

ARTICLE I:  
REENTRY COUNCIL

- Sec. 5.1-1. Reentry Council.
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- Sec. 5.1-3. Membership and Organization.
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SEC. 5.1-1. REENTRY COUNCIL.

The City hereby establishes a Reentry Council (“Council”). Subject to the fiscal and budgetary provisions of the Charter, the Public Defender’s Office, the District Attorney’s Office, the Adult Probation Department, and the Mayor’s Office shall each designate staff to provide administrative support to the Council.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008; Ord. 44-11, File No. 101480, App. 3/ 10/2011)

SEC. 5.1-2. PURPOSE.

The purpose of the Council is to coordinate local efforts to support adults exiting San Francisco County Jail, San Francisco juvenile justice system out-of-home placements, the California Department of Corrections and Rehabilitation facilities, and the United States Federal Bureau of Prison facilities. The Council shall provide the Mayor, the Board of Supervisors, the public, and any other appropriate agency with accurate and comprehensive information about programs that serve this population, barriers faced by this population, best practices to meet the needs of this population, and funding sources for programs and practices that address the needs of this population. The Council shall coordinate information sharing, planning, and engagement among all interested private and public stakeholders to the extent permissible under Federal and State law.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008)

SEC. 5.1-3. MEMBERSHIP AND ORGANIZATION.

(a) Members. The Council shall consist of 24 members, as further described below.

(1) Seven of the members shall be persons formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility, and/or a United States Bureau of Prisons facility.

(2) The Mayor, or the Mayor's designee, shall serve as a member of the Council, and the Mayor shall also appoint three of the seven members who are formerly incarcerated persons referenced in subsection (a)(1). Of these three members, at least one must be between the ages of 18 to 35, inclusive, at the time of appointment and have been a person incarcerated before the age of 24, and at least one shall have expertise in providing services to individuals exiting the criminal justice system.

(3) The Board of Supervisors shall designate one of its members to serve as a member of the Council, and shall appoint the other four of the seven members who are formerly incarcerated persons referenced in subsection (a)(1). Of these four members, at least one shall have expertise in providing services to individuals exiting the criminal justice system, at least one must have been released from custody within three years of that member's appointment, at least one must have served multiple terms of incarceration, and at least one must self-identify as a survivor of violence or crime.

(4) All members of the Council shall be exempt from the Charter requirement that they be electors of the City and County of San Francisco.

(5) Mayoral and Board of Supervisors appointments to the Council shall expire 90 days following an appointee's date of hire in any of the following City departments or agencies: the Public Defender's Office, the District Attorney's Office, the Sheriff's Department, the Police Department, the Adult Probation Department, the Juvenile Probation Department, the Office of Economic and Workforce Development, the Human Services Agency, the Department of Children Youth and Families, the Department of Public Health, and the Department of Homelessness and Supportive Housing 1

(6) The following City departments or agencies shall appoint one member each to the Council: the Public Defender's Office, the District Attorney's Office, the Sheriff's Department, the Police Department, the Adult Probation Department, the Juvenile Probation Department, the Office of Economic and Workforce Development, the Human Services Agency, the Department of Children Youth and Families, the Department of Public Health, and the Department of Homelessness and Supportive Housing. In addition, Council co-chairs shall invite the San Francisco Superior Court, the Department of Child Support Services, the California Department of Corrections and Rehabilitation Division of Adult Parole Operations, and the United States Probation and Pretrial Services System to appoint one member each to the Council.

(7) Members of the Council shall serve two-year terms and shall serve at the pleasure of the appointing authority. Members may serve multiple terms.

(b) Quorum. Thirteen members of the Council shall constitute a quorum, and the Council shall have the authority to act on the vote of the majority of the quorum.

(c) Officers. The four members appointed by the Adult Probation Department, the District Attorney's Office, the Public Defender's Office, and the Sheriff's Department, respectively, as well as the Mayor or the Mayor's designee, shall co-chair the Council. In addition, the seven members who are formerly incarcerated persons referenced in

subsection (a)(1) shall select by majority vote one of the seven to serve as an additional co-chair of the Council.

(d) Subcommittees. The Council may establish subcommittees to be convened as directed by the Council. The Council's co-chairs shall appoint members to the subcommittees. Subcommittees shall report findings and make recommendations to the full Council for its consideration. The membership of these subcommittees shall be open to non-members of the Council who shall be drawn from a range of diverse experiences, identities, and interests related to the issue of reentry.

(e) Meeting Frequency. The Council shall meet in full at least three times per year.

(f) Roles of Council Members. Each member of the Council shall retain his or her official authority and duties granted under State law. In adopting this legislation, the Board of Supervisors recognizes that each member of the Council retains his or her authority and duties under State law and that where conflicts may arise out of members' dual roles, State powers and duties shall supersede the duties that the ordinance creating the Council imposes on Council members.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008; amended by Ord. 26-09, File No. 081511, App. 2/13/2009; Ord. 44-11, File No. 101480, App. 3/10/2011; Ord. 83-14, File No. 140141, App. 6/13/2014, Eff. 7/13/2014; Ord. 31-17, File No. 161348, App. 2/10/2017, Eff. 3/12/2017; Ord. 116-18, File No. 180081, App. 5/17/2018, Eff. 6/17/2018; Ord. 55-20, File No. 200085, App. 4/3/2020, Eff. 5/4/2020)

#### CODIFICATION NOTE

1. So in Ord. 55-20.

#### SEC. 5.1-4. POWERS AND DUTIES.

The Council shall have the following powers and duties:

(a) Identifying Funding Streams. The Council shall identify funding at the local, State, and Federal level that is earmarked or available for services or programs designed to serve individuals exiting the criminal justice system. In addition, the Council shall identify conditions, restrictions, or limitations on each funding stream, and shall document these findings in its reports to the Mayor, the Board of Supervisors, and other appropriate entities consistent with subsection (e) below.

(b) Identifying Programs Serving Individuals Exiting the Criminal Justice System. The Council shall identify programs serving individuals exiting the criminal justice system who reside in San Francisco or who will be released to San Francisco, including program capacity.

(c) Identifying Needs of Reentry Population. The Council shall identify any unmet needs of this population, and propose ways to meet those needs based on existing research and best practices.

(d) Identifying Barriers. The Council shall also identify barriers to safe and successful re-entry presented by local, State, and Federal law, and propose ways to reduce the impact of these barriers.

(e) Reports. Biennially the Council shall prepare and submit a report that shall include but not be limited to information required under subsections (a), (b), (c), and (d) above. The first biennial report shall be due June 30, 2019. City departments shall respond within 30 days to reasonable requests for information submitted by the Council relevant to its ability to discharge its powers and duties under this Article I, provided that the disclosure of such information shall not be required where it would violate Federal or State law. The Council shall provide the reports to: 1) the Mayor, 2) the Board of Supervisors, 3) any City department or program identified by the Council in a report, and 4) the public. These reports shall be public documents. Any City department identified in a report may provide a response, within 30 days of issuance of the report, for inclusion into the final report submitted to the Mayor and the Board of Supervisors, among others, consistent with this subsection (e).

(f) The Council shall share information and work in collaboration with the San Francisco Community Corrections Partnership, as established by the California Community Corrections Performance Incentives Act of 2009 (CA Penal Code Section 1228-1233.8).

(g) Retaliation Prohibited. No City officer or employee may retaliate against other City staff or the staff of programs identified by the Council for cooperating with the Council or for participating in any activity involving the Council. This section is not intended to create a private right of action against the City and County of San Francisco.

(h) The Council shall share information and work in collaboration with the San Francisco Juvenile Justice Coordinating Council, as required by the Juvenile Crime Enforcement and Accountability Challenge Grant Program (CA Welfare and Institutions Code Section 749.2-749.27).

(i) The Council shall share information and work in collaboration with the San Francisco Sentencing Commission.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008; amended by Ord. 44-11, File No. 101480, App. 3/10/2011; Ord. 83-14, File No. 140141, App. 6/13/2014, Eff. 7/13/2014; Ord. 84-14, File No. 140260, App. 6/13/2014, Eff. 7/13/2014; Ord. 276-18, File No. 180913, App. 11/20/2018, Eff. 12/21/2018; Ord. 269-19, File No. 190499, App. 11/21/2019, Eff. 12/22/2019)

#### SEC. 5.1-5. ATTENDANCE REQUIREMENT.

The Council shall monitor the attendance of Council members. In the event that any Council member misses two regularly scheduled Council meetings in a twelve-month period without prior notice to the Council, the Council shall certify that fact in writing to the appointing authority, and the member shall be deemed to have resigned from the Council on the date of such certification. The Council shall request the appointing authority

to appoint a new member. The appointing authority shall appoint a successor to the resigned member not later than 60 days after the date of the certification of resignation.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008)

#### SEC. 5.1-6. SUNSET CLAUSE.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, this Article I shall expire June 1, 2024, unless the Board of Supervisors adopts an ordinance continuing its existence. In the event of its expiration, the City Attorney is directed to take steps to remove this Article I from the Administrative Code. The Council shall submit a report to the Board of Supervisors by July 1, 2023 recommending whether the Council should continue to operate, and if so, whether the Board of Supervisors should consider legislative changes that would enhance the capacity of the Council to achieve its goals. The Council's recommendations shall include drafts of ordinances that would implement its recommendations.

(Added by Ord. 215-08, File No. 080564, App. 9/19/2008; amended by Ord. 44-11, File No. 101480, App. 3/10/2011; Ord. 83-14, File No. 140141, App. 6/13/2014, Eff. 7/13/2014; Ord. 31-17, File No. 161348, App. 2/10/2017, Eff. 3/12/2017; Ord. 276-18, File No. 180913, App. 11/20/2018, Eff. 12/21/2018)

#### ARTICLE II: FREE CITY COLLEGE OVERSIGHT COMMITTEE

- Sec. 5.2-1. Creation of Free City College Oversight Committee.
- Sec. 5.2-2. Membership.
- Sec. 5.2-3. Organization and Terms of Office.
- Sec. 5.2-4. Duties and Responsibilities.
- Sec. 5.2-5. Meetings and Procedures.
- Sec. 5.2-6. Sunset.

#### Editor's Note:

Former Ch. 5, Art. II, "Cannabis State Legalization Task Force," expired on 12/31/2018 per the terms of its sunset clause (former Sec. 5.2-7) and was removed from the Code at the direction of the Office of the City Attorney.

Former Ch. 5, Art. II ("Medical Cannabis Task Force") terminated by operation of law on 12/31/2012.

#### SEC. 5.2-1. CREATION OF FREE CITY COLLEGE OVERSIGHT COMMITTEE.

The Board of Supervisors hereby establishes the Free City College Oversight Committee (“Oversight Committee”).

(Added by Ord. [175-19](#), File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-1 added by Ord. [115-15](#), File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)

(Former Sec. 5.2-1 added by Ord. 34-10, File No. 091402, 2/12/2010; expired, 12/31/2012)

#### SEC. 5.2-2. MEMBERSHIP.

The Oversight Committee shall consist of 15 voting members.

- (a) Seat 1 shall be held by the Mayor or the Mayor’s designee.
- (b) Seat 2 shall be held by the president of the City College Board of Trustees or the president’s designee.
- (c) Seat 3 shall be held by a student at City College, appointed by the Mayor.
- (d) Seat 4 shall be held by a student at City College, appointed by the Board of Supervisors.
- (e) Seat 5 shall be held by a student at City College, appointed by the City College Associated Students.
- (f) Seat 6 shall be held by a member of the Board of Supervisors, appointed by the Board of Supervisors or that member’s designee.
- (g) Seat 7 shall be held by an employee or officer of the San Francisco Unified School District, appointed by the Board of Education of the San Francisco Unified School District.
- (h) Seat 8 shall be held by the Controller or the Controller’s designee.
- (i) Seat 9 shall be held by an employee of the Department of Children, Youth and Their Families, appointed by the director of the Department.
- (j) Seat 10 shall be held by a City College employee who is involved in the administration of the Free City College program, appointed by the City College Board of Trustees.
- (k) Seat 11 shall be held by a City College faculty member, appointed by the City College Academic Senate.
- (l) Seat 12 shall be held by a classified staff member of City College, appointed by the labor organization that represents the largest number of classified City College employees.

(m) Seat 13 shall be held by a member of the public, appointed by the Mayor.

(n) Seat 14 shall be held by a member of the public, appointed by the Board of Supervisors.

(o) Seat 15 shall be held by the student trustee member of the City College Board of Trustees.

If, at any point, the City College Board of Trustees, City College Associated Students, City College Academic Senate, the labor organization that represents the largest number of classified City College employees, or the Board of Education of the San Francisco Unified School District declines to appoint a member to a seat for which it has appointing authority and leaves that seat vacant for more than 90 days, the Board of Supervisors may appoint a member of the public to fill the seat until the appointing authority appoints a person to the seat.

(Added by Ord. [175-19](#), File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-2 added by Ord. [115-15](#), File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)

(Former Sec. 5.2-2 added by Ord. 34-10, File No. 091402, 2/12/2010; expired, 12/31/2012)

### SEC. 5.2-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member of the Oversight Committee shall serve at the pleasure of the member's appointing authority, and shall serve for the life of the Oversight Committee unless removed by the appointing authority.

(b) Members of the Oversight Committee shall receive no compensation from the City, except that City employees serving in seats 1, 6, 8, and 9 may receive their regular salaries for time spent on the Oversight Committee because they are serving in an official capacity.

(c) Any member who misses three regular meetings of the Oversight Committee in a nine-month period without the express approval of the Oversight Committee at or before each missed meeting shall be deemed by operation of law to have resigned from the Oversight Committee ten days after the third unapproved absence. The Oversight Committee shall inform the Clerk of the Board of Supervisors, the Clerk of the Board of Trustees, and the member's appointing authority of the resignation. This subsection (c) shall not apply to Seats 1, 2, 6, 8, and 15.

(d) The Department of Children, Youth and Their Families shall provide clerical and administrative support and staffing for the Oversight Committee.

(Added by Ord. [175-19](#), File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-3 added by Ord. [115-15](#), File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)

(Former Sec. 5.2-3 added by Ord. 34-10, File No. 091402, 2/12/2010; amended by Ord. 287-10, File No. 101246, 11/18/2010; expired, 12/31/2012)

#### SEC. 5.2-4. DUTIES AND RESPONSIBILITIES.

(a) The Oversight Committee shall provide advice to the Board of Supervisors, the Mayor, the Department of Children, Youth and Their Families, all other relevant City departments, and City College regarding implementation of the Memorandum of Understanding between the City and City College authorized by resolution in Board File No. 190735, as it may be amended by the City and City College from time to time (the "Free City College MOU"). The Oversight Committee's advice may include recommendations regarding the uses of funds disbursed under the Free City College MOU, proposed changes in uses of the funds, and potential expansions of the Free City College program. In providing its advice and recommendations, the Oversight Committee shall consider the audit reports provided by the Controller under Section 10.100-288 of this Code, as well as reports that the Chancellor of City College or the Chancellor's designee has provided to the Oversight Committee under the Free City College MOU.

(b) All City departments, commissions, boards, and agencies shall cooperate with the Oversight Committee in conducting its business.

(Added by Ord. [175-19](#), File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-4 added by Ord. [115-15](#), File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)

(Former Sec. 5.2-4 added by Ord. 34-10, File No. 091402, 2/12/2010; expired, 12/31/2012)

#### SEC. 5.2-5. MEETINGS AND PROCEDURES.

(a) The Oversight Committee shall hold a regular meeting not less than once every three months.

(b) Seven voting members of the Oversight Committee shall constitute a quorum for the purpose of meeting, and the affirmative votes of at least seven members of the Oversight Committee are necessary to constitute approval of any non-parliamentary matter by the Oversight Committee.

(c) The members in seats 1 and 2 shall be the co-chairs of the Oversight Committee. The Oversight Committee may establish rules for its own organization and procedures.

(Added by Ord. [175-19](#), File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-5 added by Ord. [115-15](#), File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)



(Former Sec. 5.2-5 added by Ord. 34-10, File No. 091402, 2/12/2010; amended by Ord. 287-10, File No. 101246, 11/18/2010; expired, 12/31/2012)

#### SEC. 5.2-6. SUNSET.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, this Article II shall expire by operation of law, and the Oversight Committee shall terminate, on June 30, 2029. After the expiration of the Oversight Committee, the City Attorney shall cause this Article to be removed from the Administrative Code.

(Added by Ord. 175-19, File No. 190730, App. 8/2/2019, Eff. 9/2/2019)

(Former Sec. 5.2-6 added by Ord. 115-15, File No. 150436, App. 7/15/2015, Eff. 8/14/2015; expired 12/31/2018)

(Former Sec. 5.2-6 added by Ord. 34-10, File No. 091402, 2/12/2010; expired, 12/31/2012)

#### SEC. 5.2-7. [EXPIRED.]

(Added by Ord. 115-15, File No. 150436, App. 7/15/2015, Eff. 8/14/2015; amended by Ord. 168-17, File No. 170275, App. 7/27/2017, Eff. 8/26/2017; Ord. 187-17, File No. 170859, App. 9/15/2017, Eff. 10/15/2017; expired 12/31/2018)

### ARTICLE III: STATE LEGISLATION COMMITTEE

- Sec. 5.5. Created; Consideration of Pending State Legislation.
- Sec. 5.6. Duty to Study Proposals and Make Recommendations.
- Sec. 5.7. Composition; Chairman.
- Sec. 5.8. Meetings.
- Sec. 5.9. Report of Proceedings.
- Sec. 5.10. Action by Committee in Absence of Action by Board of Supervisors.
- Sec. 5.11. Establishment of Policy Without Reference to Committee.

#### SEC. 5.5. CREATED; CONSIDERATION OF PENDING STATE LEGISLATION.

Any proposal for the enactment of legislation affecting in any way the interests or welfare of the City and County, which is pending before the State Legislature or which may be

considered for presentation to the Legislature, shall be initiated by or referred to a committee, hereby created, which shall be designated as the State Legislation Committee of the City and County.

(Ord. No. 8308 (1939), Sec. 1)

#### SEC. 5.6. DUTY TO STUDY PROPOSALS AND MAKE RECOMMENDATIONS.

It shall be the duty of the State Legislation Committee to study all proposals enumerated in the preceding section and to formulate recommendations for endorsement, opposition or neutrality with respect thereto, as matters of policy of the City and County.

(Ord. No. 8308 (1939), Sec. 2)

#### SEC. 5.7. COMPOSITION; CHAIRMAN.

The members of the State Legislation Committee shall be the Mayor, who shall act as chair, the City Attorney, two members of the Board of Supervisors to be designated by the President of the Board of Supervisors, the Controller, the Assessor and the Treasurer.

Each of the above-named members may designate a duly authorized representative to attend the meeting in his or her absence.

(Amended by Ord. 245-78, App. 5/26/78; Ord. 278-96, App. 7/3/96)

#### SEC. 5.8. MEETINGS.

Places, dates and times of meetings of the State Legislation Committee shall be prescribed by the chair.

(Ord. No. 8308 (1939), Sec. 4)

#### SEC. 5.9. REPORT OF PROCEEDINGS.

A report of the proceedings of each regular or special meeting of the State Legislation Committee and the recommendations made thereat shall be submitted to the Board of Supervisors not later than the next regular business day following such meeting.

(Added by Ord. 245-78, App. 5/26/78)

#### SEC. 5.10. ACTION BY COMMITTEE IN ABSENCE OF ACTION BY BOARD OF SUPERVISORS.

The Board of Supervisors, by resolution, may take such action upon any recommendation of the State Legislation Committee as it deems necessary or desirable, but in the absence of any such action by the Board of Supervisors, the State Legislative Representative is hereby authorized to take suitable action consonant with any such recommendation of the State Legislation Committee as the policy of the City and County.

(Ord. No. 8308 (1939), Sec. 6)

#### SEC. 5.11. ESTABLISHMENT OF POLICY WITHOUT REFERENCE TO COMMITTEE.

Nothing contained in this Article shall preclude the Board of Supervisors from establishing policy with respect to any matter of proposed state legislation, without reference to or report from the State Legislation Committee, if in the Board's discretion such reference or report is inadvisable or inexpedient.

(Ord. No. 8308 (1939), Sec. 7)

#### ARTICLE IV: PEDESTRIAN SAFETY ADVISORY COMMITTEE

Sec. 5.4-1. Findings; Establishment and Organization.

