSED

200560 [Settlement of Lawsuit - Sandra Hernandez, Clarisse Hernandez, Diego Hernandez, and David Hernandez - \$214,000]

Ordinance authorizing settlement of the lawsuit filed by Sandra Hernandez, Clarisse Hernandez, Diego Hernandez, and David Hernandez against the City and County of San Francisco for \$214,000; the lawsuit was filed on June 7, 2017, in San Francisco Superior Court, Case No. CGC-17-559385; entitled Sandra Hernandez, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from collision with City vehicle. (City Attorney)

FINALLY PASSED

Recommendation of the Land Use and Transportation Committee

200114 [Planning Code - North Beach Special Use District - Consolidation of Groundfloor Storefronts]

Sponsor: Peskin

Ordinance amending the Planning Code to allow the consolidation or merger of groundfloor storefronts in the North Beach Special Use District for an existing Public Facility for San Francisco Police Department functions or auxiliary space associated with such 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

Severed from the Consent Agenda

Supervisor Fewer requested that File No. 200577 be severed so that it may be considered separately.

200577 [Administrative Code - Goods or Services Contracts for Incarcerated Persons]

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

Ordinance amending the Administrative Code to prohibit the City from entering into an agreement to provide goods or services to incarcerated persons of a jail facility that allows the City to collect some or all of the revenue paid for those goods or services.

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

FINALLY PASSED by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

200478 [General Obligation Bond Election - Health and Recovery - Not to Exceed \$487,500,000]

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 \$487,500,000 to finance the acquisition or improvement of real property, including: facilities to house and/or 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 with the eight priority policies of Planning Code, Section 101.1(b).

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

FINALLY PASSED by the following vote:

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

Recommendations of the Rules Committee

200509 [Charter Amendment - Public Advocate]

Sponsors: Mar; Ronen, Haney, Preston and Walton

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to: 1) create the Office of the Public Advocate; 2) set the Public Advocate's powers and duties; 3) authorize the Public Advocate to review the administration of City programs and services, including programs for transmitting information to the public and departments' customer service plans, and to receive, investigate, and attempt to resolve complaints regarding City services and programs; 4) authorize the Public Advocate to receive and investigate specified whistleblower complaints; and 5) provide for the Public Advocate's election, removal, and salary; at an election to be held on November 3, 2020.

(Supervisor Stefani distented in committee.)

NOT ORDERED SUBMITTED by the following vote:

Ayes: 5 - Haney, Mar, Preston, Ronen, Walton

Noes: 6 - Fewer, Mandelman, Peskin, Safai, Stefani, Yee

200510 [Charter Amendment - Department of Sanitation and Streets, Sanitation and Streets Commission, and Public Works Commission]

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

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to create the Department of Sanitation and Streets to succeed to specific duties currently performed by the Department of Public Works; to create a Sanitation and Streets Commission to oversee the Department of Sanitation and Streets; to create a Public Works Commission to oversee the Department of Public Works; and to require an annual performance audit and cost and waste analysis for both departments; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 3, 2020.

(Supervisor Stefani distented in committee.)

ORDERED SUBMITTED by the following vote:

Ayes: 7 - Haney, Mar, Peskin, Preston, Ronen, Safai, Walton

Noes: 4 - Fewer, Mandelman, Stefani, Yee

200514 [Charter Amendment - Sheriff Department Oversight Board and Inspector General]

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

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to create the Sheriff's Department Oversight Board to advise and report findings and recommendations to the Sheriff and the Board of Supervisors regarding Sheriff's Department operations; to create the Sheriff's Department Office of Inspector General, under the direction of an Inspector General appointed by the Oversight Board, to investigate complaints of non-criminal misconduct by employees and contractors of the Sheriff's Department and in-custody deaths, develop policy recommendations for the Sheriff's Department, and report quarterly its findings, results, and recommendations to the Sheriff and the Oversight Board; at an election to be held on November 3, 2020.