Sec. 5.4-2. Duties of the Committee.

Sec. 5.4-3. Sunset.

#### SEC. 5.4-1. FINDINGS; ESTABLISHMENT AND ORGANIZATION.

(a) The Board of Supervisors finds and declares that it is in the public interest to officially recognize walking as an important component of our transportation system, and as a key component to creating livable and suitable communities. Accordingly, the Board of Supervisors seeks to develop and implement focused policies that encourage pedestrian safety, education, and convenience in transportation and city planning.

Over the past fifty years, many American cities, including San Francisco, have seen a dramatic shift away from pedestrian and public transportation toward a reliance on the private automobile for primary transportation. In that same time period, the City has seen a reduction of its public walkways, pedestrian rights-of-way, and valuable inner-city green spaces.

In San Francisco, as throughout the world, the quality of urban life is being threatened by encroaching environmental actors. San Franciscans also suffer from increasing poor air

quality, elevated noise levels, increased traffic congestion, longer trip times, and diminishing public space. These and other factors have led San Francisco to adopt a Transit-First policy favoring public transportation, bicycles, and pedestrian travel over the use of automobiles.

The City's streetscape is similar to many cities and towns in Europe. Narrow streets and interesting destinations combine to make our streets conducive to walking. Encouraging pedestrian presence on our City's streets and sidewalks not only reduces our City's reliance on the automobile, but also helps create communities and neighborhoods that are deemed livable and desirable. Better pedestrian planning and policies will not only serve the approximately 10% of San Franciscans who walk to work on a regular basis, but also all visitors to and residents of San Francisco because each person is a pedestrian at some point in every trip they take.

San Francisco has an unusually high rate of pedestrian injuries for a city its size. In the past five years, nearly 5,000 pedestrians have been injured on city streets, and over 130 people have been killed. Our seniors, youth, and citizens with disabilities are especially at risk for being injured and/or killed in a motor vehicle collision. Nationally, pedestrians account for only 13% of traffic fatalities and 2.2% of traffic injuries. However, in San Francisco, they account for more than half of the motor-vehicle related deaths and about one-third of the hospitalizations and have outnumbered or equaled car occupants in traffic fatalities in San Francisco in nine of the past ten years.

(b) There shall be established a Pedestrian Safety Advisory Committee. This Advisory Committee, composed of concerned and informed residents, will provide a source of expertise on issues concerning pedestrian safety, convenience, ambiance, and planning. The Advisory Committee shall consist of 17 voting members appointed as set forth below.

(1) Seat 1 shall be held by a representative from a pedestrian safety organization, appointed by the Board of Supervisors.

(2) Seats 2 and 3 shall be held by representatives from senior or disability organizations, appointed by the Board of Supervisors.

(3) Seat 4 shall be held by a representative from a bicycle or other non-motorized wheeled personal transport organization, appointed by the Board of Supervisors;

(4) Seat 5 shall be held by a representative from a transit or environmental organization, appointed by the Board of Supervisors.

(5) Seats 6 through 16 shall be appointed by individual members of the Board of Supervisors, with each member of the Board appointing one member of the Advisory Committee.

(6) Seat 17 shall be held by a parent of a student in the San Francisco Unified School District, appointed by the Superintendent of the San Francisco Unified School District. If at any time the Superintendent declines to appoint an individual to Seat 17 for 60 days or longer, the Board of Supervisors may appoint a new member with the same or different qualifications to fill the seat for the remainder of the term.

(c) The Superintendent of the San Francisco Unified School District may appoint a member of the San Francisco Unified School District's Student Advisory Council to serve as a non-voting member of the Advisory Committee. The individual appointed to this seat may participate in Advisory Committee discussions to the same extent as other members of the Advisory Committee but may not vote on any matter and shall not be counted toward a quorum.

(d) The following City departments shall designate a non-voting representative to attend Advisory Committee meetings at the request of the Advisory Committee: the Department of Public Health, the Municipal Transportation Agency, the Department of Public Works, the Planning Department, the Police Department, the Recreation and Park Department, District Attorney's Office, and the Mayor's Office on Disability. Any other City departments whose work impacts pedestrians shall also designate a non-voting representative to Advisory Committee meetings upon request of the Advisory Committee. Every year by July 1, each department required to designate a non-voting representative shall inform the Advisory Committee in writing of the name, work phone number, and work email address of its representative.

(e) All City departments, commissions, boards, and agencies shall cooperate with the Advisory Committee in conducting its business. The Board of Supervisors also requests that the San Francisco County Transportation Authority, San Francisco Unified School District, the Successor Agency to the San Francisco Redevelopment Agency, and the National Park Service assist in the work of the Advisory Committee.

(f) Advisory Committee members shall serve at the pleasure of the appointing authority. Any Advisory Committee member who misses three regular meetings of the Advisory Committee within a six-month period without the express approval of the Advisory Committee at or before each missed meeting shall be deemed to have resigned from the Advisory Committee 10 days after the third unapproved absence. The Advisory Committee shall inform the Clerk of the Board of Supervisors of each such resignation, and the appointing authority shall appoint a successor to that seat.

(g) The term of each Advisory Committee member shall be two years. The seats formerly numbered 2, 7, 8, 9, 10, and 23 shall terminate on the effective date of the ordinance in Board File No. 160964 amending this Article IV. The terms for all other seats on the Advisory Committee shall continue following the effective date of that ordinance, and the members holding those seats may continue to hold the renumbered seats until the expiration of the term as provided in this subsection (g) unless removed by the appointing authority. The terms for seats 1, 3, 5, 7, 9, 11, 13, 15, and 17 shall expire on March 31, 2018, and every two years thereafter. The terms for seats 2, 4, 6, 8, 10, 12, 14, and 16 shall expire on March 31, 2019, and every two years thereafter.

(h) At the initial meeting of the Advisory Committee, and annually thereafter, the members of the Advisory Committee shall select a Chair, and any other officers as deemed necessary by the Advisory Committee.

(i) The Advisory Committee shall establish rules for its own organization and procedures and shall meet when necessary as determined by the Advisory Committee. All meetings shall, except as provided by law, be open to the public.

(j) The Board of Supervisors urges the Municipal Transportation Agency to support the Advisory Committee with funding and staff resources and to present a monthly interdepartmental report to the Advisory Committee.

(Added by Ord. 85-02, File No. 012133, App. 6/7/2002; Ord. 127-07, File No. 070082, App. 5/31/2007; Ord. 287-08, File No. 081340, App. 12/5/2008; amended by Ord. [220-16](#), File No. 160964, App. 11/10/2016, Eff. 12/10/2016)

#### SEC. 5.4-2. DUTIES OF THE COMMITTEE.

(a) The Pedestrian Safety Advisory Committee shall have the power and duty to:

(1) Make recommendations to the Board of Supervisors and other City departments, commissions, boards and agencies in order to improve pedestrian safety and ambiance;

(2) Develop concepts and review policies and planning efforts regarding pedestrian improvements including, but not limited to, issues of safety, traffic calming, education, and sidewalk and crosswalk treatments;

(3) Make recommendations on funding opportunities and priorities to the Board of Supervisors, the Municipal Transportation Agency, the Citizens Advisory Committee of the County Transportation Authority, and other City departments, commissions, boards, and agencies;

(4) Review and make recommendations on policies and programs related to pedestrians in the Transportation Element of the General Plan of the City and County of San Francisco, and make recommendations on the goals and their implementation to the Planning Commission;

(5) Report to the Board of Supervisors on an annual basis, with quarterly appearances before the Board of Supervisors as needed, on statistics on pedestrian injury and fatality statistics, causes of pedestrian injuries and fatalities, recommendations for changes in policies, funding, and enforcement, and other pertinent issues; and

(6) Support the development of a Pedestrian Master Plan, in conjunction with City agencies and community input, which will offer a comprehensive review of the policies, procedures, practices, and physical infrastructure of the City that affect pedestrians, and will also provide recommendations to make walking safer and more convenient through sidewalk improvements, new City policies, educational programs, promotional efforts, and transit access.

(b) By no later than May 1, 2020, the Advisory Committee shall submit to the Board of Supervisors a report recommending possible changes to the structure, duties, or member qualifications of the Advisory Committee.

(Added by Ord. 85-02, File No. 012133, App. 6/7/2002; amended by Ord. 220-16, File No. 160964, App. 11/10/2016, Eff. 12/10/2016; Ord. 270-19, File No. 190949, App. 11/21/2019, Eff. 12/22/2019, Retro. 10/1/2019)

#### SEC. 5.4-3. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Advisory Committee, this Article IV shall expire by operation of law, and the Advisory Committee shall terminate, on October 1, 2020. After that date, the City Attorney shall cause this Article to be removed from the Administrative Code.

(Added by Ord. 220-16, File No. 160964, App. 11/10/2016, Eff. 12/10/2016; amended by Ord. 270-19, File No. 190949, App. 11/21/2019, Eff. 12/22/2019, Retro. 10/1/2019)

#### ARTICLE V: BOND OVERSIGHT COMMITTEES

##### Editor's note

Sections 5.30 through 5.36 as originally enacted by the electorate in Proposition F on March 5, 2002, were numbered as Sections 5.1 through 5.8. Because the Administrative Code already contained sections with those numbers and because Proposition F itself contained other clerical inconsistencies, the editor has renumbered this article as Sections 5.30 through 5.36 and accordingly revised internal references in the text to the new numbering. Sections 5A.30 through 5A.36, as originally enacted by the electorate in Proposition P on November 5, 2002, were numbered as Sections 5.30 through 5.36. Because this article already contained sections with those numbers, the editor has renumbered the provisions of Proposition P as Sections 5A.30 through 5A.36. and accordingly revised internal references in the text to the new numbering.

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## CITIZENS' GENERAL OBLIGATION BOND OVERSIGHT COMMITTEE

### SEC. 5.30. - ESTABLISHMENT.

The Board of Supervisors of the City and County of San Francisco (the "Board") shall establish and appoint members to an independent citizens' general obligation bond oversight committee (the "committee"), pursuant to Section 5.32 hereof, prior to issuing



any general obligation bonds (the "bonds") subsequent to the effective date of this measure.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.31. PURPOSE.

(a) The purpose of the committee shall be to inform the public concerning the expenditure of general obligation bond proceeds. The committee shall actively review and report on the expenditure of taxpayers' money in accordance with the voter authorization. The committee shall convene to provide oversight for: (1) ensuring that bond revenues are expended only in accordance with the ballot measure, and (2) ensuring that no funds are used for any administrative salaries or other general governmental operating expenses, unless specifically authorized in the ballot measure for such bonds. The committee has no power to review bond proposals prior to voter approval. Further, the committee shall not participate or interfere in the selection process of any vendor hired to execute bond funded projects.

(b) In furtherance of its purpose, the committee may engage in any of the following activities:

(1) Inquiring into the disbursement and expenditure of the proceeds of bonds approved by voters by receiving any reports, financial statements, correspondence or other documents and materials related to the expenditure of bond funds from agencies that receive proceeds from these bonds.

(2) Holding public hearings to review the disbursement and expenditure of the proceeds of bonds approved by voters.

(3) Inspecting facilities financed with the proceeds of bonds approved by voters.

(4) Receiving and reviewing copies of any capital improvement project proposals or plans developed by the City.

(5) Reviewing efforts by the City to maximize bond proceeds by implementing cost-saving measures, including, but not limited to, all of the following: (i) mechanisms designed to reduce the costs of professional fees and site preparation and design; and (ii) recommendations regarding the joint use of core facilities and use of cost-effective and efficient reusable facility plans.

(6) Commissioning independent review of the disbursement and expenditure of the proceeds of bonds approved by voters by accessing any funds set aside for this purpose under Subsection (c) of this Section to retain outside auditors, inspectors and necessary experts to conduct such independent review.

(c) To the extent permitted by law, each ballot measure shall provide that one-tenth of one percent of the gross proceeds from the proposed bonds be deposited in a fund

established by the Controller's Office and appropriated by the Board at the direction of the committee to cover the costs of said committee.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.32. PUBLIC MEETINGS.

(a) The Board shall, without expending bond funds, provide the committee with any necessary technical assistance and shall provide administrative assistance in furtherance of its purpose and sufficient resources to publicize the conclusions of the committee.

(b) All committee proceedings shall be subject to the California Public Records Act (Section 6254, et seq., of the Government Code of the State of California) and the City's Sunshine Ordinance (Chapter 67 of this Code). The committee shall issue regular reports on the results of its activities. A report shall be issued at least once a year. Minutes of the proceedings of the committee and all documents received and reports issued shall be a matter of public record and be made available on the Board's website.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.33. MEMBERSHIP.

(a) The committee shall consist of at least nine members to be appointed as follows: three members by the Mayor; three by the Board; two members by the Controller; and one member by the Civil Grand Jury. Each member shall serve for a term of two years without compensation and for no more than two consecutive terms.

The members appointed by the Mayor shall be comprised, as follows:

(1) One member shall be active in a business organization representing the business community located within the City.

(2) One member shall be active in a labor organization.

(3) One member shall be active in a community organization.

The members appointed by the Board shall be comprised, as follows:

(1) One member shall be active in a business organization representing the business community located within the City.

(2) One member shall be active in a labor organization.

(3) One member shall be active in a community organization.

The members appointed by the Controller shall be comprised as follows:

(1) One member with expertise in auditing governmental financial statements or with expertise in public finance law.

(2) One member with expertise in construction management.

The member appointed by the Civil Grand Jury shall be a member of the Civil Grand Jury or a designee appointed by the Civil Grand Jury.

(b) No employee or official of the City shall be appointed to the committee. No vendor, contractor, or consultant of the City that performs work funded by bonds issued by the City shall be appointed to the committee.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.34. WASTE.

If, after reviewing materials provided by an agency, department or other entity (each an "agency") receiving proceeds from the sale of bonds, the committee, after conducting its own independent audit and after consultation with the City Attorney, determines that bond proceeds were spent on purposes not authorized by the ballot measure, the committee may, by majority vote, prohibit the issuance of bonds for any remaining bond authorization.

The committee's decision to prohibit the sale of authorized, unsold bonds may be appealed by the agency to the Board within 30 days. The Board may overturn this decision by a supermajority vote of the members present at the meeting at which the matter is presented.

The prohibition on the issuance of bonds for any remaining bond authorization may be lifted by the Board after the agency provides the committee and the Board with documentation of corrective action satisfactory to the Board.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.35. GENERAL OBLIGATION BOND ORDINANCES.

All bond ordinances introduced after the effective date of this ordinance shall contain a statement incorporating the provisions of this Ordinance in such bond ordinance.

(Added by Proposition F, 3/5/2002)

#### SEC. 5.36. APPLICATION.

This Article V shall apply to all general obligation bonds with unexpended proceeds, except for Section 5.31(c) which shall apply only to bond authorizations approved by voters subsequent to the effective date of this Ordinance.

(Added by Proposition F, 3/5/2002)

## PUBLIC UTILITIES REVENUE BOND OVERSIGHT COMMITTEE

### SEC. 5A.30. FINDINGS.

The people of the City and County find and declare that:

(a) The City's 100-year-old water, power and clean water public utility infrastructure is suffering from decades of deferred maintenance. The regional water collection and transmission system, stretching from the Tuolumne River headwaters at Hetch Hetchy to the San Francisco County Line, supplies water to the City as well as to 1.7 million residents and businesses in Alameda, Santa Clara and San Mateo Counties. This system is in need of substantial repair and/or replacement. In the event of system failure, the City and its suburban customers could be without water for up to 30 days, with portions of the service area going without water for as long as 60 days. The water distribution and wastewater treatment systems within the City are in a similar state of deterioration, threatening the health and welfare of City residents, visitors and the business community.

(b) Over the past 25 years, funds for upgrading the water collection and power generation facilities of Hetch Hetchy have been in short supply. During this same period, the waste water treatment plants have aged to the point where significant capital improvements are necessary in order for the City to remain in compliance with applicable federal and state water quality regulations.

(c) The San Francisco Public Utilities Commission ("PUC") has never prepared an integrated and coordinated long-term strategic plan consisting of a capital improvement program, a long-range financial plan, an assessment of future utility needs and the evaluation of alternative technologies, private-public partnerships and non-rate payer revenue enhancements. Focusing on short-term planning, the PUC has turned out a series of bond issues, such as Propositions A and B in 1997, which have been promoted to the voters on the basis of broad project generalities. Even within the PUC itself, the list of projects earmarked for specific bond revenues are in a constant state of flux. Projects are frequently delayed and often uncompleted years after funding was approved by the voters.

(d) Over the past 20 years, the PUC has readily consented to the transfer of "surplus" Hetch Hetchy revenues to the City's general fund. Conservatively, these transfers have cost the PUC more than \$500 million. During this same period of time, the utility infrastructure deteriorated and rates escalated dramatically.

(e) The PUC estimates that over the next 20 years, the cost of needed capital improvement projects will amount to hundreds of millions of dollars. Although the PUC's capital improvement list undoubtedly contains individual projects that should go forward as soon as practicable, the design, bidding and contract drafting process often takes years to complete. In the absence of long-term strategic planning, individual projects have been

frequently delayed and, in some cases, actually abandoned as funding and project priorities unaccountably shifted over time.

(f) The health and welfare of all of the PUC's customers would be promoted by the creation of a qualified body committed to a persistent, vigorous and independent review of the expenditure of revenue bond funds for the PUC's capital improvement program over the next decade. An on-going review of this kind would be of material assistance to both the PUC and the Board of Supervisors ("Board") in ensuring that the program is carried out in compliance with all applicable laws.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.31. ESTABLISHMENT AND PURPOSE.

(a) There is hereby established a Public Utilities Revenue Bond Oversight Committee (the "Committee"), which shall have the responsibility of reporting publicly to the Mayor, the PUC and the Board of Supervisors ("Board") regarding the PUC's (or, to the extent allowed by law, any charter entity succeeding to the PUC's authority related to expenditure of revenue bonds) expenditure of revenue bond proceeds on the repair, replacement, upgrading and expansion of the City's water collection, power generation, water distribution and wastewater treatment facilities.

(b) The Committee shall provide oversight to ensure that: (1) The proceeds from revenue bonds authorized by the Board and/or the voters of the City are expended in accordance with the authorizing bond resolution and applicable law; (2) Bond proceeds are expended solely for uses, purposes and projects authorized in the bond resolution; and (3) Revenue bond funds are appropriately expended for authorized capital improvements so that an uninterrupted supply of water and power continues to flow to the City and to the PUC's customers. The Committee may comment to the Board of Supervisors on the development and drafting of proposed legislation pertaining to PUC revenue bonds prior to a Board determination regarding whether to submit a measure for voter approval or authorizing the issuance of revenue bonds, if voter approval is not otherwise required. The Board is not required to accept the Committee's comments or recommendations on such bond proposals. Further, the Committee shall not participate or interfere in the selection process of any vendor hired to execute bond funded projects.

(c) In furtherance of its purpose, the Committee may engage in any of the following activities:

(1) Inquiring into the disbursement and expenditure of the proceeds of PUC revenue bonds authorized and issued in accordance with the San Francisco Charter by receiving any and all reports, financial statements, correspondence or other documents and materials requested by the Committee related to the expenditure of revenue bond funds by the PUC;

(2) Holding public hearings to review the disbursement and expenditure of the proceeds of such revenue bonds;

(3) Inspecting facilities financed with the proceeds of such revenue bonds;

(4) Receiving and reviewing copies of any capital improvement project proposals or plans developed by the PUC related to the City's water, power or wastewater infrastructure and funded by bond proceeds;

(5) Reviewing efforts by the City to maximize bond proceeds by implementing cost-saving measures, including, but not limited to, all of the following: (i) mechanisms designed to reduce the costs of professional, consulting and similar fees and expenses related to site preparation and project design; (ii) recommendations regarding the cost-effective and efficient use of core facilities; (iii) developing and using alternate technologies; and, (iv) accessing other sources of infrastructure funding, excluding bond refunding; and,

(6) Commissioning independent review and evaluation of the disbursement and expenditure of the proceeds of such revenue bonds by accessing any funds set aside for this purpose under Subsection (d) of this Section to retain outside auditors, inspectors and necessary experts to conduct such independent review.

(d) To the extent permitted by law, in accordance with Sections 5A.35(c) and (d) of this Article, from and after the effective date of this Ordinance one-twentieth of one percent of the gross proceeds from each issuance or sale of public utility revenue bonds shall be deposited in a fund established by the Controller's Office and appropriated by the Board at the direction of the Committee to cover the costs of said Committee.

(e) The Board shall, without expending revenue bond funds, provide the Committee with appropriate clerical, technical and administrative assistance in furtherance of its purpose and provide sufficient resources to publicize the conclusions and recommendations of the Committee.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.32. PUBLIC MEETINGS.

All Committee proceedings shall be subject to the California Public Records Act (Sections 6250, et seq., of the Government Code of the State of California), the City's Sunshine Ordinance (Chapter 67 of this Code) and the Ralph M. Brown Act (Government Code Sections 54950, et seq.). The Committee shall issue regular reports on the results of its activities. A report shall be issued at least once a year. Minutes of the proceedings of the Committee, and all reports issued by the Committee, shall be a matter of public record and made available on the City's website.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.33. MEMBERSHIP.

(a) The Committee shall consist of seven members to be appointed as follows: two members by the Mayor; two members by the Board; one member by the Controller; and one member by the governing body of the Bay Area Water Users Association. The seventh member shall be the Budget Analyst for the Board or his/her representative.

(b) At a minimum, the members appointed by the Mayor and the Board shall, individually or collectively, have expertise, skills and experience in economics, the environment, construction and project management. The member appointed by the Controller shall have background and experience in auditing, accounting and project finance.

(c) Except as expressly authorized herein, no current officer or employee of the City shall be appointed to the Committee. All members of the Committee shall be subject to applicable conflict-of-interest provisions of local and state law. No vendor, contractor or consultant of the City that performs work funded by bonds issued by the City shall be appointed to the Committee.

(d) Each Committee member will serve for no more than two consecutive terms. Upon their initial appointment, three members of the Committee shall be assigned by lot an initial term of two years and the remaining four members shall have an initial term of four years. Thereafter, each Committee member shall serve a four-year term.

(e) Each Committee member, except City employees appointed to serve as part of their official City duties and the Budget Analyst or employees of the Budget Analyst, shall be compensated at a rate of \$100.00 per month during each year of the member's term of office. Such compensation shall be appropriated by the Board without expending revenue bond funds therefor.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.34. ILLEGAL EXPENDITURES.

(a) If, after conducting all appropriate reviews and independent audit of actual expenditures of revenue bond proceeds by the PUC (or, to the extent allowed by law, any charter entity succeeding to the PUC's authority related to expenditure of revenue bonds), the Committee, after consultation with the City Attorney, determines that revenue bond proceeds are being or have been expended for purposes not authorized by the authorizing bond resolution or otherwise amount to an illegal expenditure or illegal waste of such revenue bond proceeds within the meaning of applicable law, the Committee may, by majority vote of all its members, prohibit the further issuance or sale of authorized public utility revenue bonds which have yet to be issued or sold.

(b) A decision by the Committee to prohibit the issuance and sale of authorized but as yet unissued or unsold revenue bonds may be appealed by the PUC to the Board within 30 days of the Committee's decision. By two-thirds vote of all its members, the Board by resolution may overturn the Committee's decision and remand the matter to the

Committee for further consideration consistent with the views expressed by the Board in its resolution.

(c) Alternatively, the Committee's prohibition on the issuance or sale of authorized but unissued or unsold revenue bonds may be vacated by two-thirds vote of all the members of the Board, if the PUC, in response to the report of the Committee, provides evidence of corrective measures satisfactory to the Board.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.35. APPLICATION.

(a) All public utilities revenue bond authorizations approved either concurrent with or after the effective date of this Ordinance shall be subject to the provisions set forth herein.

(b) All bond authorizations introduced at the Board after the effective date of this Ordinance shall contain a statement incorporating the provisions of this Ordinance in such bond resolution.

(c) The provisions of this Ordinance shall also apply to all PUC public utility revenue bonds authorized, issued or offered for sale after July 1, 2002.

(d) Section 5A.30(d) of this Article shall only apply to PUC revenue bonds authorized after the effective date of this Article.

(Added by Proposition P, 11/5/2002)

#### SEC. 5A.36. SUNSET AND SEVERABILITY.

(a) Unless the Board by ordinance reauthorizes the provisions of this Ordinance for a specified period of years, the provisions of this Ordinance shall expire on January 1, 2025.

(b) If any part or provision of this Ordinance or its application to any person or circumstance is held invalid for any reason, the remainder of this Ordinance, including its application to other persons or circumstances, shall not be affected by such a holding, and shall continue in force and effect. To this end, the provisions of this Ordinance are severable.

(c) The validity of the authorization and issuance of any bonds is not dependent on and shall not be affected in any way by any failure by the Committee, to act in accordance with the provisions of this Ordinance.

(Added by Proposition P, 11/5/2002; amended by Ord. [236-12](#), File No. 120221, App. 12/7/2012, Eff. 1/6/2013; Ord. [189-15](#), File No. 150913, App. 11/4/2015, Eff. 12/4/2015; Ord. [309-18](#), File No. 181023, App. 12/21/2018, Eff. 1/21/2019)



ARTICLE VI:  
COMMISSION ON THE AGING

Sec. 5.50. Definitions.

Sec. 5.52. Commission Designated Area Agency on Aging.

Sec. 5.53. Powers and Duties of the Commission.

Sec. 5.54. Advisory Council.

SEC. 5.50. DEFINITIONS.

(a) Commission. The Commission on the Aging.

(b) Council. The Advisory Council.

(c) Member. A member of the Commission on the Aging.

(Added by Ord. 500-80, App. 10/29/80)

SEC. 5.52. COMMISSION DESIGNATED AREA AGENCY ON AGING.

Pursuant to federal law, the Commission is hereby designated the Area Agency on Aging for the City and County of San Francisco.

(Added by Ord. 500-80, App. 10/29/80)

SEC. 5.53. POWERS AND DUTIES OF THE COMMISSION.

In addition to powers under the Charter, the Commission shall have the following powers and duties:

(a) To develop, as the Area Agency on Aging, policy goals for the City and County of San Francisco in the form of an Area Plan as specified by federal regulations. Such plan is to be subject to the review and approval of the Mayor and the Board of Supervisors;

(b) To provide a comprehensive and coordinated service delivery system for senior citizens through the implementation and monitoring of the Area Plan pursuant to federal regulations set forth above by: (1) establishing standards, and (2) assessing services needed, (3) awarding subgrants (4) and providing technical assistance and monitoring of service providers under the plan;

(c) To establish an Advisory Council to advise the Commission in accordance with federal law and regulations;

(d) To serve as advocate and focal point for Senior Citizens' Programs; and

(e) To make an annual report to the Board of Supervisors regarding the accomplishments of the Commission and the Council in terms of service, delivery and coordination and development of senior resources in the City and County of San Francisco.

(Amended by Ord. 248-85, App. 5/23/85)

#### SEC. 5.54. ADVISORY COUNCIL.

The Commission shall establish an Advisory Council ("Council"), not to exceed 22 members, 11 of whom shall be appointed by the Commission and 11 appointed by the Board of Supervisors. The Council shall be representative of the geographic and ethnic populations of the City and County of San Francisco by districts, which districts shall be determined by the Commission. More than 50 percent of the members of each such group of 11 members shall be persons who are 60 years of age or older. The Council shall include service providers, older persons with the greatest socio and economic need, consumers, and others specified by federal regulation. Council members shall collect all appropriate information in order to provide the Commission with advice in the Commission's decision-making on the needs, assessments, priorities, programs and budgets concerning older San Franciscans.

Pursuant to federal regulations, the Commission shall develop and adopt bylaws for the Council. Such bylaws shall specify the role and functions of the Council, number of members, procedures for selecting members, term of membership, and the frequency of meetings. The Advisory Council shall meet at least 10 times per year. The Council shall be compensated in the same manner as the Commission for the Advisory Council meetings and Commission committee meetings at which they serve.

(Amended by Ord. 248-85, App. 5/23/85)

#### ARTICLE VII:

#### STREET UTILITIES COORDINATING COMMITTEE AND CITIZENS ADVISORY COMMITTEE FOR STREET UTILITY CONSTRUCTION

Sec. 5.60. Street Utilities Coordinating Committee.

Sec. 5.61. Street Utilities Coordinating Committee – Meetings.

Sec. 5.62. Street Utilities Coordinating Committee – Duties.

Sec. 5.63. Street Utilities Coordinating Committee – Subcommittees.

Sec. 5.64. Citizens Advisory Committee for Street Utility Construction.

- Sec. 5.65. Citizens Advisory Committee for Street Utility Construction – Meetings.  
Sec. 5.66. Citizens Advisory Committee for Street Utility Construction – Duties.

**SEC. 5.60. STREET UTILITIES COORDINATING COMMITTEE.**

There is hereby established a committee to be known as the Street Utilities Coordinating Committee consisting of the Director of Public Works, who is to act as chair; a representative from the Department of City Planning; a representative from the Citizens Advisory Committee to the Street Utilities Coordinating Committee who shall be selected by the Advisory Committee from those members of the above committee representing citizen input only and not from any utility or City department; and one senior management representative from each of the following: San Francisco Department of Telecommunications and Information Services; San Francisco Water Department; Hetch Hetchy Water and Power System; San Francisco Police Department; Pacific Gas and Electric Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific Telephone Co.; Western Union; and Television Signal Corporation.

(Added by Ord. 273-74, App. 6/6/74; amended by Ord. 317-96, App. 8/8/96; Ord. 192-99, File No. 990879, App. 7/1/99)

**SEC. 5.61. STREET UTILITIES COORDINATING COMMITTEE – MEETINGS.**

Places, dates and times of meetings shall be as prescribed by the chair.

(Added by Ord. 273-74, App. 6/6/74)

**SEC. 5.62. STREET UTILITIES COORDINATING COMMITTEE – DUTIES.**

This committee shall be charged with the responsibility of formulating policy as it affects the use of public streets by public and private utilities, such as overall traffic regulations during utility construction or maintenance; utility advance planning, and other means to insure minimum disruption and inconvenience to the general public using the surface of the streets; utility joint trenches; utility tunnels; and condition of trench repairs.

(Added by Ord. 273-74, App. 6/6/74)

**SEC. 5.63. STREET UTILITIES COORDINATING COMMITTEE – SUBCOMMITTEES.**

There are hereby established two subcommittees to the Street Utility Coordinating Committee as follows:

(a) Committee for Utility Liaison on Construction and Other Projects (CULCOP). This subcommittee shall consist of staff level personnel from the Bureau of Engineering of the Department of Public Works; San Francisco Department of Telecommunications and Information Services; San Francisco Water Department; Hetch Hetchy Water and Power System; Municipal Railway; San Francisco Fire Department; San Francisco Department of Electricity; San Francisco Redevelopment Agency; Pacific Gas and Electric Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific Telephone Company; Western Union and the Television Signal Corporation. The chair shall be a representative of the Bureau of Engineering as designated by the City Engineer. Meetings shall be monthly at a time and place designated by the chair. The duties of this subcommittee will be to work out scheduling of utility work that is connected with Department of Public Works projects and to plan the utilities undergrounding construction program.

(b) Committee for Planning Utility Construction Program. This subcommittee shall consist of representatives of the Department of Public Works; San Francisco Department of Telecommunications and Information Services; San Francisco Water Department; Hetch Hetchy Water and Power System; San Francisco Police Department; Pacific Gas and Electric Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific Telephone Company; Western Union; and Television Signal Corporation. The chair shall be a representative of the Department of Public Works as designated by the Director of Public Works. Meetings shall be at the call of the chair. This subcommittee shall be responsible for detailed planning of a 12 months construction program of all street utilities, exclusive of Public Works Department projects which are financed wholly or in part by gas tax or ad valorem funds and utilities undergrounding program, including traffic regulations during utility construction or maintenance, and other duties as assigned by the Street Utilities Coordinating Committee. The Director of Public Works shall transmit to private utility companies and to said subcommittee a list of approved gas tax and ad valorem projects, as soon as such projects are approved by the Board of Supervisors.

(Added by Ord. 273-74, App. 6/6/74; amended by Ord. 192-99, File No. 990879, App. 7/1/99).

#### SEC. 5.64. CITIZENS ADVISORY COMMITTEE FOR STREET UTILITY CONSTRUCTION.

There is hereby established a committee to be known as the Citizens Advisory Committee for Street Utility Construction consisting of 21 members to be appointed by the Mayor as follows: one representative from each of the following: Department of Public Works; San Francisco Department of Telecommunications and Information Services; Police Department; Water Department; Municipal Railway; Pacific Gas and Electric Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific Telephone Company; Western Union; Television Signal Corporation; San Francisco Planning and Urban Renewal Association; Greater San Francisco Chamber of Commerce; San Francisco Council of District Merchants Association; Associated General Contractors of California; organized labor; Downtown Association; and six members selected from neighborhood organizations representing the various neighborhoods within the City. The committee shall elect a chair

from the membership thereof. Any member may delegate an alternate within his or her respective organization to represent him or her at any meeting of the committee in the member's absence. Vacancies on the committee shall be filled by the Mayor in the manner herein provided for the appointment of the original members.

(Added by Ord. 273-74, App. 6/6/74; amended by Ord. 278-96, App. 7/3/96; Ord. 192-99, File No. 990879, App. 7/1/99)

#### SEC. 5.65. CITIZENS ADVISORY COMMITTEE FOR STREET UTILITY CONSTRUCTION – MEETINGS.

Places, dates and times of meetings shall be as prescribed by the chair.

(Added by Ord. 273-74, App. 6/6/74)

#### SEC. 5.66. CITIZENS ADVISORY COMMITTEE FOR STREET UTILITY CONSTRUCTION – DUTIES.

The duties of the committee shall be to secure citizens' input concerning general problems relating to the use of any digging-up of streets and sidewalks by utility companies or city departments, and to recommend to the Street Utilities Coordinating Committee ways and means to alleviate these problems.

(Added by Ord. 273-74, App. 6/6/74)

### ARTICLE VIII: BAYVIEW HUNTERS POINT CITIZENS ADVISORY COMMITTEE

Sec. 5.70. General Findings.

Sec. 5.71. The Bayview Hunters Point Citizens Advisory Committee.

#### Editor's Notes:

Ordinance [39-13](#) repealed former Chapter 5, Article VIII ("Neighborhood Community Justice Task Force") in its entirety.

Subsequent to the addition of this Article to the Code, Ord. [184-13](#) enacted a new article ("Airport Facilities Naming Advisory Committee") also designated as Chapter 5, Article VIII. In order to avoid conflicting with this Article, the editor codified the material added by the later ordinance as Chapter 5, Article XXVII, Secs. 5.270 et seq.

## SEC. 5.70. GENERAL FINDINGS.

(a) In 1995, the Board of Supervisors established the Bayview Hunters Point Redevelopment Survey Area. On May 23, 2006, the Board approved and adopted, by Ordinance No. [113-06](#), the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project ("Redevelopment Plan"), which expanded and renamed the Hunters Point Redevelopment Project Area. The Plan included an Area A, which had been in a 1969 Hunters Point Redevelopment Plan and an Area B. Project Area A expired, and with its expiration, the area added by the 2006 expansion constitutes the Bayview Hunters Point Redevelopment Project Area (the "Project Area"). A portion of Area B was the Candlestick Point Activity Node.

(b) On August 3, 2010, this Board of Supervisors adopted an amended Redevelopment Plan (the "Amended Redevelopment Plan") by Ordinance No. [210-10](#). The Amended Redevelopment Plan designated the Candlestick Point Activity Node as Zone 1, and the balance of the Project Area as Zone 2. The Candlestick Point Activity Node is part of the Hunters Point Shipyard/Candlestick Point Project, a major approved development project that the Redevelopment Agency of the City and County of San Francisco (the "Redevelopment Agency") was charged with implementing. The Amended Redevelopment Plan is on file with the Clerk of the Board of Supervisors in File No. 100658, and is incorporated herein as if fully set forth. Map 1 of the Amended Redevelopment Plan identifies the Project Area and Map 2 identifies Zone 1 and Zone 2.

(c) Under the Amended Redevelopment Plan, the Redevelopment Agency retained land use authority within Zone 1. The Redevelopment Agency and the City, through its Planning Department, entered into a Planning Cooperative Agreement, dated for reference purposes as of June 3, 2010, to provide for cooperation between the City and the Redevelopment Agency in carrying out the development of Zone 1.

(d) On September 19, 2006, the Redevelopment Agency and the City, through its Planning Commission, entered into a delegation agreement that provided for implementation of the Redevelopment Plan in Zone 2. The Planning Cooperative Agreement of 2010 provided that development in Zone 2 would continue to be governed by the delegation agreement. Zone 2 is a mixed residential, industrial and commercial area that has suffered from severe economic decline for many years with the closure of the Hunters Point Naval Shipyard, the shrinking of heavy and light industrial bases, and the lingering effects of long-term environmental pollution.

(e) The Bayview community was long involved in the planning process that brought about the Amended Redevelopment Plan. It has also previously engaged in a yet unfinished planning process for the area within India Basin Shoreline, not included in the Amended Redevelopment Plan, but referred to in the plan as Survey Area C. Survey Area C is shown on Map 3 of the Amended Redevelopment Plan. In the event that future planning efforts can be carried out in Zone 2 or Survey Area C, community involvement is desirable to help create a structured, and interactive relationship between City agencies, developers, and the community regarding land use and planning affairs in Zone 2 and Survey Area C.

(Added by Ord. [157-13](#), File No. 130225, App. 7/25/2013, Eff. 8/24/2013)

(Former Sec. 5.70 added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. 39-13, File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

#### SEC. 5.71. THE BAYVIEW HUNTERS POINT CITIZENS ADVISORY COMMITTEE.

(a) Establishment and Purpose. A Bayview Hunters Point Citizens Advisory Committee (the "CAC") is hereby established. The purpose of the CAC shall be to provide policy advice to the Board of Supervisors, City boards, commissions and departments, including the Planning Commission and Planning Department, on planning and land use matters in Zone 2. The CAC shall provide advice on the appropriateness of projects, and land use and zoning designations for projects in Zone 2 or Survey Area C, and provide community guidance on the extent to which a development project furthers General Plan policies in Zone 2.

The CAC shall serve for the duration of the Amended Redevelopment Plan, including any extensions of the plan that the Board of Supervisors approves. To perform its duties, the CAC may do the following:

(1) review proposed development projects, amendments to a redevelopment plan requiring approval of the Board of Supervisors and zoning changes, and advise the Planning Commission and Department and the Board of Supervisors on those matters;

(2) collaborate with the Planning Department on planning efforts; and

(3) collaborate with City boards, commissions and departments to (A) provide information to the community on planning efforts, development projects, amendments to a redevelopment plan requiring approval of the Board of Supervisors, and zoning changes, and (B) seek input from the community.

(b) Members of the Bayview Hunters Point Citizens Advisory Committee.

(1) Appointments.

(A) Appointing Authorities. The CAC shall consist of 12 members. The Supervisor of District 10, the Mayor, and the City Administrator (the "appointing authorities") shall each appoint 4 members. Of the 4 members appointed by each of the appointing authorities, 3 shall have the power to vote on committee actions (voting members), and one shall not have the power to vote on committee actions (a non-voting member). An employee of the City may not be appointed as a voting member of the CAC but may be appointed as a non-voting member. Each appointing authority shall notify the Clerk of the Board of Supervisors in writing of each of its appointments to the committee, including which appointees shall be voting members.

(B) Quorum. Five voting members shall constitute a quorum. The CAC shall approve matters by an affirmative vote of at least 5 voting-members.

(C) Compensation. Members of the CAC shall serve at the pleasure of their appointing authority without compensation or benefits.

(D) Terms. Each member shall serve a term of two years. The term of the 12 members first appointed to fill the seats on the committee shall commence on the effective date of Ordinance No. \_\_\_\_\_.

(2) Qualifications of Members. Each member shall have a capacity for volunteerism, and the ability to commit a minimum of 10 hours per week to the review of documents, meetings and planning sessions, and coordination with community members or City representatives. In addition, each member shall have one or more of the following qualifications:

(A) Experience working with multiple City boards, commissions, or department, or their representatives;

(B) A workman-like understanding of, or high level of interest in the land use policies and requirements, zoning issues for Zone 2, and a high level of interest in the review of projects in that area; or

(C) Familiarity with architecture, engineering, construction, historic preservation, public art, transportation and city planning, community benefits, low-income housing development or land use in San Francisco or other urban areas.