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

ORDERED SUBMITTED by the following vote:

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

200515 [Charter Amendment - Police Department Staffing Levels]

Sponsors: Yee; Ronen, Peskin, Fewer, Walton, Mar, Preston, Haney, Mandelman and Safai
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to remove the minimum police staffing requirement, to require the Police Department to submit a report and recommendation regarding police staffing levels to the Police Commission every two years, and to require the Police Commission to consider the report and recommendation when approving the department's proposed budget; at an election to be held on November 3, 2020.

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

Privilege of the floor was granted unanimously to Chief William Scott (Police Department) who responded to questions raised throughout the discussion.

ORDERED SUBMITTED by the following vote:

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

NEW BUSINESS

Recommendations of the Budget and Finance Committee

200608 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Securing the Cities Program Grant - United States Homeland Security - \$2,000,000]

Sponsor: Mayor

Ordinance retroactively authorizing the Department of Emergency Management, as a fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend a grant in the amount of \$2,000,000 from the United States Department of Homeland Security for the Securing the Cities Grant Program for the period of March 4, 2020, through October 30, 2020; and amending Ordinance No. 170-19 (Annual Salary Ordinance, File No. 190620 for FYs 2019-2020 and 2020-2021) to provide for the addition of four grant-funded positions, one each in Class 0932 Manager IV (FTE 1.0), Class 0931 Manager III (FTE 1.0), Class 1823 Senior Administrative Analyst (FTE 1.0), and Class 8601 Emergency Services Coordinator I (FTE 1.0). (Department of Emergency Management)

PASSED ON FIRST READING by the following vote:

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

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.
(Fiscal Impact)

ADOPTED by the following vote:

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

President Yee requested File Nos. 200603, 200667, and 200668 be called together.

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 9.118(b). (Airport Commission)
(Fiscal Impact)

Supervisor Fewer, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 24, through Page 2, Line 1, by adding 'WHEREAS, Prior to exercising the second 2-year option to extend the term of the contract, the Airport will evaluate whether the services performed under the contract could be performed by permanent civil service employees to mitigate possible layoffs;'. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

200667 [Airport Professional Services Agreement Modification - Vanderlande Industries Inc. - Operate, Maintain and Repair Airport-Owned Passenger Boarding Bridges and Baggage Handling Systems - Not to Exceed \$12,747,831]

Resolution approving Modification No. 2 to Airport Contract No. 50030.01, Vanderlande Industries Inc., to increase the contract amount by \$2,953,956 for a new not to exceed contract amount of \$12,747,831 to operate, maintain, and repair Airport-owned passenger boarding bridges and baggage handling systems in the domestic terminals; and to exercise the final one-year option to extend the term from October 1, 2020, through September 30, 2021, pursuant to Charter, Section 9.118(b). (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

200668 [Modification to the Airport Professional Services Agreement - Retroactive - Hallmark Aviation Services, L.P. - Airport Information and Guest Assistance Services - Two-Year Contract Extension - Not to Exceed \$41,111,970]

Resolution retroactively approving Modification No. 3 to the Professional Services Agreement, Contract No. 50052, between Hallmark Aviation Services, L.P., and the City and County of San Francisco, acting by and through its Airport Commission, for Airport Information and Guest Assistance Services, extending the term for two years, to commence on July 1, 2020, through June 30, 2022, to increase the contract amount by \$13,758,746 for a new total contract not to exceed amount of \$41,111,970. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

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

200604 [Lease of Real Property - 333 Valencia Owner L.L.C. - 333 Valencia Street - Base Annual Rent \$2,209,239 - Tenant Improvements \$6,500,000]

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 \$2,209,239 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) (Fiscal Impact)

Supervisor Fewer, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Line 12, by striking '\$6.2M' and adding '\$6.5M'. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

Appointment of President Pro Tempore

At the request of President Yee, Supervisor Peskin assumed the chair at 6:08 p.m. The President resumed the chair at 6:13 p.m.