(3) Additional Qualifications of Non-voting Members. In addition to the qualifications stated in subparagraph (b)(2) (Qualifications of Members) above, non-voting members must have professional expertise or training in disciplines such as architecture, land use, or urban planning, that would be helpful to the CAC in the performance of its duties;

(4) Residency. A member must be at least one of the following: (A) a resident of the Project Area; (B) a person who owns a business with a fixed office in the City or real property in the City; (C) a representative of a neighborhood group in the Project Area; or (D) a resident of San Francisco who has experience working on architecture, planning, or land use issues in San Francisco.

(5) Conflicts.

(A) During his or her tenure, a member of the CAC may not receive income from, have any financial investments in, or be a party to any contracts with any person or entity who is seeking project approvals, or who receives a project approval from the City during the member's tenure regarding a property within Zone 2 or Survey Area C. For the purpose of this Subsection, "project approvals" shall include conditional use authorizations, variances, certificates of appropriateness, and building permits.

(B) During his or her tenure, a member of the CAC may not enter into, submit a bid for, negotiate for, or otherwise attempt to enter into, any contract with the City, or obtain a subcontract of any tier to a contract with the City for services, a real estate interest, or other benefits in Zone 2 or Survey Area C.

(C) Any member of the CAC who violates this Subsections shall be deemed to have thereby resigned his or her position on the CAC.



(6) Support. Subject to the budgetary and fiscal provisions of the Charter, the City Administrator's Office shall provide staff to assist the CAC to organize and conduct its public meetings and perform related responsibilities.

(7) Absences. If a member is absent from more than 3 scheduled meetings of the CAC in a twelve-month period, the chairperson shall notify the member's appointing authority of the absences. The appointing authority may exercise its authority over the member, including, without limitation, removing the member from the committee and appointing a new member to serve out the term of the member that is removed.

(8) Bylaws. The CAC shall adopt bylaws, subject to the approval of the City Administrator, to ensure the orderly conduct of its meetings.

(c) Cooperation with the CAC. At the request of the CAC, City boards, commissions and departments shall cooperate with the CAC in the performance of its duties by providing information within the scope of the body's jurisdiction, assisting in answering questions pertinent to the CAC's duties, referring matters under its jurisdiction to the CAC that are pertinent to the CAC's duties, and considering recommendations of the CAC.

(d) Interaction of Planning Department with the CAC. In addition to its duty to cooperate with the CAC under subsection (c) above, the Planning Department shall notify the CAC, in accordance with subsection (e) below, of, and work with the CAC to consider community input and guidance for the following projects in Zone 2:

(1) Residential projects that create 6 or more residential units, and/or projects that include construction of a new building or addition to an existing building of 10,000 square feet or more of non-residential space;

(2) Projects that include an alteration or change of use that:

(A) is subject to Planning Code Section 311 (Residential Permit Review Procedures for RH, RM, and RTO Districts) and includes vertical additions of 7 feet or more to the existing building height or 10 feet or more to the existing building depth at any level;

(B) is in any zoning district and includes a facility or activity identified in Planning Code Section 312(c) (Change of Use);

(C) is subject to a conditional use authorization or discretionary review under Section 317 of the Planning Code (Loss of Dwelling Units Through Merger, Conversion or Demolition); or

(D) is subject to a pre-application meeting under Section 313 of the Planning Code (PDR-1-B (Light Industrial Buffer));

(3) Projects that require a conditional use authorization;

(4) Projects that require a zoning map amendment; and

(5) Any streetscape improvements or public realm plans led by the Planning Department. For the purpose of this Section, "streetscape improvements" are

improvements to the streetscape elements identified in Section 98.1 of the Administrative Code, and a "public realm plan" means a plan to improve public space, including, without limitation, rights of way, sidewalks and public plazas, to enhance the public's enjoyment of the space.

(e) Notification to the CAC. The Director of Planning shall provide the CAC notice of the projects or changes described in subsection (d) above (the "Project Notice") as follows:

(1) The Director of Planning shall send the CAC a copy of any written preliminary assessment of the approval process that the department prepares and submits to a person or entity seeking approval of a project (the "Project Applicant") before the Project Applicant has filed an application for environmental review and/or entitlement at the same time that the department sends such written preliminary assessment to the Project Applicant.

(2) If the Director of Planning does not provide a written preliminary assessment to the Project Applicant prior to the filing of an application for environmental review and/or entitlement, the Director of Planning shall notify the CAC of the project in writing when the project application is filed with the department.

(f) CAC Hearings on Projects.

(1) Notice to Project Applicant. The CAC shall notify the Project Applicant in writing within 30 days of its receipt of the Project Notice if it would like the Project Applicant to make a presentation on the project before the CAC (the "Project Applicant's Presentation"). If the CAC does not so notify the Project Applicant, the Planning Commission or Planning Department may consider approval of the Project without a CAC hearing.

(2) Project Applicant's Presentation. Upon the request of the CAC, the Project Applicant shall request from the CAC a date on which to make the Project Applicant's Presentation. The CAC shall schedule the date for the Project Applicant's Presentation as follows:

(A) If a public hearing on the final approval action on the project before the Planning Commission is required, the Project Applicant's Presentation shall be on a date that is at least 60 days prior to the Planning Commission's public hearing.

(B) If no public hearing on the final approval action on the project before the Planning Commission is required, the CAC may set a date for the Project Applicant's Presentation that would enable an efficient project review and approval process, but the date for the Project Applicant's Presentation shall occur on a date that is at least 60 days before the Planning Department acts on the permit application. The Planning Department shall timely notify the CAC of the date it intends to act on the permit application to enable the CAC to schedule the Project Applicant's Presentation.

(3) Submittal of Comments. The CAC shall submit any comments on the project that the CAC wishes the Planning Commission to consider to the Director of Planning within 30 days after the date scheduled for the Project Applicant's Presentation as required by Subsection (f)(2) above.

(4) Additional Time. The Director of Planning or the Planning Commission may allow additional time for the CAC hearing and comments if the Director of Planning or the Planning Commission finds that additional time is needed given the complexity of the project and feasible given the timing of required hearings or action on other projects. The Project Applicant shall make a good faith effort to inform the CAC of any changes to the project after the CAC has issued its comments to the Director of Planning.

(g) Report on CAC Comments. The Planning Department shall describe the comments and recommendations of the CAC in its report to the Planning Commission prior to the Planning Commission's approval of the project. In addition, the CAC may present its views on the project in a separate report at the Planning Commission's public hearing on approval of the project; and

(h) Providing Information. The Planning Department shall provide information about permit applications and other proposed development activity in Zone 2 to the CAC as promptly as is reasonably feasible prior to any CAC meeting.

(i) Subject to the Charter. Nothing in this Section is intended to interfere with the authority of the Planning Department or Planning Commission under the Charter.

(Added by Ord. [157-13](#), File No. 130225, App. 7/25/2013, Eff. 8/24/2013)

(Former Sec. 5.71 added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. [39-13](#), File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

#### SEC. 5.72. REPEALED.

(Added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. [39-13](#), File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

#### SEC. 5.73. REPEALED.

(Added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. [39-13](#), File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

#### SEC. 5.74. REPEALED.

(Added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. [39-13](#), File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

#### SEC. 5.75. REPEALED.

(Added by Ord. 132-10, File No. 100529, App. 6/24/2010; repealed by Ord. [39-13](#), File No. 130086, App. 3/22/2013, Eff. 4/21/2013)

ARTICLE IX:  
TREASURY OVERSIGHT COMMITTEE

Editor's Notes:

The sections of this Article are numbered out of sequence with the other Articles of this Chapter.

Former Ch. 5, Art. IX, "Energy Efficiency Coordinating Committee," comprising former Secs. 5.90 through 5.96, expired per the terms of its sunset provision (former Sec. 5.96) and was removed from the Code at the direction of the Office of the City Attorney.

- Sec. 5.9-1. Establishment and Purpose – Treasury Oversight Committee.
- Sec. 5.9-2. Treasury Oversight Committee – Duties.
- Sec. 5.9-3. Treasury Oversight Committee – Composition.
- Sec. 5.9-4. Treasury Oversight Committee – Term of Office.
- Sec. 5.9-5. Treasury Oversight Committee – Costs and Administrative Support.
- Sec. 5.9-6. Treasury Oversight Committee – Term.

SEC. 5.9-1. ESTABLISHMENT AND PURPOSE – TREASURY OVERSIGHT COMMITTEE.

(a) Establishment. A Treasury Oversight Committee ("Committee") for the City and County of San Francisco ("City") is hereby established as an advisory body to the Treasurer. The Committee shall consist of seven members, appointed as provided in Section 5.9-3.

(b) Purpose. The Committee is established to involve depositors of funds into the City Treasury in reviewing the policies for investment of surplus funds that guide the management of their funds and to enhance the security and investment return on those funds by providing a more stable and predictable balance for investment by establishing criteria for the withdrawal of funds.

(c) Limitation. Nothing in this Article IX shall be construed to allow the Committee to direct individual decisions, select individual investment advisors, brokers, or dealers, or impinge on the day-to-day operations of the Treasurer.

(Added as Sec. 10.80-1 by Ord. 316-00, File No. 001911, App. 12/28/2000; redesignated and amended by Ord. [119-18](#), File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

SEC. 5.9-2. TREASURY OVERSIGHT COMMITTEE – DUTIES.

The duties of the Committee shall be the following:

(a) Review and monitor the investment policy described in California Government Code Section 27133 and annually prepared by the Treasurer; and

(b) Cause an annual audit to be conducted to determine the Treasurer's compliance with California Government Code Article 6 including Sections 27130 through 27137 and with the provisions of Article XIII of Chapter 10 of the Administrative Code. The audit may examine the structure of the investment portfolio and risk.

(c) The Committee shall meet at least once every four months.

(Added as Sec. 10.80-2 by Ord. 316-00, File No. 001911, App. 12/28/2000; amended by Ord. 291-10, File No. 101099, App. 11/18/2010; redesignated and amended by Ord. 119-18, File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

#### SEC. 5.9-3. TREASURY OVERSIGHT COMMITTEE – COMPOSITION.

(a) Composition of Committee. Consistent with California Government Code Sections 27130 et seq., the Committee shall consist of the following members, each of whom shall be nominated by the Treasurer and confirmed by the Board of Supervisors.:1

(1) Seat 1 shall be held by the Controller or the controller's designee.

(2) Seat 2 shall be held by the County Superintendent of Schools or the Superintendent's designee. If at any time the Superintendent declines to serve on the Committee or to designate a person to serve, and the seat remains vacant for 60 days or longer, the Treasurer may nominate and the Board of Supervisors may appoint a new member to fill the seat.

(3) Seat 3 shall be held by the Chancellor of the Community College District or the Chancellor's designee. If at any time the Chancellor declines to serve on the Committee or to designate a person to serve, and the seat remains vacant for 60 days or longer, the Treasurer may nominate and the Board of Supervisors may appoint a new member to fill the seat.

(4) Seats 4 and 5 shall be held by employees of City departments or local agencies that participate in the City's pooled fund under California Government Code Sections 53630 et seq., as those sections may be amended in the future.

(5) Seats 6 and 7 shall be held by members of the public who have expertise in, or an academic background in, public finance, and are economically diverse and bipartisan in political registration, nominated by the Treasurer and appointed by the Board of Supervisors.

(b) Conditions for Membership.

(1) A Committee member may not be employed by an entity that had contributed to an election campaign of the Treasurer or a member of the Board of Supervisors in the previous three years.

(2) A Committee member may not directly or indirectly raise money for the Treasurer or a member of the Board of Supervisors while a member of the Committee.

(3) A Committee member may not secure employment with bond underwriters, bond counsel, security brokerages or dealers, or with financial services firms for three years after leaving the Committee.

(c) Meeting Attendance. The Committee shall monitor the attendance of Committee members. In the event that any Committee member misses three regularly scheduled Committee meetings in a twelve-month period without the express approval of the Committee at or before the missed meetings, the member shall be deemed to have resigned from the Committee ten days after the third unapproved absence. The Committee shall notify the Treasurer and the Clerk of the Board of Supervisors and any nominating authority and request the nomination and appointment of a new member.

(Added as Sec. 10.80-3 by Ord. 316-00, File No. 001911, App. 12/28/2000; redesignated and amended by Ord. 119-18, File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

#### CODIFICATION NOTE

1. So in Ord. 119-18.

#### SEC. 5.9-4. TREASURY OVERSIGHT COMMITTEE – TERM OF OFFICE.

(a) Each member of the Committee shall serve for a term of four years.

(b) Members nominated by the Treasurer and appointed by the Board of Supervisors may be removed by the Board of Supervisors with the written concurrence of the Treasurer at any time.

(c) The terms of members serving on the Committee on the effective date of the ordinance in Board File No. 180171 shall continue until their expiration.

(Added as Sec. 10.80-4 by Ord. 316-00, File No. 001911, App. 12/28/2000; redesignated and amended by Ord. 119-18, File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

#### SEC. 5.9-5. TREASURY OVERSIGHT COMMITTEE – COSTS AND ADMINISTRATIVE SUPPORT.

(a) The cost of complying with the requirements of this Article IX, including the cost of establishing and maintaining the Committee and of the audit shall be County charges and may be included with those charges enumerated under California Government Code Section 27013.

(b) The Treasurer-Tax Collector and the Controller shall provide administrative support for the Committee.

(Added as Sec. 10.80-5 by Ord. 316-00, File No. 001911, App. 12/28/2000; redesignated and amended by Ord. 119-18, File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

#### SEC. 5.9-6. TREASURY OVERSIGHT COMMITTEE – TERM.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Committee to exist indefinitely unless terminated by ordinance.

(Added by Ord. 119-18, File No. 180171, App. 5/17/2018, Eff. 6/17/2018)

#### SEC. 5.90. [EXPIRED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

#### SEC. 5.91. [EXPIRED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

#### SEC. 5.92. [EXPIRED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

#### SEC. 5.93. [EXPIRED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

#### SEC. 5.94. [EXPIRED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

SEC. 5.95. [EXPIRED.]

(Added as Sec. 5.96 by Ord. 78-10, File No. 091444, App. 4/16/2010; redesignated and amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

(Former Sec. 5.95 added by Ord. 78-10, File No. 091444, App. 4/16/2010; repealed by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014)

SEC. 5.96. [EXPIRED.]

(Added as Sec. 5.97 by Ord. 78-10, File No. 091444, App. 4/16/2010; redesignated and amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014; expired 2/28/2017)

(Former Sec. 5.96 added by Ord. 78-10, File No. 091444, App. 4/16/2010; redesignated as Sec. 5.95 and amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014)

SEC. 5.97. [REDESIGNATED.]

(Added by Ord. 78-10, File No. 091444, App. 4/16/2010; redesignated as Sec. 5.96 and amended by Ord. 191-14, File No. 140643, App. 9/12/2014, Eff. 10/12/2014)

ARTICLE X:

FOOD SECURITY TASK FORCE

Sec. 5.10-1. Establishment and Membership of Food Security Task Force.

Sec. 5.10-2. Sunset.

Editor's Notes:

Former Ch. 5, Art. X, "Safer Schools Sexual Assault Task Force," comprising former Secs. 5.10-1 through 5.10-7, expired per the terms of its sunset provision (former Sec. 5.10-7) and was removed from the Code at the direction of the Office of the City Attorney.

Ord. 260-18 established the Cannabis Oversight Committee under Article X of Chapter 5 of the Administrative Code. But, as of the effective date of Ord. 260-18, Article X housed a pre-existing ordinance, Ord. 173-18, establishing the Food Security Task Force. Accordingly, Ord. 260-18 has been redesignated as Article XXXVIII, with internal section numbers and cross-references renumbered to reflect the redesignation.

SEC. 5.10-1. ESTABLISHMENT AND MEMBERSHIP OF FOOD SECURITY TASK FORCE.



(a) Food Security Task Force. There is hereby established a Food Security Task Force of the City and County of San Francisco. Food security, for purposes of this Article X, shall mean the state in which all persons obtain a nutritionally adequate, culturally acceptable diet at all times through local non-emergency sources.

(b) Membership. The Task Force shall consist of 20 members appointed by the Board of Supervisors, City department heads, or the San Francisco Unified School District, as provided below. Members shall serve at the pleasure of their respective appointing authorities.

(1) Seat 1 shall be an employee of the Department of Human Services, appointed by the Executive Director of the Human Services Agency.

(2) Seat 2 shall be an employee of the Department of Public Health- Nutrition Services, appointed by the Director of Health.

(3) Seat 3 shall be held by an employee of the Department of Aging and Adult Services, appointed by the Executive Director of the Human Services Agency.

(4) Seat 4 shall be held by an employee of the Department of Public Health – Food Security, appointed by the Director of Health.

(5) Seat 5 shall be held by an employee of the Department of Children, Youth and their Families, appointed by the Director of the Department of Children, Youth and their Families.

(6) Seat 6 shall be held by an employee of the Department of Homelessness and Supportive Housing, appointed by the Director of the Department of Homelessness and Supportive Housing.

(7) Seat 7 shall be held by an employee of the Recreation and Park Department's Urban Agriculture Program, appointed by the General Manager of the Recreation and Park Department.

(8) Seat 8 shall be held by an appointee of the San Francisco Unified School District if the District chooses to appoint a member.

(9) Seats 9 through 19 shall be held by representatives of community-based organizations that provide nutritional support and increase the food security of San Francisco residents, nominated by the Task Force and appointed by the Board of Supervisors. These members may include but are not limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; faith-based organizations; food retail (farmers markets; grocery stores); and hospital and health clinics. No organization shall have more than one representative on the Task Force.

(10) Seat 20 shall be held by a member of the public, nominated by the Task Force and appointed by the Board of Supervisors.

Any member representing a community-based organization who fails to attend at least three meetings in a six-month period without the express approval of the Task Force at or before each missed meeting shall be deemed to have resigned from the Task Force ten days after the third unapproved absence. The Task Force shall promptly inform the Clerk of the Board of Supervisors of the resignation.

(c) Staffing. The Department of Public Health shall provide clerical assistance and logistical support to the Task Force and its committees.

(d) Meetings. The Task Force shall meet at least once every four months.

(e) Purposes of Task Force; Strategic Plan. The Food Security Task Force shall recommend to the Board of Supervisors legislative action and city-wide strategies that would increase participation in federally funded programs such as Cal Fresh known nationally as SNAP and formally as food stamps, Summer Food Service, the Child and Adult Care Food Program, the Homeless Children Nutrition Program, the Special Supplemental Nutrition Program for Women, Infants and Children (WIC), the School Lunch Program, and the National School Breakfast Program. The Task Force shall also provide general advice and assistance to the Board of Supervisors with regard to funding priorities, legislative action, and City policies on addressing hunger and enhancing the food security of San Francisco residents in addition to any other issues within the Task Force's expertise.

To accomplish these goals, the Food Security Task Force shall assist the Department of Public Health in preparing and presenting the food security and equity report to the Board of Supervisors and the Mayor as such report is established by the City pursuant to Administrative Code Chapter 59A. The report may include recommendations for funding, programs, and policy. The Board of Supervisors may adopt legislation to implement the recommendations.

(Added as Health Code Sec. 470.1 by Ord. [191-12](#), File No. 120668, App. 9/11/2012, Eff. 10/11/2012; amended by Ord. [88-15](#), File No. 150349, App. 6/18/2015, Eff. 7/18/2015; redesignated and amended by Ord. [173-18](#), File No. 180521, App. 7/17/2018, Eff. 8/17/2018; amended by Ord. [107-21](#), File No. 210719, App. 7/30/2021, Eff. 8/30/2021)

(Former Sec. 5.10-1 added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

## SEC. 5.10-2. SUNSET.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, unless the Board of Supervisors by ordinance extends the term of the Task Force, this Article X shall expire by operation of law, and the Task Force shall terminate, on July 1, 2026. After that date, the City Attorney shall cause this Article X to be removed from the Administrative Code.

(Added as Health Code Sec. 470.2 by Ord. [191-12](#), File No. 120668, App. 9/11/2012, Eff. 10/11/2012; amended by Ord. [88-15](#), File No. 150349, App. 6/18/2015, Eff. 7/18/2015; redesignated and amended by Ord. [173-18](#), File No. 180521, App. 7/17/2018, Eff. 8/17/2018; amended by Ord. [107-21](#), File No. 210719, App. 7/30/2021, Eff. 8/30/2021, Retro. 7/1/2021)

(Former Sec. 5.10-2 added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-1. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-2. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-3. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-4. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-5. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

#### SEC. 5.10-6. [EXPIRED.]

(Added by Ord. [89-16](#), File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

SEC. 5.10-7. [EXPIRED.]