President Yee was noted absent at 6:08 p.m.

200670 [Contract Amendment No. 6 - Central Subway Design Group - Increase Contract Amount - Not to Exceed \$54,779,692]

Resolution approving Amendment No. 6 to Contract CS-155-2 Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with Central Subway Design Group to increase the contract amount by \$6,879,086 for Amendment No. 6 for additional work necessary to provide design support services through completion of Central Subway Project, for a total amended contract amount not to exceed \$54,779,692 with no change to the term of 12 years to expire on April 4, 2022. (Municipal Transportation Agency) (Fiscal Impact)

ADOPTED by the following vote:

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

President Yee was noted present at 6:13 p.m.

President Yee requested File Nos. 200675, 200676, and 200703 be called together. During discussion on these matters, privilege of the floor was granted unanimously to Amy Chan (Mayor's Office of Housing and Community Development) who responded to questions raised.

200675 [Multifamily Housing Revenue Bonds - 1000 Market Street (San Cristina Hotel) - Not to Exceed \$30,000,000]

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 \$30,000,000 to finance the acquisition and rehabilitation of the San Cristina apartments at 1000 Market 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 \$30,000,000 to finance the acquisition and rehabilitation of the San Cristina apartments; 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.

ADOPTED by the following vote:

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

200676 [Multifamily Housing Revenue Bonds -1204 Mason Street, 777 Broadway, and 1525-1529 Grant Avenue (Throughline Apartments) - Not to Exceed \$40,000,000]

Sponsors: Mayor; Peskin

Resolution declaring the intent of the City and County of San Francisco ("City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development ("Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$40,000,000 for 1204 Mason Street, 777 Broadway, and 1525-1529 Grant Avenue (Throughline Apartments); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$40,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution, as defined herein; and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

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

200703 [Multifamily Housing Revenue Bonds - 4840 Mission - Not to Exceed \$75,000,000]**Sponsors: Mayor; Safai**

Resolution approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of tax-exempt residential mortgage revenue bonds by the City and County of San Francisco (the "City") in an aggregate principal amount not to exceed \$75,000,000 to finance the development of a 137-unit affordable rental housing development located in the City at 4840 Mission Street (the "Project"); and ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

ADOPTED by the following vote:

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

200704 [Apply for Grant - California Department of Housing and Community Development - Permanent Local Housing Allocation Program - \$52,308,210]**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute a grant application, as defined herein, under the California Department of Housing and Community Development's Permanent Local Housing Allocation Program for funding in the amount of \$52,308,210. (Mayor's Office of Housing and Community Development)

ADOPTED by the following vote:

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

200705 [Grant Agreement - Retroactive - Tenderloin Housing Clinic - Permanent Supportive Housing - Not to Exceed \$89,400,486]**Sponsor: Mayor**

Resolution retroactively approving a grant agreement between the City and County of San Francisco and Tenderloin Housing Clinic for master lease and support services permanent housing to formerly homeless adults in 1,566 units, including 594 units for County Adult Assistance Programs tenants, for a term of July 1, 2020, through February 29, 2024, for a total amount not to exceed \$89,400,486.

(Fiscal Impact)

ADOPTED by the following vote:

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

200707 [General Obligation Bonds - San Francisco Unified School District - Not to Exceed \$280,000,000]**Sponsor: Fewer**

Resolution authorizing the San Francisco Unified School District to issue and sell on its own behalf its general obligation bonds, Election of 2016, Series B in an aggregate principal amount not to exceed \$280,000,000 without further action of the City and County of San Francisco.