(Added by Ord. 89-16, File No. 150944, App. 5/27/2016, Eff. 6/26/2016; expired 11/4/2017)

ARTICLE XI:  
VETERANS' AFFAIRS COMMISSION

- Sec. 5.100. Creation of Council.
- Sec. 5.101. Purpose.
- Sec. 5.102. Membership.
- Sec. 5.103. Organization and Terms of Office.
- Sec. 5.104. Powers and Duties.
- Sec. 5.105. Report.
- Sec. 5.106. Meetings.
- Sec. 5.107. Rules and Regulations.
- Sec. 5.108. Administrative Support.

SEC. 5.100. CREATION OF COUNCIL.

There is hereby established the Veterans' Affairs Commission (hereinafter Commission) of the City and County of San Francisco.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

SEC. 5.101. PURPOSE.

The Veterans' Affairs Commission shall advise directly the Mayor and the Board of Supervisors on all matters affecting veterans of the Armed Forces of the United States of America, on the problems, interests and needs of veterans who are residents of the City and County of San Francisco and on the coordination of economic development, health care, and social services programs as they relate to veterans who are residents of the City and County of San Francisco.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

SEC. 5.102. MEMBERSHIP.

The Commission shall consist of 13 members. Nine of the members shall be appointed by the Board of Supervisors to hold seats 1 through 9 and four of the members shall be appointed by the Mayor to hold seats 10 through 13. Members of the Commission shall have the following qualifications:

- (a) Seat 1 shall be held by a spouse, registered/certified domestic partner, or a widow/widower of a veteran who served in the Armed Forces of the United States of America;
- (b) Seats 2 and 10 shall be held by women veterans;
- (c) .1 Seats 3 and 11 shall be held by individuals who served in the Armed Forces of the United States of America and who have a physical disability arising from that service, in accordance with the definitions applied in such cases by the Veterans' Administration;
- (d) Seats 4-9 and 12-13 are not subject to the requirements set forth in subsections (a) through (c) above.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94; Ord. 224-94, App. 6/9/94; Ord. 97-97, App. 3/21/97; Ord. 245-09, File No. 091241, App. 12/3/2009; Ord. 20-23, File No. 221269, App. 2/16/2023, Eff. 3/19/2023)

#### CODIFICATION NOTE

1. So in Ord. 20-23.

#### SEC. 5.103. ORGANIZATION AND TERMS OF OFFICE.

- (a) The term of each member of the Commission shall be four years.
- (b) In the event a vacancy occurs during the term of office of any member, a successor shall be appointed for the unexpired term of the office vacated in a manner similar to that described for the initial members.
- (c) The Commission shall elect a chairperson from among its appointed members. The term of office as chairperson shall be for the calendar year or for the portion thereof remaining after each such chairperson is elected.
- (d) Services of the members of the Commission shall be voluntary and members will serve without compensation.
- (e) Continuing Membership on the Commission. The clerk of the Commission, in consultation with the Clerk of the Board of Supervisors, shall, upon the effective date of the ordinance in Board File No. 221269, changing the number of the seats on the Commission, assign existing Commission members, including members with expired terms serving as holdover appointees, to Seats 1-13 in accord with the requirements of Section 5.102. Their terms of office shall be aligned with the terms of office extant prior to the effective date of the aforementioned ordinance; with the understanding that holdover appointees shall not thereby acquire any permanent or other special status. New appointments made to

Commission Seats 1 through 13 following the effective date of the aforementioned ordinance shall be made in accordance with Section 5.102.

(f) Each appointing authority may remove any of its appointees at any time with or without cause. Additionally, any member, including the Chairperson, who misses three regular meetings of the Commission within a six-month period without the express approval of the Commission at or before each missed meeting shall be deemed to have resigned from the Commission 10 days after the third unapproved absence. The Commission shall inform the member's appointing authority of any such resignation.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94; Ord. 20-23, File No. 221269, App. 2/16/2023, Eff. 3/19/2023)

#### SEC. 5.104. POWERS AND DUTIES.

The Commission shall have the power and duty to:

(a) Hold hearings and submit recommendations to the Board of Supervisors and the Mayor regarding the problems, interests and needs of veterans;

(b) Make recommendations to the Board of Supervisors and the Mayor concerning the coordination of economic development health care and social services programs as they relate to veterans who are residents of the City and County of San Francisco.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

#### SEC. 5.105. REPORT.

The Commission shall render annually a written report of its activities to the Board of Supervisors and the Mayor.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

#### SEC. 5.106. MEETINGS.

The place, date and time of meetings of the Commission shall be prescribed by rule of the Commission; provided, however that the Commission shall hold a regular meeting not less than once every two months. All meetings shall, except as provided by general law, be open to the public.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

#### SEC. 5.107. RULES AND REGULATIONS.

The Commission shall adopt the necessary rules and regulations for the conduct of its business under this Article.

(Added by Ord. 449-82, App. 9/16/82; amended by Ord. 33-94, App. 1/21/94)

#### SEC. 5.108. ADMINISTRATIVE SUPPORT.

The Human Services Agency shall provide administrative and clerical support to the Commission.

(Added by Ord. 203-22, File No. 220427, App. 10/6/2022, Eff. 11/6/2022)

#### ARTICLE XIA: [REPEALED]

#### SEC. 5.108.A. [REPEALED.]

(Added by Ord. 26-93, App. 1/22/93; repealed by Ord. 203-22, File No. 220427, App. 10/6/2022, Eff. 11/6/2022)

#### SEC. 5.108.A-1. [REPEALED]

(Added by Ord. 26-93, App. 1/22/93; amended by Ord. 278-96, App. 7/3/96; repealed by Ord. 203-22, File No. 220427, App. 10/6/2022, Eff. 11/6/2022)

#### SEC. 5.108.A-2. [REPEALED]

(Added by Ord. 26-93, App. 1/22/93; repealed by Ord. 203-22, File No. 220427, App. 10/6/2022, Eff. 11/6/2022)

#### SEC. 5.108.A-3. [REPEALED]

(Added by Ord. 26-93, App. 1/22/93; amended by Ord. 278-96, App. 7/3/96; repealed by Ord. 203-22, File No. 220427, App. 10/6/2022, Eff. 11/6/2022)

#### ARTICLE XII: [EXPIRED]

Editor's Notes:

Former Ch. 5, Art. XII, regarding the Balboa Park Station Area Plan Community Advisory Committee, expired per the terms of its sunset provision, former Sec. 5.12-7, and was removed from this Code at the direction of the Office of the City Attorney.

Former Ch. 5, Art. XII, "Lesbian, Gay, Bisexual, and Transgender Seniors Task Force," expired per the terms of its sunset provision, former Sec. 5.115, and was removed from this Code in December, 2015, at the direction of the Office of the City Attorney.

SEC. 5.12-1. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.12-2. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.12-3. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.12-4. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.12-5. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.12-6. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)



SEC. 5.12-7. [EXPIRED.]

(Added by Ord. [235-16](#) ,, File No. 161033, App. 11/22/2016, Eff. 12/22/2016; expired 2/28/2019)

SEC. 5.110. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

SEC. 5.111. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

SEC. 5.112. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

SEC. 5.113. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

SEC. 5.114. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

SEC. 5.115. [EXPIRED.]

(Added by Ord. [107-12](#), File No. 120378, App. 6/18/2012, Eff. 7/18/2012)

#### ARTICLE XIII:

#### EARLY CHILDHOOD COMMUNITY OVERSIGHT AND ADVISORY COMMITTEE

Sec. 5.13-1. Creation of Advisory Committee.

Sec. 5.13-2. Purpose.

Sec. 5.13-3. Membership and Organization.

Sec. 5.13-4. Terms of Office and Meetings.

Sec. 5.13-5. Duties of the Committee.

Sec. 5.13-6. Sunset.

SEC. 5.13-1. CREATION OF ADVISORY COMMITTEE.

The Board of Supervisors hereby establishes an Early Childhood Community Oversight and Advisory Committee (“EC COAC”). The previously established Office of Early Care and Education Citizens’ Advisory Committee is hereby abolished.

(Added as Sec. 5.120 by Ord. [261-14](#), File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated and amended by Ord. [189-22](#), File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

SEC. 5.13-2. PURPOSE.

The EC COAC shall make recommendations to the Department of Early Childhood (the “Department”), established by Chapter 2A, Article XXIII of the Administrative Code, regarding the Department’s mission of providing early care and education for children ages zero to five in San Francisco and other City departments involved in early care and education initiatives. The EC COAC shall also advise the Department on developing the Department Strategic Plan for expanding high-quality early care and education in San Francisco, as described in Section 2A.310 of the Administrative Code, and offer expertise in the areas of policy, planning, collaboration, and strategic partnerships. In collaboration with the Children and Families Commission (the “First Five Commission”), the EC COAC shall provide input and recommendations to the Department regarding overall strategies, policies, and procedures for the Department. The EC COAC shall provide analysis, guide design engagement processes, and make recommendations to the Department, the Mayor, and the Board of Supervisors regarding use of funds for the Early Care and Education for All Initiative, described in Section 20.17-1 of Article XVII of Chapter 20 of the Administrative Code, and the Babies and Families First Fund, described in Section 10.100-36 of Article XIII of Chapter 10 of the Administrative Code.

(Added as Sec. 5.121 by Ord. [261-14](#), File No. 141123, App. 12/19/2014, Eff. 1/18/2015; amended by Ord. [6-17](#), File No. 161081, App. 1/20/2017, Eff. 2/19/2017; redesignated and amended by Ord. [189-22](#), File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

SEC. 5.13-3. MEMBERSHIP AND ORGANIZATION.

(a) The EC COAC shall consist of nine members. The Mayor shall appoint five members to hold Seats 1 through 5, and the Board of Supervisors shall appoint four members to hold Seats 6 through 9. Each appointment by the Mayor shall be effective immediately, but may be rejected by a two-thirds vote of the Board of Supervisors within 30 days following transmittal of the Mayor’s Notice of Appointment to the Clerk of the Board of Supervisors.

(b) Members of the EC COAC shall have the following qualifications:

(1) Seat 1: must be a parent or guardian of a child who is enrolled in a facility that provides early care and education services, which includes child care, early care, preschool, infant and toddlers care;

(2) Seat 2: must be a representative of the San Francisco Unified School District's Early Education Division, or any successor to that division, recommended by the Superintendent of Schools to the Mayor. If the Superintendent of Schools fails to make a recommendation within 90 days of a vacancy, the Mayor may appoint a person to hold this seat;

(3) Seat 3: must be an early care and education provider that serves infants and toddlers ages zero to three;

(4) Seat 4: must be a family support provider, a provider or educator who works with children with special needs, a community member with expertise in early education, a member of the mental health community specializing in early care, a member of a philanthropic organization, which has an emphasis on early care and education issues, or a member of the business community with an interest in early care and education issues;

(5) Seat 5: must be a representative of an institution of higher education that specializes in early care and education;

(6) Seat 6: must be a family child care provider;

(7) Seat 7: must be a provider of early care and education at a community-based childcare center in San Francisco, but this member cannot be a San Francisco Unified School District provider;

(8) Seat 8: must be a family support provider, a provider or educator who works with children with special needs, a community member with expertise in early education, a member of the mental health community specializing in early care, a member of a philanthropic organization, which has an emphasis on early care and education issues, or a member of the business community with an interest in early care and education issues; and

(9) Seat 9: must be a representative of the Child Care Planning and Advisory Council ("CCPAC") established by Article XX of Chapter 5 of the Administrative Code, recommended to the Board of Supervisors by the CCPAC.

(c) Each appointing authority may remove any of its appointees at any time with or without cause.

(d) If a vacancy occurs in any seat on the committee, the appointing authority for the vacated seat shall appoint a successor. For Seat 2, the EC COAC shall notify the San Francisco Unified School District of any such vacancies and, if the San Francisco Unified School District has not made a recommendation within 90 days of the notice, the Mayor shall appoint a successor.

(e) To the extent required by law, members of the EC COAC shall be subject to state and local conflict of interest laws, including the California Political Reform Act (Cal. Gov. Code §§ 87100 et seq.) and California Government Code section 1090.

(f) Subcommittees. The EC COAC may establish subcommittees to be convened as directed by the EC COAC. The EC COAC's Chair or the Chair's designee shall appoint members to the subcommittees. Subcommittees shall report findings and make recommendations to the full EC COAC for its consideration.

(g) Advisory bodies. The EC COAC may appoint advisory bodies to advise it in the exercise of its duties, including but not limited to advisory bodies to make joint recommendations to the Mayor for appointment as Director of the Department and representing the perspectives of parents and guardians. Advisory bodies created by the EC COAC may include, in whole or part, individuals who are not members of the EC COAC, as well as members of the First Five Commission or CCPAC.

(Added as Sec. 5.122 by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated and amended by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

#### SEC. 5.13-4. TERMS OF OFFICE AND MEETINGS.

(a) Terms of Office. Members of the EC COAC shall serve for two years, except that the members initially appointed to Seats 1, 3, 5, 7, and 9 shall serve for three years; thereafter, the members holding these seats shall serve for two years.

(b) Term Limits. No member may serve more than two consecutive terms on the EC COAC. For the purpose of these term limits, serving more than half of a term shall count as serving a full term on the committee.

(c) Transition from Previous Citizens' Advisory Committee. Members of the previously established Office of Early Care and Education Citizens' Advisory Committee seated as of the effective date of Ordinance No. 189-22 shall by operation of law become the initial members of the EC COAC. Their terms of office and term limits shall incorporate their service on the Office of Early Care and Education Citizens' Advisory Committee, with the effect that their terms of office and term limits will be identical to what they would have been if the Office of Early Care and Education Citizens' Advisory Committee had not been abolished. Similarly, their service on the Office of Early Care and Education Citizens' Advisory Committee shall be considered in calculating compliance with the meeting attendance requirement in subsection (d)(1), below. With reference to subsection (d)(2), the bylaws of the Office of Early Care and Education Citizens' Advisory Committee shall apply to the EC COAC until changed by the EC COAC, and the Chair and Vice-Chair of the Office of Early Care and Education Citizens' Advisory Committee shall remain in those positions with the EC COAC until changes are made by the EC COAC in accordance with the bylaws adopted by the EC COAC.

(d) Meetings.

(1) The EC COAC shall meet at least four times each calendar year. Any member of the EC COAC who fails to attend at least half of the meetings held in a calendar year shall be deemed to have resigned from the committee.

(2) At its first meeting, the the1 EC COAC shall select a Chair and Vice-Chair. The EC CAC1 shall also adopt bylaws governing its meetings. Five members of the EC COAC shall constitute a quorum of the committee, and the affirmative votes of at least five members of the EC COAC are necessary to constitute approval by the committee.

(e) The Department shall provide administrative and clerical support for the EC COAC.

(Added as Sec. 5.123 by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated and amended by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

#### CODIFICATION NOTE

1. So in Ord. 189-22.

#### SEC. 5.13-5. DUTIES OF THE COMMITTEE.

(a) The EC COAC shall provide policy recommendations on strategies, processes, and services to meet the Department's goals and priorities consistent with the EC COAC's purpose described in Section 5.13-2. In collaboration with the First Five Commission, the EC COAC shall develop policy recommendations regarding the Department's coordination of services, policies, and planning strategies for early care and education, including:

(1) Addressing the continuous quality improvement of programs and capacity-building of providers 1

(2) Developing recommendations for equitable, inclusive, culturally and linguistically appropriate services and innovations responsive to emerging early childhood needs.

(3) Developing recommendations for processes to ensure data and data systems are used for greater accountability of program outcomes, enhance learning internally, across investments, and across service sectors, and address persistent racial, diversity, equity, and inclusion gaps.

(4) Promoting public interest and awareness around issues facing young children and their families.

(5) Developing processes and structures that support organizations, communities, and public agencies to work together to advance the well-being of young children and their families.

(b) The EC COAC shall work with Department to develop and maintain the Department Strategic Plan, as described in Administrative Code Section 2A.310.

(c) The EC COAC shall advise the Department on the development of funding guidelines.

(d) The EC COAC shall review and advise the Department regarding its needs assessments, plans, funding allocations, evaluation of services, common data systems, processes for making funding decisions, program improvement and capacity-building of service providers, community engagement in planning and evaluating services, and any changes in expenditure plans during the fiscal year, but shall not have any approval authority over these matters.

(e) The EC COAC shall promote transparency for the Department's budget, including, in particular, expenditures from the Babies and Families Fund, by holding a joint annual public hearing with the First Five Commission regarding the Department's budget no later than February 14 of each year. The EC COAC shall review and provide a recommendation report of the Department's overall annual budget expenditures. The EC COAC shall provide input to the Department on the evaluation plan for tracking the results of the City's investments in early care and education.

(f) The EC COAC shall coordinate with the CCPAC to receive and incorporate CCPAC's feedback and recommendations into EC COAC's recommendations to the Department's annual report evaluating the effectiveness of the Early Care and Education for All Initiative, required by Section 20.17-3 of the Administrative Code.

(g) The EC COAC may recommend candidates for Director of the Department to the Mayor and may hold a joint public meeting with the First Five Commission for the purpose of considering candidates.

(Added as Sec. 5.124 by Ord. [261-14](#), File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated and amended by Ord. [189-22](#), File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

#### CODIFICATION NOTE

1. So in Ord. [189-22](#).

#### SEC. 5.13-6. SUNSET.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the EC COAC to exist indefinitely unless terminated by ordinance.

(Added by Ord. [189-22](#), File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

#### SEC. 5.120. [REDESIGNATED.]

(Added by Ord. [261-14](#), File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated as Sec. 5.13-1 by Ord. [189-22](#), File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

(Former Sec. 5.120 added by Ord. 206-99, File No. 991030, App. 7/20/99; amended by Ord. 186-00, File No. 000859, App. 8/11/00; repealed by Ord. 33-04, File No. 030423, App. 3/19/2004)

SEC. 5.121. [REDESIGNATED.]

(Added by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; amended by Ord. 6-17, File No. 161081, App. 1/20/2017, Eff. 2/19/2017; redesignated as Sec. 5.13-2 by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

(Former Sec. 5.121 added by Ord. 206-99, File No. 991030, App. 7/20/99; amended by Ord. 186-00, File No. 000859, App. 8/11/00; repealed by Ord. 33-04, File No. 030423, App. 3/19/2004)

SEC. 5.122. [REDESIGNATED.]

(Added by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated as Sec. 5.13-3 by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

(Former Sec. 5.122 added by Ord. 206-99, File No. 991030, App. 7/20/99; amended by Ord. 186-00, File No. 000859, App. 8/11/00; repealed by Ord. 33-04, File No. 030423, App. 3/19/2004)

SEC. 5.123. [REDESIGNATED.]

(Added by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated as Sec. 5.13-4 by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

SEC. 5.124. [REDESIGNATED.]

(Added by Ord. 261-14, File No. 141123, App. 12/19/2014, Eff. 1/18/2015; redesignated as Sec. 5.13-5 by Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

ARTICLE XIV:  
BICYCLE ADVISORY COMMITTEE

Sec. 5.130. Bicycle Advisory Committee Established.

Sec. 5.131. Organization and Terms of Office.

Sec. 5.132. Powers and Duties.

SEC. 5.130. BICYCLE ADVISORY COMMITTEE ESTABLISHED.

(a) There shall be established a Bicycle Advisory Committee (hereinafter "Advisory Committee") of the City and County of San Francisco. This Advisory Committee, composed of concerned and informed residents, will provide the best single source of expertise and perspective for transportation planners. Effective planning is the key to reducing reliance on automobiles, and, in turn, the ultimate solution to the broad environmental crisis we presently face.

(b) The Advisory Committee shall consist of 11 voting members appointed by the Board of Supervisors. Each member of the Board of Supervisors shall nominate one person for appointment to the Advisory Committee. The Advisory Committee shall provide information to the Board of Supervisors on the diversity of the Advisory Committee with regard to the age, ethnicity, gender, disability and sexual orientation of its members.

(c) In addition to the 11 voting members, the following City departments will each provide a non-voting representative to attend Advisory Committee meetings: the Police Department, the Department of Public Works, the Municipal Transportation Agency and the Department of City Planning. The Board of Supervisors also requests that the San Francisco Unified School District and the Golden Gate National Recreation Area each be asked to send a non-voting representative to the Advisory Committee.