(Fiscal Impact)

ADOPTED by the following vote:

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

Recommendation of the Budget and Appropriations Committee

200674 [Health Service System Plans and Contribution Rates - Calendar Year 2021]

Sponsor: Preston

Ordinance approving Health Service System plans and contribution rates for calendar year 2021. (Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Public Safety and Neighborhood Services Committee

191283 [Police and Public Works Codes - Administrative Penalties and Fines for Illegal Dumping]

Sponsors: Walton; Fewer, Haney, Safai, Stefani and Mandelman

Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping, provide for additional enforcement remedies for illegal dumping, expand the definition of illegal dumping to capture electronic waste, and clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Walton, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 28, 2020. The motion carried by the following vote:

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

200141 [Health Code - Adult Sex Venue Health and Safety Standards]

Sponsor: Mandelman

Ordinance amending the Health Code to require the Director of Health to adopt minimum health and safety standards governing the operation of commercial adult sex venues, but prohibiting the Director from adopting standards that require monitoring of patrons' sexual activities, or that regulate doors or mandate unlocked doors in areas where sexual activity may occur.

PASSED ON FIRST READING by the following vote:

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

190799 [Condemning the Increase of Racial Profiling and Discrimination Harassment]**Sponsors: Walton; Ronen, Haney, Mar, Mandelman, Stefani, Preston and Safai**

Resolution condemning the increase of racial profiling and discrimination harassment from private businesses and individuals who profile people of color for suspicion of crime or denial of service based on the individual's race, age, ethnicity, language, gender, sexual orientation, immigration status, and national origin.

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

ADOPTED by the following vote:

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

200499 [Liquor License - 620 Post Street - The Nobody Inn]

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to The Nobody Inn, LLC, doing business as The Nobody Inn, located at 620 Post Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

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

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

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

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 200631 and 200575 be called together.

Board of Supervisors Sitting as a Committee of the Whole

200631 [Hearing - Committee of the Whole - Amendment to the Redevelopment Plan for the Mission Bay South Blocks 29-32 Redevelopment Project - July 21, 2020, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 21, 2020, at 3:00 p.m., to hold a public hearing to consider an ordinance approving an amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project in regard to Blocks 29-32 (also known as the site of Chase Center) which modifies the land use designation for certain property to add hotel and residential as permitted uses, increases the total leasable square feet of retail space permitted on this property, increases the number of hotels and hotel rooms in the plan area, and authorizes certain dwelling units to be built on certain property in the plan area; directing the Clerk of the Board of Supervisors to transmit a copy of the ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1(b); scheduled pursuant to Motion No. M20-065, approved by the Board on June 9, 2020. (Clerk of the Board)

President Yee opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole relating to the proposed amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project, as referenced in File Nos. 200631 and 200575. Gretchen Heckman and Marc Slutzkin (Office of Community Investment and Infrastructure) and Sophia Kittler (Mayor's Office) provided an overview of the project and responded to questions raised throughout the discussion. Josephine Rayville; Speaker; Corey Smith; Speaker; Greg Kitchen; Bruce Aget; Speaker; Jeannette Morenharrow; Peggy Homstock; Alex Lansford; Speaker; expressed support of the proposed Redevelopment Plan Amendment. Speaker; Francisco Da Costa; expressed opposition to the proposed Redevelopment Plan Amendment. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

200575 [Redevelopment Plan Amendment - Mission Bay South Blocks 29-32 Hotel]**Sponsor: Mayor**

Ordinance approving an amendment to the Redevelopment Plan for the Mission Bay South Redevelopment Project, which modifies the land use designation for certain property in Blocks 29-32 (also known as the site of Chase Center) to add hotel and residential as permitted uses, increases the total leasable square feet of retail space permitted on this property, increases the number of hotels and hotel rooms in the plan area, and authorizes certain dwelling units to be built on certain property in the plan area; directing the Clerk of the Board of Supervisors to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

PASSED ON FIRST READING by the following vote:

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

SPECIAL ORDER 3:00 P.M.

President Yee requested File Nos. 200160, 200161, 200162, and 200163 be called together.