(Added by Ord. 365-90, App. 11/9/90; amended by Ord. 179-02, File No. 020968, App. 8/29/2002; Ord. 287-08, File No. 081340, App. 12/5/2008)

SEC. 5.131. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member of the Advisory Committee shall serve for a term that ends two years from the date of appointment, or the last day of the term of the supervisor who nominated the member, whichever is sooner, provided:

(1) The Board of Supervisors may remove any member of the Advisory Committee for cause at any time; and

(2) The Board of Supervisors may remove any member of the Advisory Committee without cause at any time upon request of the supervisor who nominated the member whose removal is sought.

(b) At the initial meeting of the Advisory Committee, and yearly thereafter, the Advisory Committee members shall select such officers as deemed necessary by the Advisory Committee.



(c) The Advisory Committee shall establish rules and regulations for its own organization and procedures and shall meet when necessary as determined by the Advisory Committee. All meetings shall, except as provided by law, be open to the public.

(Added by Ord. 365-90, App. 11/9/90; amended by Ord. 179-02, File No. 020968, App. 8/29/2002; Ord. 287-08, File No. 081340, App. 12/5/2008)

#### SEC. 5.132. POWERS AND DUTIES.

The Advisory Committee shall have the power and duty to:

(a) Set up subcommittees as necessary;

(b) Develop a plan for bicycle-related improvements, including but not limited to bicycle routes, secure parking, and transit interface, and make recommendations to the Municipal Transportation Agency, the San Francisco County Transportation Authority, and the Board of Supervisors on related funding from local, State and Federal agencies, including, but not limited to Transportation Development Act funds and San Francisco County Transportation Authority funds;

(c) Review the policies and programs related to bicycling in the Transportation Element of the Master General Plan of the City and County of San Francisco, and make recommendations on the goals and their implementation to the Planning Commission of the City and County of San Francisco;

(d) Develop a plan for outreach to, and education of, the public to promote the safe sharing of public roadways, and submit the plan to the Municipal Transportation Agency and the San Francisco County Transportation Authority.

(Added by Ord. 365-90, App. 11/9/90; Ord. 287-08, File No. 081340, App. 12/5/2008; amended by Ord. 63-20, File No. 200077, App. 4/24/2020, Eff. 5/25/2020)

#### ARTICLE XV:

#### PUBLIC UTILITIES CITIZEN'S ADVISORY COMMITTEE

Sec. 5.140. Public Utilities Citizen's Advisory Committee – Establishment and Purpose.

Sec. 5.141. Public Utilities Citizen's Advisory Committee – Membership and Organization.

Sec. 5.142. Reports.

#### SEC. 5.140. PUBLIC UTILITIES CITIZEN'S ADVISORY COMMITTEE – ESTABLISHMENT AND PURPOSE.

(a) Pursuant to Charter Section 8B.123(B), there is hereby established the Public Utilities Citizen's Advisory Committee for the purpose of providing recommendations to the General Manager of the Public Utilities Commission, the Public Utilities Commission and the Board of Supervisors on the success of the Department in achieving the Goals and Objectives set out in Section 8B.122 of the City Charter (with the exception of 8B.122(a)(2)). At a minimum, these functions will include review of and recommendations for the Public Utilities Commission's long term strategic, financial, and capital improvement plans.

(b) The Wastewater Citizen's Advisory Committee established by Board of Supervisors uncodified Resolution No. 19-73 is hereby abolished.

(c) The Public Utilities Citizen's Advisory Committee is not intended to and shall not duplicate the functions of the Public Utilities Rate Fairness Board or the Public Utilities Revenue Bond Oversight Committee.

(Added by Ord. 58-04, File No. 040193, App. 4/8/2004)

#### SEC. 5.141. PUBLIC UTILITIES CITIZEN'S ADVISORY COMMITTEE – MEMBERSHIP AND ORGANIZATION.

(a) Membership. There shall be seventeen members of the Public Utilities Citizen's Advisory Committee. Each member of the Board of Supervisors shall appoint one member to the Public Utilities Citizen's Advisory Committee who shall be a resident of the supervisorial district represented by the appointing Supervisor (and the appointee shall remain a resident of the same district in order to continue serving in that seat) and must demonstrate one or more of the following qualifications: representing a community, business, environmental, or environmental justice organization, or with demonstrated knowledge, skill or experience in a field related to public utilities, environmental justice or environmental science. Four members shall be appointed by the Mayor; one member who represents the PUC's regional water customers; one member who represents a large San Francisco water user; one City resident who has demonstrated knowledge of engineering or financial management; and one member who represents a regional or statewide environmental organization. Two members, who shall be residents of the City and County of San Francisco, shall be appointed by the President of the Board of Supervisors; one member who represents a small business in San Francisco and one member who represents an environmental justice organization.

(b) Term. Each member shall be appointed for a four-year term. A member may be reappointed for additional four-year terms. At any time during the term, a member may be removed from the Public Utilities Citizen's Advisory Committee by the then sitting Supervisor of his or her district (if appointed by a Supervisor), or by his or her appointing official. In the event a vacancy occurs during the term of any member, a successor shall be appointed to complete the unexpired term of the office vacated in a manner similar to that which governed the initial appointment of the member.

(c) Compensation and Contracting. Members of the Public Utilities Citizen's Advisory Committee shall not be compensated nor shall they be reimbursed for expenses. Members shall have no authority to enter into contracts on behalf of the City or Public Utilities Commission.

(d) Officers. At the first calendared meeting and thereafter at the beginning of each even-numbered calendar year, the members of the Public Utilities Citizen's Advisory Committee shall elect members to serve as chair, vice-chair, and secretary of the Committee. The chair, or vice-chair, in the absence of the chair, shall be responsible for developing agendas in consultation with the General Manager of the Public Utilities Commission, and conducting meetings. The secretary will be responsible for approving meeting minutes and committee correspondence prior to distribution.

(e) Subcommittees. Subcommittees for each utility operated by the Public Utilities Commission are hereby established to make recommendations to the full Committee on draft plans, policies, programs and other activities related to their respective utilities. The Water Subcommittee shall review water supply system reliability, water conservation, recycling, regional cooperation efforts, and other relevant plans, programs and policies. The Wastewater Subcommittee shall review sewage and stormwater collection, treatment and disposal system replacement, recycling, and other relevant plans, programs, and policies. The Energy Subcommittee shall review power generation and transmission system reliability and improvement programs, including but not limited to facilities siting and alternative energy programs, as well as other relevant plans, programs, and policies. The chair of the Public Utilities Citizen's Advisory Committee shall appoint a chair for each subcommittee, and shall assign members to serve on each subcommittee. The chair, with the approval or at the request of a majority of the members to the Public Utilities Citizen's Advisory Committee, may create additional subcommittees necessary to facilitate review of plans, programs, and policies, in order to fulfill their responsibilities, as stated in Section 5.140(a).

(f) Membership in subcommittees shall be open to interested members of public through a process developed by the subcommittee and adopted by the Citizens' Advisory Committee. Representation on the subcommittees by residents living near PUC facilities shall be encouraged. The subcommittees shall be created and chaired by a member of the Committee as outlined in subsection (e) above.

(g) The Public Utilities Citizen's Advisory Committee may request that the General Manager provide independent review of the Public Utilities Commission's proposals.

(h) Meetings. The chair of the Public Utilities Citizen's Advisory Committee shall arrange for meetings at such times and in such places as the chair and the General Manager of the Public Utilities Commission, or his or her designee, shall mutually designate and in accordance with all requirements of applicable state and local laws, except that the Committee will meet no less than 9 times per 12-month period, unless the Committee and the General Manager agree otherwise. The General Manager shall set the first meeting of the Committee no later than 30 days after the appointment of a quorum of the Committee. The meetings shall be noticed in accordance with the requirements of the Sunshine

Ordinance and posted on the Public Utilities Commission's web site. Administrative and clerical functions in support of the Public Utilities Citizen's Advisory Committee shall be provided by the General Manager of the Public Utilities Commission, or his or her designees on approval of funding by the Public Utilities Commission. The chair of the committee shall consult with the General Manager of the Public Utilities Commission, or his or her designee, regarding receipt of reports and data as necessary for the performance of the committee's functions. Meetings of the Committee and subcommittees shall be conducted in accordance, when not in conflict with state and local open meeting laws, with Robert's Rules of Order.

(Added by Ord. 58-04, File No. 040193, App. 4/8/2004)

#### SEC. 5.142. REPORTS.

At least annually, prior to the scheduled adoption or amendment by the Public Utilities Commission of its long term strategic plans, the Public Utilities Citizen's Advisory Committee shall prepare a report containing its overview of the status of the long term strategic plans and its recommendations regarding any proposed long term strategic plan adoption or amendment, including the strategic goals and objectives and any performance goals set forth in the plan. The report shall be provided to the Clerk of the Board of Supervisors, the General Manager of the Public Utilities Commission and each member of the Public Utilities Commission at least two weeks prior to the Commission's consideration of a long term strategic plan adoption or amendment. Failure of the Citizen's Advisory Committee to timely submit its report shall not require a continuance of the Commission's consideration or action.

In addition, the Committee may, at any time, submit information, reports, or recommendations to the Board of Supervisors, General Manager of the Public Utilities Commission, and each member of the Public Utilities Commission.

(Added by Ord. 58-04, File No. 040193, App. 4/8/2004)

#### ARTICLE XVI:

##### [SAN FRANCISCO REINVESTMENT WORKING GROUP]

Sec. 5.16-1. Creation of San Francisco Reinvestment Working Group.

Sec. 5.16-2. Findings and Purpose.

Sec. 5.16-3. Definitions.

Sec. 5.16-4. Powers and Duties of the Working Group.

Sec. 5.16-5. Membership.

Sec. 5.16-6. Organization and Operations.

Sec. 5.16-7. Sunset Date.

Editor's Notes:

Ordinance [87-21](#), which established the San Francisco Reinvestment Working Group, did not specify a name for the new Ch. 5, Art. XVI. For ease of reference, the editor has included the working group name in brackets as the unofficial name of Article XVI.

Former Ch. 5, Art. XVI, "Gun Violence Prevention Task Force," expired per the terms of its sunset provision, former Sec. 5.156, and was removed from this Code on March 15, 2017, at the direction of the Office of the City Attorney.

SEC. 5.16-1. CREATION OF SAN FRANCISCO REINVESTMENT WORKING GROUP.

The Board of Supervisors hereby establishes the San Francisco Reinvestment Working Group ("Working Group").

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021)

SEC. 5.16-2. FINDINGS AND PURPOSE.

(a) California Assembly Bill 857, the Public Banking Act, effective January 1, 2020, authorizes local agencies to create public banks for the purposes of achieving cost savings, strengthening local economies, supporting community economic development, and addressing infrastructure and housing needs for localities.

(b) A San Francisco Public Bank would create a fiscally safe and sound institution to invest public funds in a manner that aligns with the values and interests of the City, including investments in City residents, businesses, and sectors that serve the public good and that are underserved or unserved by the existing financial industry.

(c) The City and County of San Francisco has a population of over 800,000 residents who, through decades of public elections, have repeatedly prioritized local control, transparency, and economic opportunity as valued pillars of public interest. These interests would be served by sustainable and responsible community investments that promote economic security, housing affordability, environmental sustainability, and general wellbeing for all San Franciscans, guided by the creation of lending priorities focused on those objectives.

(d) The complexity of establishing a public bank requires focused, sustained planning and interim steps to ensure ongoing viability.

(e) This complex task is a valuable one, as City government banking services are provided by large national banks that invest in sectors that may harm San Francisco residents or contradict the City's values. These banks continue to resist pressure from national movements to have their investments reflect values of transparency, environmental responsibility, and social justice, and they have been criticized for racially-

biased predatory lending and foreclosures and for investments in fossil fuels, weapons, and private prisons.

(f) Traditional financial institutions' executive compensation and employee incentive programs often are dissociated from the external or public effects of their investment policies, in some cases causing significant financial harm to customers and shareholders.

(g) While a Public Bank will require planning and investment of public funds, it can create significant long-term benefits for the City, which include allowing local tax dollars to be invested in local priorities while still ensuring the safety and preservation of capital, liquidity to meet City cash flow needs, and return on investments.

(h) A Public Bank can and should balance both fiscal solvency and investments in residents, businesses, and sectors that reflect San Francisco values, advancing issues of social, economic, gender, racial, and environmental equity, among others.

(i) The long-term financial and social well-being of the City requires sustainable and equitable economic growth locally, nationally, and internationally, which in turn requires equitable and transparent financial investment and opportunity.

(j) Increasing interest among municipalities and regions across California and the United States in public bank formation provided the impetus for the enactment of the Public Banking Act, Assembly Bill 857.

(k) The Budget and Legislative Analyst of the Board of Supervisors has produced reports regarding banking, community supportive banking options, and public banking, including on the following subjects: "Community Supportive Banking Options," September 8, 2011 (Updated); "Community Supportive Banking Options 2017 Update," November 27, 2017; "Large Bank Social Responsibility Screening," May 19, 2017; and "Municipal Bank for San Francisco: Issues and Options for Consideration," July 24, 2020. These reports are on file with the Clerk of the Board of Supervisors in File No. 210078.

(l) In 2017, in response to Resolution No. 152-17 urging the formation of a Municipal Bank Feasibility Task Force to research the viability and advisability of a Public Bank, Treasurer Jose Cisneros formed such a group. After 18 months of work, it produced a report entitled, "Municipal Bank Feasibility Task Force Report," dated March 2019, which analyzed three models: (1) a lending entity focused on investments in affordable housing and small business lending to achieve community goals; (2) a bank that performs the City's cash management and other banking needs, allowing the City to divest from large commercial banks; and (3) a bank that combines these functions. A copy of said report is on file with the Clerk of the Board of Supervisors in File No. 210078.

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021)

#### SEC. 5.16-3. DEFINITIONS.

For the purposes of this Article XVI, the following terms shall have the following meanings:

“Local Enterprise” means small businesses, nonprofits, cooperatives, and community land trusts that operate primarily in San Francisco.

“Municipal Finance Corporation” (“MFC”) means a non-depository lending corporation that is wholly-owned by the City.

“Public Bank” means a City “public bank” as defined by California Government Code Section 57600(b)(1), as may be amended from time to time.

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021)

#### SEC. 5.16-4. POWERS AND DUTIES OF THE WORKING GROUP.

(a) Not later than September 30, 2023, the Working Group shall submit to the Board of Supervisors and to the Local Agency Formation Commission a business and governance plan for establishing and operating an MFC, which shall address the MFC’s planned lending services, prioritizing investment in affordable housing production and preservation, Local Enterprise, and public infrastructure; organization and management; financial projections; and funding requirements; and which may include recommendations for modifications of City laws and regulations.

(b) Not later than September 30, 2023, the Working Group shall submit to the Board of Supervisors and to the Local Agency Formation Commission a business and governance plan for the MFC to become a Public Bank, which plan shall:

(1) meet the elements required in a business plan to be submitted as part of a public bank license application to the California Department of Financial Protection and Innovation;

(2) include a study that meets the requirements of California Government Code Section 57606(a) for state-chartered public banks and, at the discretion of the Working Group, may address the elements set forth in California Government Code Section 57606(b);

(3) incorporate the following time objectives: the MFC applying for a public bank license within three years of its establishment, and becoming operational as a Public Bank within five years of its establishment; and the Public Bank providing comprehensive banking services to the City within five years of its becoming operational;

(4) establish lending priorities that promote economic security, affordability, environmental sustainability, and general wellbeing for all San Franciscans, which shall:

(A) prioritize investment in affordable housing production and preservation with a focus on: housing to meet the needs of low-income households (as set forth in Planning Code Section 415) and Social Housing Developments (as defined in Administrative Code Section 10.100-78(e)) for households earning up to 80% of Area Median Income; Local Enterprise; and public infrastructure;

(B) evaluate implementing additional lending programs investing in public lands, zero-emission renewable energy systems, energy efficiency upgrades, student loans, and sustainable food systems, and foreclosure prevention/homeowner assistance; and

(C) prohibit lending for market-rate housing and for lending that conflicts with the City's values, which shall include, but not be limited to, predatory lending; lending for fossil fuels, tobacco, firearms, and weapons; and lending to businesses with a record of labor law violations, prisons, and detention centers;

(5) recommend a governance and regulatory structure of a Public Bank that encompasses compliance with legal requirements, ethical standards, lending priorities, and standards for transparency, community oversight, and accountability;

(6) make recommendations for modifications of City laws and regulations, which may include draft legislation or regulations;

(7) make recommendations whether to establish and operate the Public Bank in partnership with other California cities, counties, or other local agencies, or to include other California cities, counties, or other local agencies in the capitalization or as customers of the Public Bank;

(8) make recommendations for capitalization and loan funding of at least \$300 million, from sources including but not limited to appropriations from the Treasurer's Investment Pool, the General Fund, and budget surpluses; and

(9) address any other matter the Working Group deems appropriate in light of its purposes.

(c) The Working Group may in its discretion incorporate the analysis of the Municipal Bank Feasibility Task Force Report into the plans required under subsections (a) and (b).

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021; amended by Ord. [27-23](#), File No. 221244, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.16-5. MEMBERSHIP.

(a) The Working Group shall consist of nine members as follows:

(1) Seats 1-3 shall be held by technical experts in financial institutions, each of whom shall have expertise in at least one of the following: Community Development Financial Institutions; credit unions, as defined in Section 165 of the California Financial Code; small banks or intermediate small banks, as defined in Section 25.12(u) of Title 12 of the Code of Federal Regulations; bank or lending entity formation or business planning; or financial institution regulatory compliance.

(2) Seats 4-7 shall be held by community representatives, each of whom shall have a commitment to economic, gender, and racial justice; a commitment to serving low-income communities, communities of color, immigrant communities, and organized labor; and



experience in at least one of the following: affordable housing financing or policy; Local Enterprise lending; consumer or student lending; or environmental justice, with experience in areas such as zero-emission renewable energy sources, energy efficient building design, or sustainable food systems.

(3) Seat 8 shall be held by the Controller or the Controller's designee.

(4) Seat 9 shall be held by the Treasurer or the Treasurer's designee.

(b) The President of the Board of Supervisors shall nominate and the Board of Supervisors shall appoint Seats 1-7.

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021)

#### SEC. 5.16-6. ORGANIZATION AND OPERATIONS.

(a) Each appointing authority shall name its appointees within 30 days of, and the Working Group shall convene within 60 days of, the effective date of this Article XVI. The Working Group shall meet at least once per month until it submits the business and governance plans to the Board of Supervisors and Local Agency Formation Commission as required under Section 5.16-4.

(b) Subject to the fiscal and budgetary provisions of the Charter, the Clerk of the Board of Supervisors shall provide administrative and clerical support for the Working Group for the preparation of the plans required under subsections (a) and (b) of Section 5.16-4.

(c) Subject to the fiscal, budgetary, and civil service provisions of the Charter, the Clerk of the Board of Supervisors may hire and make available to the Working Group an outside consultant or consultants with expertise in drafting business plans for the establishment of California banks, community engagement, or the establishment of public governance models to draft the plans required under subsections (a) and (b) of Section 5.16-4. All policy decisions and recommendations for such plans shall be under the direction and for the approval of the Working Group.

(d) The Working Group may request information from other technical advisors as needed, such as experts in municipal ownership and financing, student lending, affordable housing, sustainable agriculture loans, renewable energy, or public infrastructure.

(e) Members appointed to Seats 1-7 shall serve at the pleasure of the Board of Supervisors and may be removed by the Board at any time. Each member in Seats 1-7 may remain on the Working Group until its termination under Section 5.16-7, unless removed by the Board. Any vacancy in Seats 1-7 shall be filled by the Board.

(f) Designees in Seats 8 and 9 are members of the Controller's Office and Treasurer's Office respectively and serve in lieu of the Controller and Treasurer respectively. The Controller, as to Seat 8, and the Treasurer, as to Seat 9, may change the designee at any time or serve in the seat at any time.

(g) Members appointed to Seats 1-7 shall serve without compensation from the City. Members serving in Seats 8 and 9 shall receive their regular salaries for time spent on the Working Group because they are serving in an official capacity as representatives of their departments.

(h) The Working Group shall elect a Chairperson, Vice Chairperson, and other such officers as it deems appropriate from its members and may establish bylaws and rules for its organization and procedures.