200160 [Hearing - Appeal of Determination of Exemption From Environmental Review - 743 Vermont Street]

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on January 9, 2020, for the proposed project at 743 Vermont Street, Assessor's Parcel Block No. 4074, Lot No. 021; to demolish the rear portion and existing gable roof; construct a new addition to extend to the rear footprint approximately five-feet to the east and within one-foot to the north on both the second and third floors; and legalizing an unauthorized dwelling unit at a one-family residence within the RH-2 (Residential, House, Two-Family) Zoning District and a 40-X Height and Bulk District. (District 10) (Appellant: Ryan Patterson of Zacks, Freedman & Patterson, PC, on behalf of Meg McKnight) (Filed February 7, 2020) (Clerk of the Board)

President Yee opened the public hearing and inquired as to whether any individual wished to address the Board. Ryan Patterson and Meg McKnight (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Speaker; Speaker; George Kenny; Corey Warren; Mika Scott; spoke in support of the appeal. Rachel Schuett (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Jeffrey Ta (Project Sponsors) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Kathleen Diaz Moore; spoke in support of the project and in opposition to the appeal. Ryan Patterson (Appellant) provided a rebuttal and further requested the Board to approve the appeal. Carly Grob (Planning Department) and Terri Pickering (Project Sponsor) provided additional information and answered questions raised throughout the discussions. There were no other speakers. President Yee closed public comment and declared the public hearing heard and filed.

HEARD AND FILED

200161 [Affirming the Categorical Exemption Determination - 743 Vermont Street]

Motion affirming the determination by the Planning Department that the proposed project at 743 Vermont Street is categorically exempt from further environmental review. (Clerk of the Board)

Motion No. M20-089

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

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

200162 [Conditionally Reversing the Categorical Exemption Determination - 743 Vermont Street]

Motion conditionally reversing the determination by the Planning Department that the proposed project at 743 Vermont Street is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

Supervisor Walton, seconded by Supervisor Safai, moved that this Motion be TABLED. The motion carried by the following vote:

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

200163 [Preparation of Findings to Reverse the Categorical Exemption Determination - 743 Vermont Street]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 743 Vermont Street is categorically exempt from further environmental review. (Clerk of the Board)

Supervisor Walton, seconded by Supervisor Safai, moved that this Motion be TABLED. The motion carried by the following vote:

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

COMMITTEE REPORTS

Recommendation of the Budget and Finance Committee

200648 [Charter Amendment and Initiative Ordinance - Business and Tax Regulations Code - Adjustment of Baseline Funding and Business Tax Changes]

Sponsors: Yee; Peskin, Haney, Fewer, Safai and Mandelman

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to provide that future annual adjustments in baseline funding for the following Charter-mandated funds will not take into account certain changes in City revenue resulting from voter-approved business taxes on the November 3, 2020 ballot: the Municipal Transportation Fund, the Park, Recreation and Open Space Fund, the Children and Youth Fund, the Library Preservation Fund, the Housing Trust Fund, the Public Education Enrichment Fund, the Dignity Fund, and the Street Tree Maintenance Fund; an Initiative Ordinance to amend 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 \$2,000,000 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 20 years if a final judicial decision has the effect of invalidating the Homelessness Gross Receipts Tax Ordinance; 6) impose a new general tax on the gross receipts from the lease of certain commercial space for 20 years if a final judicial decision has the effect of invalidating 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.
(Economic Impact)

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

Supervisor Yee, seconded by Supervisor Fewer, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 28, 2020. The motion carried by the following vote:

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

Recommendation of the Government Audit and Oversight Committee

200684 [Issuance and Sale of Revenue Obligations - California Enterprise Development Authority - San Francisco Waldorf School - Not to Exceed \$25,000,000]

Sponsor: Yee

Resolution approving for purposes of Internal Revenue Code, Section 147(f), the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$25,000,000 to finance or refinance the acquisition, construction, renovation, rehabilitation, improvement and/or equipping of educational and related facilities to be owned and operated by San Francisco Waldorf School Association, a California nonprofit public benefit corporation.