(i) All recommendations of the Working Group shall be made pursuant to a vote or votes of the majority of the Working Group.

(j) Any member, including the Chairperson or the Vice Chairperson, who misses three regular meetings of the Working Group within a six-month period without the written approval of the Chairperson, or the Vice Chairperson in case of the Chairperson's absence, at or before each missed meeting shall be deemed to have resigned from the Working Group 10 days after the third unapproved absence. The Working Group shall inform the Clerk of the Board of Supervisors of any such resignation as to Seats 1-7, and the Controller or Treasurer respectively as to Seat 8 or 9, in the case of a designee to Seat 8 or 9.

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021; amended by Ord. [27-23](#), File No. 221244, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.16-7. SUNSET DATE.

This Article XVI shall expire by operation of law, and the Working Group shall terminate, on December 31, 2023. Upon expiration of this Article, the City Attorney shall cause it to be removed from the Administrative Code.

(Added by Ord. [87-21](#), File No. 210078, App. 7/2/2021, Eff. 8/2/2021; amended by Ord. [27-23](#), File No. 221244, App. 3/17/2023, Eff. 4/17/2023, Retro. 2/2/2023)

#### SEC. 5.150. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

#### SEC. 5.151. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

#### SEC. 5.152. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

SEC. 5.153. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

SEC. 5.154. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

SEC. 5.155. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

SEC. 5.156. [EXPIRED].

(Added by Ord. [12-15](#), File No. 140884, App. 2/13/2015, Eff. 3/15/2015; expired 3/15/2017)

ARTICLE XVII:  
[EXPIRED]

Editor's Note:

Former Ch. 5, Art. XVII, "Balboa Reservoir Community Advisory Committee," expired per the terms of its sunset provision, former Sec. 5.17-7, and was removed from this Code on July 1, 2021, at the direction of the Office of the City Attorney.

SEC. 5.17-1. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; expired 7/1/2021)

SEC. 5.17-2. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; expired 7/1/2021)

SEC. 5.17-3. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; expired 7/1/2021)

SEC. 5.17-4. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; expired 7/1/2021)

SEC. 5.17-5. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; amended by Ord. [83-20](#), File No. 200424, App. 5/29/2020, Eff. 6/29/2020, Retro. 5/8/2020; expired 7/1/2021)

SEC. 5.17-6. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; expired 7/1/2021)

SEC. 5.17-7. [EXPIRED.]

(Added by Ord. [45-15](#), File No. 150247, App. 4/8/2015, Eff. 5/8/2015; amended by Ord. [83-20](#), File No. 200424, App. 5/29/2020, Eff. 6/29/2020, Retro. 5/8/2020; expired 7/1/2021)

ARTICLE XVIII:  
[EXPIRED]

SEC. 5.18-1. [EXPIRED.]

(Added as Sec. 5.170 by Ord. 353-93, App. 11/12/93; amended by Ord. 20-07, File No. 061647, App. 2/9/2007; redesignated and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; expired 3/1/2022)

SEC. 5.18-2. [EXPIRED]

(Added as Sec. 5.171 by Ord. 353-93, App. 11/12/93; redesignated and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; expired 3/1/2022)

SEC. 5.18-3. [EXPIRED]

(Added as Sec. 5.172 by Ord. 353-93, App. 11/12/93; redesignated and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; amended by Ord. [25-19](#), File No. 181003, App. 2/15/2019, Eff. 3/18/2019; expired 3/1/2022)

SEC. 5.18-4. [EXPIRED]

(Added as Sec. 5.173 by Ord. 353-93, App. 11/12/93; redesignated and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; expired 3/1/2022)

SEC. 5.18-5. [EXPIRED]

(Added as Sec. 5.174 by Ord. 353-93, App. 11/12/93; redesignated and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; expired 3/1/2022)

SEC. 5.18-6. [EXPIRED]

(Added by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016; amended by Ord. [25-19](#), File No. 181003, App. 2/15/2019, Eff. 3/18/2019; expired 3/1/2022)

SEC. 5.170. [REDESIGNATED.]

(Added by Ord. 353-93, App. 11/12/93; amended by Ord. 20-07, File No. 061647, App. 2/9/ 2007; redesignated as Sec. 5.18-1 and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016)

SEC. 5.171. [REDESIGNATED.]

(Added by Ord. 353-93, App. 11/12/93; redesignated as Sec. 5.18-2 and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016)

SEC. 5.172. [REDESIGNATED.]

(Added by Ord. 353-93, App. 11/12/93; redesignated as Sec. 5.18-3 and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016)

SEC. 5.173. [REDESIGNATED.]

(Added by Ord. 353-93, App. 11/12/93; redesignated as Sec. 5.18-4 and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016)

SEC. 5.174. [REDESIGNATED.]

(Added by Ord. 353-93, App. 11/12/93; redesignated as Sec. 5.18-5 and amended by Ord. [11-16](#), File No. 151105, App. 2/10/2016, Eff. 3/11/2016)

ARTICLE XIX:  
FAMILY VIOLENCE COUNCIL

- Sec. 5.19- Establishment and Purpose – Family Violence Council.  
1.
- Sec. 5.19- Family Violence Council – Duties.  
2.
- Sec. 5.19- Steering Committee – Composition – Terms of Office.  
3.
- Sec. 5.19- Steering Committee – Duties.  
4.
- Sec. 5.19- Family Violence Council – Composition – Terms of Office.  
5.
- Sec. 5.19- Family Violence Council – Organization.  
6.
- Sec. 5.19- Family Violence Council and Steering Committee – Support, Staffing, and  
7. Assistance.
- Sec. 5.19- Family Violence Council – Sunset.  
8.

SEC. 5.19-1. ESTABLISHMENT AND PURPOSE – FAMILY VIOLENCE COUNCIL.

(a) Establishment. A Family Violence Council for the City and County of San Francisco (referred to in this Article XIX as “Council”) is hereby established as an advisory body to the Board of Supervisors.

(b) Purpose. The Council is established to advise and submit recommendations to the Board of Supervisors that address the problems of family violence. Family violence includes child abuse, domestic violence, and elder/dependent adult abuse. The Council may also advise the courts of the City and County and the Mayor by submitting recommendations to improve the response by departments to family violence and abuse. The general purposes of the Council shall be the following:

(1) Increase the awareness and understanding of family violence, its disproportionate impact on people of color, and its consequences by establishing a series of roundtables, forums, meetings, or summits that identify, highlight, and discuss critical issues pertaining to family violence so as to broaden understanding of family violence and its causes and consequences among the public, governmental agencies, courts, and community organizations.

(2) Recommend programs and policies that promote communication and coordination of City and community-based organizations' services relating to child abuse, domestic violence, and elder/dependent adult abuse.

(3) Recommend programs, policies, and coordination of City services to the Board of Supervisors and Mayor that may reduce the incidence of family violence in San Francisco, and its disproportionate impact on people of color.

(Added as Sec. 5.190 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018; amended by Ord. 50-21, File No. 210142, App. 4/16/2021, Eff. 5/17/2021, Retro. 5/1/2021)

#### SEC. 5.19-2. FAMILY VIOLENCE COUNCIL – DUTIES.

The duties of the Council shall be the following:

(a) Recommend effective strategies through which public and private agencies that serve victims of domestic or family violence can identify the existence of family violence;

(b) Recommend methods of providing public education about family violence and abuse;

(c) Facilitate communication between public and private agencies that provide programs for victims of family violence and programs of family violence intervention;

(d) Recommend procedures to improve the cooperation and coordination of public and private agencies with all participants in the justice system who deal with family violence, including procedures for reviewing fatalities resulting from family violence;

(e) Recommend a comprehensive and coordinated plan to collect data about family violence in a manner that protects the identity of victims of family violence, and that would make the data available to the courts, prosecutors, law enforcement officers, and health care practitioners;

(f) Recommend ways of responding in a coordinated manner to family violence by City departments, boards, commissions, and agencies, and the courts that would improve responsiveness by the City and prevent family violence;

(g) Collect, compile, and analyze public information regarding arrest and restraining order enforcement policies; screening and prosecution of cases; issuances of protective orders; identifying family violence in other legal proceedings; and monitoring offenders after judgment; and other relevant data as needed; and to the extent possible, analyze and present such data disaggregated by race, ethnicity, sex, gender identity, age, sexual orientation, and other relevant traits;

(h) Collect, compile, and analyze public information relating to programs for victims of family violence and services provided for abusers on probation; and to the extent possible,

analyze and present such public information disaggregated by race, ethnicity, sex, gender identity, age, sexual orientation, and other relevant traits;

(i) Establish a process to solicit and gather feedback and recommendations from the communities most impacted by family violence on policies, services, and programs intended to assist such communities;

(j) Analyze current and projected revenue and funding sources and recommend other prospective revenue sources for response to family violence; and

(k) Respond to inquiries of the Board of Supervisors made consistent with the duties imposed by this Article XIX.

(Added as Sec. 5.190-1 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018; amended by Ord. 50-21, File No. 210142, App. 4/16/2021, Eff. 5/17/2021, Retro. 5/1/2021)

#### SEC. 5.19-3. STEERING COMMITTEE – COMPOSITION – TERMS OF OFFICE.

(a) Composition of Steering Committee. The Council members serving in seats 10, 12, and 13 shall serve as the members of the Steering Committee and co-chairs of the Council.

(b) Meetings. The Steering Committee shall meet regularly at such times and places as the members of the Committee shall determine.

(c) Rules and Regulations. The Steering Committee may adopt reasonable rules and regulations not inconsistent with the Charter or this Article XIX for the conduct of its affairs and for the performance of its business.

(Added as Sec. 5.190-2 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

#### SEC. 5.19-4. STEERING COMMITTEE – DUTIES.

The Steering Committee shall serve as the policy setting body of the Council. Duties of the Steering Committee shall include the establishment of the organization and structure of the Council, creation of working groups when necessary to implement the objectives of the Council, and oversight of the operations of the Council.

(Added as Sec. 5.190-3 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)



SEC. 5.19-5. FAMILY VIOLENCE COUNCIL – COMPOSITION – TERMS OF OFFICE.

(a) Composition. The composition of the Council shall broadly represent the ethnic, racial, sex, gender identity, age, and sexual orientation diversity of the communities most impacted by family violence. The Council shall consist of the following individuals or their respective designees:

- (1) Presiding Judge of the Superior Court;
- (2) Mayor;
- (3) President of the Board of Supervisors;
- (4) District Attorney;
- (5) Chief of Police;
- (6) Sheriff;
- (7) President of the Commission on the Status of Women;
- (8) Chief of Adult Probation;
- (9) Executive Director of Department of Emergency Management;
- (10) Executive Director of the Domestic Violence Consortium;
- (11) Executive Director of Human Services Agency;
- (12) Executive Director of the Consortium for Elder Abuse Prevention;
- (13) Executive Director of Safe & Sound, which operates the San Francisco Child Abuse Prevention Council;
- (14) Director of the Department of Public Health;
- (15) Executive Director of the Department of Adult and Aging Services;
- (16) Executive Director of the Department of Children, Youth & Their Families;
- (17) Medical Examiner;
- (18) Director of the Department of Child Support Services;
- (19) Chief of Juvenile Probation;
- (20) Public Defender;
- (21) Director of the Department of Animal Care and Control;
- (22) Superintendent of San Francisco Unified School District;
- (23) Human Resources Director;
- (24) Chief of the Fire Department;

- (25) Director of the Department of Homelessness and Supportive Housing; and
- (26) Director of the Department of Early Childhood;
- (27) Director of the Department of Police Accountability; and
- (28) Executive Director of the Human Rights Commission.

If at any time an agency responsible for designating a member to Seat 1, 10, 12, 13, or 22 declines to designate a member and leaves the seat vacant for 60 days or longer, the Board of Supervisors may appoint a member of the public to fill the seat until such time as the agency designates a member.

The Steering Committee shall have the authority to appoint up to six additional members to the Council. Each such member shall have professional and/or lived experience in issues of family violence prevention or intervention, and shall represent the diversity of the communities most impacted by family violence. Each of these members shall serve for a term of one year at the pleasure of the Steering Committee.

(b) **Limitations on Service in Community-Based Organization Seats.** No individual may serve as a Council member in seat 10, 12, or 13, either as a named member or as a designee, for more than six years out of any nine-year period. For the purpose of calculating the number of years of service, any service prior to May 1, 2015, shall not count.

(c) **Assistance of the City Attorney.** The Council may request the City Attorney's Office to provide advice and legal counsel to the Council.

(d) **Meetings.** The Council shall meet at least once a quarter at such times and places as the Council shall designate.

(Added as Sec. 5.190-4 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated and amended by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018; amended by Ord. 50-21, File No. 210142, App. 4/16/2021, Eff. 5/17/2021, Retro. 5/1/2021; Ord. 189-22, File No. 220808, App. 9/8/2022, Eff. 10/9/2022)

#### SEC. 5.19-6. FAMILY VIOLENCE COUNCIL – ORGANIZATION.

(a) **Removal of Council Members.** If a member of the Council appointed by the Steering Committee misses three regularly scheduled meetings of the Council in any 12-month period without the express approval of the Council, the Steering Committee may appoint a new member to fill his/her seat on the Council. If a member in seats 1 through 24 on the Council who has been designated by the named member to fill the seat misses three regularly scheduled meetings of the Council in any 12-month period without the express approval of the Council, the Steering Committee may ask the named member to designate another individual to occupy that seat.

(b) Compensation. Members of the Council shall not be compensated, nor shall they be reimbursed for expenses.

(c) Annual Report. The Council shall submit an annual report of its recommendations to the Board of Supervisors, and may present that report at a hearing at the Board's request. The Council also may submit recommendations to the courts and the Mayor.

(Added as Sec. 5.190-5 by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

#### SEC. 5.19-7. FAMILY VIOLENCE COUNCIL AND STEERING COMMITTEE – SUPPORT, STAFFING, AND ASSISTANCE.

(a) The Department on the Status of Women shall provide support to the Council and the Steering Committee in scheduling meetings, developing meeting agendas, and performing such other functions as are necessary to promote the work of the Council.

(b) All City departments, commissions, boards and agencies shall cooperate with the Council in conducting its business.

(Added as Sec. 5.190-6 by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

#### SEC. 5.19-8. FAMILY VIOLENCE COUNCIL – SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Family Violence Council, this Article XIX shall expire by operation of law, and the Council shall terminate, on May 1, 2024. After that date, the City Attorney shall cause this Article to be removed from the Administrative Code.

(Added as Sec. 5.190-7 by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated and amended by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018; amended by Ord. 50-21, File No. 210142, App. 4/16/2021, Eff. 5/17/2021, Retro. 5/1/2021)

#### SEC. 5.190. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-1 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

#### SEC. 5.190-1. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-2 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-2. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-3 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-3. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-4 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-4. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-5 and amended by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-5. [REDESIGNATED.]

(Added by Ord. 217-07, File No. 070884, App. 9/21/2007; amended by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-6 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-6. [REDESIGNATED.]

(Added by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-7 by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

SEC. 5.190-7. [REDESIGNATED.]

(Added by Ord. 48-15, File No. 150083, App. 4/24/2015, Eff. 5/24/2015; redesignated as Sec. 5.19-8 and amended by Ord. 100-18, File No. 180216, App. 5/4/2018, Eff. 6/4/2018)

ARTICLE XX:

CHILD CARE PLANNING AND ADVISORY COUNCIL

Sec. 5.200. Child Care Planning and Advisory Council.

SEC. 5.200. CHILD CARE PLANNING AND ADVISORY COUNCIL.

(a) Establishment. Pursuant to California Education Code Section 8499-8499.8, a local Child Care Planning and Advisory Council for the City and County of San Francisco is hereby established. The Department of Children, Youth and Their Families shall provide

administrative support for the Council, as specified in a Memorandum of Understanding between the Department and the Council. The Council shall consist of no more than 25 members. Pursuant to Education Code Section 8499.3, the Board of Supervisors shall appoint 12 members, the Board of Education, or County Superintendent of Schools, if the Board of Education delegates the appointment power to her or him, shall appoint 12 members and the Board of Supervisors and the Board of Education, or County Superintendent of Schools, if the Board of Education delegates the appointment power to her or him, shall jointly appoint one member. Thirteen (13) members shall constitute a quorum of the Council. The affirmative vote of thirteen (13) members shall be required for the approval of any matter. The members shall be broadly representative of the ethnic, racial, gender, age and sexual orientation diversity of the City and County. All members shall be residents of the City and County, in accordance with Section 4.101 of the Charter. The residency requirement may be waived upon a finding by the appointing authority that a resident of the City and County with specific experience, skills or qualifications willing to serve could not be located within the City and County. In making nominations and appointments, the nominating and appointing authorities shall select persons from varying backgrounds who have demonstrated abilities, expertise, and experience with child care.

(b) Executive Committee. Notwithstanding the provisions of subsection (a), the Council may establish an Executive Committee of no fewer than 7 of its members to act on urgent matters between regularly-scheduled meetings of the full Council. The Executive Committee must act by a majority vote of its membership at a publicly-noticed meeting, and must promptly inform the full Council of any action by the Executive Committee. The Executive Committee shall not take any action that conflicts with the Council's policy principles or budget.

(c) Purpose. The Council is established to advise the Board of Supervisors, the Mayor, the San Francisco Children and Families Commission and, with their consent, the Board of Education and the Superintendent of Schools about child care issues. The Council will serve as a representative advisory and planning body to maintain, expand and improve local child care services. The Council will provide links between government and the community, and will work to maximize the amount and impact of local, State, federal and private resources and funding for child care in San Francisco.

(d) Powers and Duties. The Child Care Planning and Advisory Council shall have the following powers and duties:

(1) Upon approval of the Board of Supervisors and the County Superintendent of Schools, to submit to the State Department of Education changes in local priorities for the allocation of state child care funds.

(2) To conduct an assessment of child care needs in San Francisco no less than once every five years. The needs assessment shall comply with all guidelines issued by the State Department of Education and consider, at minimum, the following:

(A) The needs of families eligible for subsidized child care.

(B) The needs of families not eligible for subsidized child care.

(C) The waiting lists for programs funded by the State Department of Education and the State Department of Social Services.

(D) The need for child care for children who have been abused or neglected or are at risk of abuse or neglect.

(E) The number of children receiving public assistance.

(F) Family income among families with preschool or school age children.

(G) The number of children of migrant workers.

(H) The number of children with special needs.

(I) The number of children from all identifiable linguistic and cultural backgrounds.

(J) Special needs based on geographic considerations.

(K) The age of children needing services.

(L) Any other factors deemed appropriate by the Council.

(3) To document information gathered during the needs assessment, which shall include, but need not be limited to, data on supply, demand, cost and market rates for each category of child care in San Francisco.

(4) To prepare a comprehensive countywide child care plan designed to mobilize public and private resources to address identified needs and formulate priorities. The Council shall enlist community participation in establishing priorities and shall hold at least one public hearing prior to the development of, or any revisions to, the child care plan, during which members of the public can comment on the proposed priorities and the plan.

(5) To conduct a periodic review of child care programs funded by the State Department of Education and the State Department of Social Services to determine if identified priorities are being met.

(6) To collaborate with subsidized and nonsubsidized child care providers, county welfare departments, and human services agencies, job training programs, employers, integrated child and family service councils, parent organizations, and other interested parties to foster partnerships designed to meet local child care needs.

(7) To design a system to consolidate local child care waiting lists.

(8) To coordinate part-day programs, including state preschool and Head Start, with other child care to provide full-day child care.

(9) To submit the results of the needs assessment and changes in local priorities identified to the Board of Supervisors and the Superintendent of Schools for approval before submitting them to the State Department of Education.

(10) To report the result of the child care needs assessment, local priorities, the countywide child care plan, and any revisions thereto, the review of any child care

programs, and any other reports or information gathered regarding child care in San Francisco, to the Department of Children, Youth and Their Families, San Francisco Children and Families Commission, Human Services Agency and the Board of Education.

(11) To review and comment on proposals submitted to the State Department of Education to be provided within San Francisco.

(12) To identify at least one but no more than two members of the Council to serve as part of the State Department of Education team that reviews and scores proposals for the provision of services funded through contracts with the State Department of Education.

(13) To develop and implement a training plan to provide increased efficiency, productivity, and facilitation of Council meetings.

(14) To provide consultation to the State Department of Education and the State Department of Social Services regarding the development of a single application and intake form for all federal and state subsidized child care and development services.