ADOPTED by the following vote:

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

Recommendations of the Land Use and Transportation Committee

President Yee requested File Nos. 200557, 200559, and 200556 be called together.

200557 [General Plan - Amendments to the Market and Octavia Area Plan]

Sponsor: Mayor

Ordinance amending the General Plan to amend the Market and Octavia Area Plan; making conforming amendments to the Arts Element and the Housing Element; and making environmental findings, including adopting a statement of overriding considerations, and 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. (Planning Department)

PASSED ON FIRST READING by the following vote:

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

200559 [Planning Code - Amendments to the Van Ness and Market Downtown Residential Special Use District]

Sponsor: Mayor

Ordinance amending the Planning Code to amend the Van Ness and Market Downtown Residential Special Use District, to encourage additional housing and uses that support neighborhood residents and businesses, and to give effect to amendments to the Market and Octavia Area Plan; amending Planning Code, Sections 145.4, 151.1, 155, 207.6, 249.33, 260, 261.1, 263.19, 270, 270.2, 309, 341.5, 401, 411A.5, 416.3, 421.5, 424.1, 424.3, 424.4, and 424.5; adding new Planning Code, Section 425, to create the Van Ness and Market Community Facilities Fee and Fund; and making environmental findings, including adopting a statement of overriding considerations, 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. (Planning Commission)

PASSED ON FIRST READING by the following vote:

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

200556 [Zoning Map - Van Ness and Market Residential Special Use District]**Sponsor: Mayor**

Ordinance amending the Zoning Map of the Planning Code to amend the boundaries of the Van Ness and Market Residential Special Use District, and making other amendments to the Height and Bulk District Maps and Zoning Use District Maps consistent with amendments to the Market and Octavia Area Plan, encompassing an area generally bounded by Haight Street from Octavia Boulevard to Gough Street, Gough Street from Haight Street to Page Street, Franklin Street from Page Street to Fell Street, Fell Street from Franklin Street to Van Ness Avenue, Van Ness Avenue from Fell Street to Hayes Street, Hayes Street from Van Ness Avenue to Larkin Street, Market Street from Ninth Street to 10th Street, midblock between 10th Street and 11th Street from Market Street to Mission Street, Mission Street from 10th Street to Washburn Street, a portion of Washburn Street, Minna Street from 10th Street to just past Lafayette Street (with certain lots excluded), midblock between Lafayette Street and 12th Street to Howard Street, Howard Street just north of 12th and 13th Streets, and 13th Street to Octavia Boulevard and Haight Street; and making environmental findings, including adopting a statement of overriding considerations, and 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. (Planning Commission)

PASSED ON FIRST READING by the following vote:

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

200558 [Business and Tax Regulations, Planning Codes - Hub Housing Sustainability District]**Sponsor: Mayor**

Ordinance amending the Business and Tax Regulations and Planning Codes to create the Hub Housing Sustainability District, encompassing an area generally bounded by Haight Street from Octavia Boulevard to Gough Street, Gough Street from Haight Street to Page Street, Franklin Street from Page Street to Fell Street, Fell Street from Franklin Street to Van Ness Avenue, Van Ness Avenue from Fell Street to Hayes Street, Hayes Street from Van Ness Avenue to Larkin Street, Market Street from Ninth Street to 10th Street, midblock between 10th Street and 11th Street from Market Street to Mission Street, Mission Street from 10th Street to Washburn Street, a portion of Washburn Street, Minna Street from 10th Street to just past Lafayette Street (with certain lots excluded), midblock between Lafayette Street and 12th Street to Howard Street, Howard Street just north of 12th and 13th Streets, and 13th Street to Octavia Boulevard and Haight Street, to provide a streamlined and ministerial approval process for certain housing projects within the District meeting specific labor, on-site affordability, and other requirements; creating an expedited Board of Appeals process for appeals of projects within the District; and making approval findings under the California Environmental Quality Act, findings of public convenience, necessity, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

(This item was not sent as a committee report.)

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Linda Chapman; shared experiences observing bigotry and mistreatment of those with mental illness.

Michael Petrelis; expressed concerns regarding the lack of access to the District Attorney and his collaboration with Shaun King, and requested public comment be taken earlier in the agenda.

Dr. Mazari Fayed; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Gilbert Crisswell; expressed concerns regarding the need to reinstate lines and expand Muni service during this health emergency.

Francisco Da Costa; requested public comment be taken earlier in the agenda, and shared concerns regarding the homeless and the need for action.

Leiluna Mohammed; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Diana Block; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Bruce Adkins; expressed support of the Caltrain tax ballot measure proposed for the November 2020 Election.

Peter Warfield; expressed concerns regarding the way public comment was captured in previous Board Minutes and requested they be amended to include accurate references to the lack of essential public library services for the disenfranchised and the need for the Board to look closer at the Balboa Reservoir Project.

Sharmen; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Roland Nabran; expressed concerns regarding the Caltrain tax ballot measure proposed for the November 2020 Election and the need for further discussions.

Graynali; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed concerns regarding the Caltrain tax ballot measure proposed for the November 2020 Election.

Nesbit Chesswell; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

David Paul; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Abdullah; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Ezra Hydra; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

David Pilpel; shared information on technical sharing being done throughout the City and the Board's lead on providing public access, the need to expand Muni services, and offered words on the late Harry Britt and Jane Morrison.

Speaker; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Harry Bernstein; expressed concerns regarding the Balboa Reservoir project that is currently going through the City's approval process.

Anwar; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Jill Kleins; expressed concerns regarding the Caltrain tax ballot measure being proposed for the November 2020 Election.

Olivia Collins Reed; expressed support of the Resolution promoting medical and scientific

collaboration between San Francisco and Cuba (File No. 200773).

Speaker; expressed concerns regarding the need to provide additional public comment on matters heard, the Caltrain tax ballot measure proposed for the November 2020 Election, and access to information.

Speaker; expressed concerns regarding freedom of speech and compliance with the Brown Act.

Nikki Transveena; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Speaker; shared concerns regarding Cannabis stores and the need to limit new openings.

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Rolando Juarez; shared his families immigrant experience and expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Rowen Guzman; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Naheim Amari; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Nafar; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Vicki Legion; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Speaker; expressed concerns regarding the Board of Supervisors getting involved in global issues and urged them to focus on local matters.

Speaker; expressed support of the Resolution promoting medical and scientific collaboration between San Francisco and Cuba (File No. 200773).

Nishawn; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

Speaker; expressed support of the Resolution opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act (File No. 200771).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

200769 [Affirming a Commitment to Racial and Economic Equity in the City Budget and Urging Support for California State Senate Bill No. 555 (Mitchell)]

Sponsors: Fewer; Mar, Walton and Mandelman

Resolution affirming a commitment from the Board to racial and economic equity in the City budget in terms of revenue generation, and in support of California State Senate Bill No. 555, authored by Senator Holly Mitchell and co-authored by Assembly Members Jose Medina and Buffy Wicks, to reduce rates and fees associated with county jail communications and commissary services to reduce the financial burden on incarcerated people and their families.

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

ADOPTED

200773 [Promoting Medical and Scientific Collaboration Between San Francisco and Cuba]**Sponsors: Ronen; Peskin and Walton**

Resolution promoting medical and scientific collaboration between the City and County of San Francisco and Cuba to address the COVID-19 pandemic and urging the United States Congress to remove restrictions on collaboration by suspending economic and travel sanctions against Cuba.

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

ADOPTED

200778 [Urging the California State Legislature and Governor to Overturn Assembly Bill No. 1838 Passed in 2018]**Sponsors: Walton; Preston and Mandelman**

Resolution urging the California State Legislature and the Governor to recognize that, due to the COVID-19 crisis impact on municipal budgets, they should immediately overturn Assembly Bill No. 1838 that was passed in 2018, and give California counties back their right to improve public health and raise revenue by disincentivizing consumption of soda and other sugary beverages.

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

ADOPTED

200015 [Final Map 8930 - 471-23rd Avenue]

Motion approving Final Map 8930, a six residential unit condominium project, located at 471-23rd Avenue, being a subdivision of Assessor's Parcel Block No. 1521, Lot No. 013; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M20-090

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Haney requested that File No. 200770 be severed so that it may be considered separately.

200770 [Urging City Departments to Fulfill the Mission Bay Project as a Complete San Francisco Neighborhood]**Sponsor: Haney**

Resolution urging the Planning Department and Office of Community Investment and Infrastructure with the partnership of additional agencies, to undertake a full assessment of the Mission Bay Project and draft a Community Realm Plan by 2022.

Supervisor Haney, seconded by Supervisor Fewer, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 18, by adding 'the Office of Racial Equity and'. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

Supervisor Mar requested that File No. 200771 be severed so that it may be considered separately.

200771 [Opposing India's Exclusionary National Register of Citizens and Citizenship Amendment Act]

Sponsors: Mar; Haney, Preston, Safai, Peskin, Fewer, Walton, Stefani and Mandelman
Resolution opposing India's exclusionary National Register of Citizens and Citizenship Amendment Act and reaffirming San Francisco as a welcoming city, expressing the City and County of San Francisco's Board of Supervisors' solidarity with San Francisco's South Asian community regardless of religion and caste.

Supervisors Haney, Preston, Safai, Peskin, Fewer, Walton, Stefani, and Mandelman requested to be added as co-sponsors.

ADOPTED by the following vote:

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

President Yee requested that File No. 200774 be severed so that it may be considered separately.

200774 [Modifying Time for Submission of Charter Amendment under Rules 2.22.6 and 2.22.7]

Sponsor: Yee

Motion modifying the amount of time required under Rule 2.22.6, between the referral of a Charter Amendment to the Mayor and other City Officials and the submission to the electorate of the proposed Charter Amendment, providing that future annual adjustments in baseline funding for select Charter-mandated funds will not take into account certain changes in City revenue resulting from voter-approved business taxes on the November 3, 2020, ballot (File No. 200648); and modifying the time required under Rule 2.22.7 between the first appearance on the Board's agenda and the order of submission to the electorate of the same proposed Charter Amendment (File No. 200648).

Supervisor Yee, seconded by Supervisor Walton, moved that this Motion be TABLED. The motion carried by the following vote:

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

Clerk Calvillo requested that File No. 200779 be severed so that it may be considered separately.

200779 [Urging the California Governor to Issue an Executive Order to Toll the Two-Year Deadline Plus 120 Days]

Sponsors: Yee; Mandelman

Motion urging California Governor Gavin Newsom to issue an Executive Order to toll the two-year Assessment Appeal hearing deadline plus 120 days after the dissolution of the Shelter in Place.

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

Motion No. M20-091

APPROVED by the following vote:

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

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

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

200758 [Settlement of Lawsuit - Hastings College of the Law - \$0]

Ordinance authorizing settlement of the lawsuit filed by Hastings College of the Law against the City and County of San Francisco for \$0 and a Stipulated Injunction; the lawsuit was filed on May 4, 2020, in United States District Court, Case No. 20-cv-3033; entitled Hastings College of the Law, et al. v. City and County of San Francisco; the lawsuit involves alleged civil rights violations, Federal Americans with Disabilities and California Disabled Persons Act violations, Negligence; Public Nuisance; Private Nuisance and Inverse Condemnation. (City Attorney)

07/10/20; RECEIVED FROM DEPARTMENT.

07/21/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

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

07/10/20; RECEIVED FROM DEPARTMENT.

07/21/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/20/2020.

ADJOURNMENT

There being no further business, the Board adjourned at the hour 9:47 p.m.