(15) To review and evaluate legislation affecting child care and to suggest or recommend local child care legislation;

(16) To recommend to the Board of Supervisors, the Mayor, the Board of Education, the Superintendent of Schools and State and federal policy makers positions to facilitate the maintenance, expansion and improvement of child care services in San Francisco and to help secure public and private child care resources for same;

(17) To cooperate with, participate in, and make recommendations to other City/County planning and advisory bodies that relate directly or indirectly to delivery of child care services.

(18) To advise and support all City/County departments involved in child care services, including but not limited to the Department of Children, Youth and Their Families, San Francisco Children and Families Commission, Human Services Agency, the Department of Public Health, the Recreation and Park Department, the Redevelopment Agency, Offices of the Mayor and the Library Department;

(19) To provide guidance to all participants in the local child care system, in cooperation with existing public agencies, including the school district, and private agencies and institutions engaged in child care services.

(e) Membership and Organization.

(1) The membership of the Child Care Planning and Advisory Council shall be composed of 20% consumers, 20% child care providers, 20% public agency representatives; 20% community representatives; and 20% discretionary, as required by Education Code Section 8499.3.

(A) "Child care provider" shall mean a person who provides child care services or represents persons who provide child care services.

(B) "Community representative" shall mean a person who represents an agency or business that provides private funding for child care services, or who advocates for child care services through participation in civic or community-based organizations but is not a child care provider and does not represent an agency that contracts with the State Department of Education to provide child care and development services.

(C) "Consumer" shall mean a parent or person who receives, or has received within the past 36 months, child care services.

(D) "Public agency representative" shall mean a person who represents a city, county, city and county, or local education agency.

(2) Members shall be appointed as follows:

(A) The Board of Supervisors shall appoint 12 members representing the following categories, one each of whom is nominated by an individual member of the Board of Supervisors, and a second being nominated by the President of the Board of Supervisors:

(i) Consumers: The list of qualified individuals for nomination and appointment may include members of the following-Parents, guardians or caretakers with varied income levels who use child care and/or early education services, including but not limited to clients of publicly subsidized programs such as CalWORKS, and other child care programs funded through the San Francisco Human Services Agency, the California Department of Education, Head Start or Preschool for All;

(ii) Child Care providers: The list of qualified individuals for nomination and appointment must include a representative from Head Start and may include members of the following-Private and subsidized child care providers including, but not limited to, from a private center, from a family day care home, a Title 5 program, a school age program, from a Head Start center and from a Preschool for All site;

(iii) Discretionary: The list of qualified individuals for nomination and appointment must include a representative from one of the county's Resource and Referral Agencies and may include members of the following-Representatives from the public at large and/or representatives from any of the other categories, or outside of these categories at the discretion of the appointing agencies;

(iv) Community representatives The list of qualified individuals for nomination and appointment may include members of the following-Parent advisory councils of public and private child care programs; associations of child care providers, family child care providers and Head Start; City College of San Francisco, San Francisco State University, public interest organizations including, but not limited to, the Child Care Law Center, Low Income Investment Fund, community organizations, members of labor organizations and local businesses that fall within the definition of "community representative" as described in Subsection (d)(1)(B) and other community and public agency representatives that deal with child care.

(v) Public Agency Representatives: The list of qualified individuals for nomination and appointment must include representatives from two of the following agencies - the



Department of Children, Youth and their Families, Human Services Agency, San Francisco Children and Families Commission, Community Care Licensing, Department of Public Health, Recreation and Parks Department, Mayor's Office of Community Investment and San Francisco Housing Authority, or other entities.

(B) The Board of Education, or County Superintendent of Schools, if the Board of Education delegates the appointment power to her or him, shall nominate twelve (12) members of the Council representing the following categories:

(i) Consumers: The list of qualified individuals for nomination and appointment may include members of the following- Parents, guardians or caretakers with varied income levels who use child care and/or early education services, including but not limited to clients of publicly subsidized programs such as CalWORKS, and other child care programs funded through the San Francisco Human Services Agency, the California Department of Education, Head Start or Preschool for All;

(ii) Child Care providers: The list of qualified individuals for nomination and appointment must include a representative from San Francisco Unified School District and may include members of the following- Private and subsidized child care providers including, but not limited to, from a private center, from a family day care home, a Title 5 program, a school age program, San Francisco Unified School District, from a Head Start center and from a Preschool for All site;

(iii) Discretionary: The list of qualified individuals for nomination and appointment must include a representative from one of the county's Resource and Referral Agencies and may include members of the following representatives of the public at large and/or representatives from any of the other categories, or outside of these categories at the discretion of the appointing agencies;

(iv) Community representatives: The list of qualified individuals for nomination and appointment may include members of the following- Parent advisory councils of public and private child care programs; associations of child care providers, family child care providers and Head Start; City College of San Francisco, San Francisco State University, public interest organizations including, but not limited to, the Child Care Law Center, Low Income Investment Fund community organizations, members of labor organizations and local businesses that fall within the definition of "community representative" as described in Subsection (d)(1)(B) and other community and public agency representatives that deal with child care.

(v) Public Agency Representatives: The list of qualified individuals for nomination and appointment must include representative from two of the following agencies - the Department of Children, Youth and their Families, Human Services Agency, San Francisco Children and Families Commission, Community Care Licensing, Department of Public Health, Recreation and Parks Department, Mayor's Office of Community Investment and San Francisco Housing Authority, or other entities.

(C) The Board of Supervisors and the Board of Education or the County Superintendent of Schools, if the Board of Education delegates the appointment power to

her or him, shall jointly appoint one member representing any one of the categories listed above.

(3) The respective terms of office of the members of the Child Care Planning and Advisory Council who shall hold office on the eighth day of March, 2010, shall expire at noon on that date and the 25 persons appointed as members of the Council pursuant to this ordinance shall succeed to those offices on the eighth day of March, 2010. In order to provide for staggered terms, the initial terms of those 25 persons shall be designated by lot so that 6 members appointed by the Board of Supervisors shall serve a two-year term and 6 members shall serve a three-year term, and 6 members appointed by the Board of Education or the Superintendent of Schools shall serve a two-year term and 6 members shall serve a three-year term. The one member jointly appointed by the Board of Supervisors and the Board of Education or the Superintendent of Schools shall serve a three-year term. Thereafter, all terms shall be for three years.

Members may serve for up to two consecutive terms, and may be re-appointed after one year off the Council. No terms served prior to March 8, 2010 shall be counted towards the term limit for Council members. A member appointed to serve a term of two years or less, including the initial term provided in the preceding paragraph, shall not be deemed to have served a full term for purposes of this term limit.

(4) Where a member, prior to expiration of his or her term, ceases to retain the status which qualified him or her for appointment to the Council, the membership shall be terminated and there shall be a vacancy on the Council. In the event a vacancy occurs during the term of office of any member, a successor shall be appointed to fill the vacancy for the remainder of the term, consistent with the process and requirements of the previous appointee.

(5) Any member who misses four meetings within a twelve month period without the express approval of the Council, shall be deemed to have resigned from the Council.

(6) The members of the Council shall elect a Chair of the Council and shall promulgate such rules or regulations as are necessary for the conduct of its business under this Section.

(f) Compensation. Upon approval by the Council, each member who is not otherwise compensated to attend meetings may receive a stipend of no more than \$50 per meeting, not to exceed \$600 annually, exclusively from funds provided to the Council by the State of California.

(Added by Ord. 362-95, App. 11/20/95; amended by Ord. 118-99, File No. 990310, App. 5/14/99; Ord. 192-99, File No. 990879, App. 7/1/99; Ord. 31-00, File No. 000109, App. 2/25/2000; Ord. 6-03, File No. 020913, App. 1/31/2003; Ord. 49-10, File No. 091435, App. 3/19/2010)

ARTICLE XXI:  
IMMIGRANT RIGHTS COMMISSION

Sec. 5.201. Immigrant Rights Commission.

SEC. 5.201. IMMIGRANT RIGHTS COMMISSION.

(a) Establishment. There shall be established an Immigrant Rights Commission (hereinafter "Commission"). The Commission shall advise and make recommendations to the Board of Supervisors and the Mayor about issues affecting immigrants residing in San Francisco.

(b) Membership. The Commission shall consist of 15 voting members. Eleven members shall be appointed by the Board of Supervisors and the Mayor shall appoint four members. At least eight members shall be immigrants to the United States who are appointed in accordance with Section 4.101 of the Charter. Members appointed to the Commission shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco and shall reflect the geographic, ethnic, and sexual orientation populations of San Francisco.

(c) Terms of Office. The term of each member of the Commission shall be two years; provided, however, that the members first appointed shall, by lot, classify their terms so that eight members shall serve a term of three years and seven members shall serve a term of two years. Members shall serve at the pleasure of the appointing authority.

In the event a vacancy occurs during the term of office of any member, a successor shall be appointed to complete the unexpired term of the office vacated in a manner similar to that for the initial member.

At the initial meeting of the Commission and yearly thereafter, the Commission members shall select such officer as deemed necessary by the Commission.

(d) Powers and Duties. The Commission shall have the power and duty to:

(1) Make recommendations to the Board of Supervisors and the Mayor to further involve immigrants in local governmental processes;

(2) Hold at least one public hearing annually to obtain input from the immigrant community about programs, policies, and issues that relate to immigrants who are residents of the City and County, and report recommendations developed from the public hearings to the Board of Supervisors and the Mayor;

(3) Advise the Board of Supervisors and the Mayor on State and federal legislation related to immigrants;

(4) Cooperate with and make recommendations to other City and County departments, agencies, and commissions that administer and enforce regulations relating to health,

human services, law enforcement, and human rights that affect immigrants with the aim of improving the coordination of services within the City and County;

(5) Prepare and submit to the Board of Supervisors and the Mayor an annual report on the review and evaluation of the services and programs in place for immigrants residing in San Francisco, any outstanding needs, and recommendations and plans as to a program for responding to the health, human service, and employment needs of immigrants in a manner that is not duplicative;

(6) Develop a plan for outreach to, and education of, the public to increase public awareness of the contributions made by immigrants to the local economy, educational institutions, and other fields in San Francisco, and submit the plan to the Board of Supervisors and the Mayor;

(7) Make recommendations to the Board of Supervisors and the Mayor on the participation of the City and County of San Francisco in publicizing and representing the concerns of immigrants in San Francisco within regional and national efforts to protect the rights of immigrants.

(e) Progress Review. The Commission shall submit a progress report on the execution of its duties to the Board of Supervisors and the Mayor 18 months after the date of adoption of this ordinance. The provisions of this ordinance shall remain in effect unless upon review of the progress report the Board of Supervisors modifies or terminates the Commission.

(Added by Ord. 211-97, App. 6/6/97)

ARTICLE XXII:  
[EXPIRED]

Editor's Notes:

Former Ch. 5, Art. XXII, "Street-Level Drug Distribution Task Force," comprising former Secs. 5.22-1 through 5.22-6, expired November 11, 2022 per the terms of its sunset provision (former Sec. 5.22-6) and was removed from the Code at the direction of the Office of the City Attorney.

Former Ch. 5, Art. XXII, "Emergency Interagency Fire Safety Task Force," comprising former Secs. 5.22-1 through 5.22-5, expired per the terms of its sunset provision (former Sec. 5.22-5) and was removed from the Code at the direction of the Office of the City Attorney.

SEC. 5.22-1. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; amended by Ord. [210-20](#), File No. 200913, App. 10/9/2020, Eff. 11/9/2020; expired 11/11/2022)

(Former Sec. 5.22-1 added by Ord. [90-15](#) , File No. 150431, App. 6/18/2015, Eff. 7/18/2015; expired 1/18/2016)

SEC. 5.22-2. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; expired 11/11/2022)

(Former Sec. 5.22-2 added by Ord. [90-15](#) , File No. 150431, App. 6/18/2015, Eff. 7/18/2015; expired 1/18/2016)

SEC. 5.22-3. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; expired 11/11/2022)

(Former Sec., 5.22-3 added by Ord. [90-15](#) , File No. 150431, App. 6/18/2015, Eff. 7/18/2015; expired 1/18/2016)

SEC. 5.22-4. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; amended by Ord. [210-20](#), File No. 200913, App. 10/9/2020, Eff. 11/9/2020; expired 11/11/2022)

(Former Sec. 5.22-4 added by Ord. [90-15](#) , File No. 150431, App. 6/18/2015, Eff. 7/18/2015; expired 1/18/2016)

SEC. 5.22-5. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; expired 11/11/2022)

(Former Sec. 5.22-5 added by Ord. [90-15](#) , File No. 150431, App. 6/18/2015, Eff. 7/18/2015; expired 1/18/2016)

SEC. 5.22-6. [EXPIRED.]

(Added by Ord. [225-19](#), File No. 190840, App. 10/11/2019, Eff. 11/11/2019; expired 11/11/2022)

SEC. 5.210. [REPEALED.]

(Added by Ord. 99-98, App. 3/27/98; repealed by Ord. 57-03, File No. 030042, App. 4/11/2003)

SEC. 5.211. [REPEALED.]

(Added by Ord. 99-98, App. 3/27/98; repealed by Ord. 57-03, File No. 030042, App. 4/11/2003)

SEC. 5.212. [REPEALED.]

(Added by Ord. 99-98, App. 3/27/98; repealed by Ord. 57-03, File No. 030042, App. 4/11/2003)

ARTICLE XXIII:

MISSION BAY TRANSPORTATION IMPROVEMENT FUND ADVISORY COMMITTEE

Sec. 5.23-1. Establishment of Committee.

Sec. 5.23-2. Membership of Committee.

Sec. 5.23-3. Organization and Terms of Office.

Sec. 5.23-4. Duties of Committee.

Sec. 5.23-5. Meetings and Procedures.

Sec. 5.23-6. Sunset Date.

Editor's Note:

The sections of this Article are numbered out of sequence with the other Articles of this Chapter.

SEC. 5.23-1. ESTABLISHMENT OF COMMITTEE.

The Board of Supervisors hereby establishes the Mission Bay Transportation Improvement Fund Advisory Committee (the "Advisory Committee").

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

SEC. 5.23-2. MEMBERSHIP OF COMMITTEE.

The Advisory Committee shall consist of five members, appointed as follows:

(a) Seat 1 shall be held by an employee, officer, or other representative of the Golden State Warriors Event Center and Mixed Use Project (the "Event Center"), appointed by the Event Center's owner.

(b) Seat 2 shall be held by an employee, officer, or other representative of the University of California at San Francisco, appointed by the Chancellor of the University of California San Francisco or the Chancellor's designee.

(c) Seat 3 shall be held by a person who resides in a neighborhood within a half-mile of the Event Center, appointed by the Mayor.

(d) Seat 4 shall be held by a representative of a business that operates within a half-mile of the Event Center, appointed by the Mayor.

(e) Seat 5 shall be held by a person who resides in a neighborhood within a half-mile of the Event Center, appointed by the Supervisor representing the district in which the Event Center is located.

At least one of the appointees to Seats 3 and 4 shall be an individual who has served on the Ballpark/Mission Bay Transportation Coordination Committee, or its successor body as designated by the Mayor, for at least six months before being appointed to the Advisory Committee.

In addition, there shall be five alternate members of the Advisory Committee, one designated for each of the five seats. Each alternate member shall meet the qualifications set forth above for the seat as to which the person is designated to serve as an alternate, and shall be appointed by the appointing authority for that seat.

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

#### SEC. 5.23-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member and each alternate member shall serve at the pleasure of the member's appointing authority, and shall serve for the life of the Advisory Committee unless removed by the appointing authority.

(b) If a vacancy occurs in any seat on the Advisory Committee, the appointing authority for the vacated seat shall appoint a successor to that seat. During the pendency of a vacancy, the alternate member for that seat shall serve as, and have the full powers of, a member of the Advisory Committee. In addition, if a member of the Advisory Committee is not in attendance at a meeting, the alternate member designated to serve as an alternate for the absent member's seat shall attend that meeting and for purposes of that meeting have the full powers of the absent member.

(c) Members of the Advisory Committee shall receive no compensation.

(d) Any member who misses three regular meetings of the Advisory Committee within a period of 12 months without the express approval of the Advisory Committee at or before

each missed meeting shall be deemed by operation of law to have resigned from the Advisory Committee ten days after the third unapproved absence. The Advisory Committee shall inform the appointing authority of the resignation.

(e) As provided in Municipal Transportation Agency (MTA) Board of Directors Resolution No. 15-154, the MTA will provide administrative support for the Advisory Committee.

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

#### SEC. 5.23-4. DUTIES OF COMMITTEE.

The Advisory Committee shall be the central City-sponsored community advisory body charged with providing input to the MTA, the Department of Public Works, and the Police Department ("Other City Departments") and decision-makers regarding allocation of monies in the Mission Bay Transportation Improvement Fund (the "Fund"), established in Administrative Code Section 10.100-364, for Required Uses, as defined in that section. The Advisory Committee shall be advisory, as appropriate, to the MTA and the Board of Supervisors. The Advisory Committee shall perform the following functions as needed:

(a) Collaborate with the MTA, Other City Departments, and the Ballpark/Mission Bay Transportation Coordinating Committee on prioritizing the community improvement measures for Required Uses and identifying implementation details as part of the annual budget process;

(b) Recommend to the MTA uses of the Designated Overlapping Event Reserve, as defined in Administrative Code Section 10.100-364;

(c) Collaborate with the MTA and the Other City Departments and decision-makers, including the Ballpark/Mission Bay Transportation Coordinating Committee, in the monitoring of the uses of the Fund for the purpose specified in Administrative Code Section 10.100-364; and,

(d) Review travel time data collected by the MTA for routes to the Event Center to determine if traffic conditions associated with the Event Center, especially when there are weekday evening overlapping events with large attendance at the Event Center and AT&T Park, should entail additional City actions and expenditures from the Fund or the Designated Overlapping Event Reserve, and make recommendations to the MTA on additional actions and expenditures.

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

#### SEC. 5.23-5. MEETINGS AND PROCEDURES.

Not less than six months before the date on which the Event Center is anticipated to open as determined by the Controller, the Advisory Committee shall hold its inaugural meeting.



There shall be at least ten days' notice of the inaugural meeting. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board shall meet at least once every four months, following its inaugural meeting, the Advisory Committee shall hold a regular meeting not less than once every six months until the sunset date set forth in Section 5.23-6. The Advisory Committee shall elect its own officers and may establish rules for its own organization and procedures.

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

#### SEC. 5.23-6. SUNSET DATE.

Unless extended by an ordinance adopted by the Board of Supervisors, this Article XXIII shall expire by operation of law, and the Advisory Committee shall terminate, on the date on which the Fund expires. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Advisory Committee to exist for longer than three years. After the expiration of the Advisory Committee, the City Attorney shall cause this Article XXIII to be removed from the Administrative Code.

(Added by Ord. [230-15](#) , File No. 150995, App. 12/18/2015, Eff. 1/17/2016)

#### SEC. 5.230. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

#### SEC. 5.231. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

#### SEC. 5.232. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

#### SEC. 5.233. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.234. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.235. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.236. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.237. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.238. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

SEC. 5.239. [REPEALED.]

(Added by Ord. 21-01, File No. 002106, App. 2/16/2001; repealed by Ord. 171-03, File No. 030422, App. 7/3/2003)

ARTICLE XXIV:  
CITY HALL PRESERVATION ADVISORY COMMISSION

Sec. 5.240. Establishment and Purpose.

Sec. 5.241. Membership and Organization.

Sec. 5.242. Duties of the Commission.

Sec. 5.243. Referral to the Commission.

Sec. 5.244. Standards for Preservation and Restoration.

SEC. 5.240. ESTABLISHMENT AND PURPOSE.

There shall be established a City Hall Preservation Advisory Commission for the purpose of ensuring that City Hall is maintained and preserved in a manner befitting its historic and architectural significance. San Francisco's City Hall is maintained and preserved in a manner befitting its historic and architectural significance. San Francisco's City Hall is a national landmark and a valued legacy to the people of this City. After its completion in 1915, it suffered a process of gradual alteration and degradation until the Loma Prieta earthquake of 1989 forced its temporary closure. Inadequate repair and maintenance contributed to the decline. Between 1989 and 2000, in addition to earthquake retrofitting, the City did extensive work to repair and refurbish City Hall and to reverse many alterations which had compromised the building's historical integrity. This Commission is intended to be an advisory body responsible for ensuring that the building's historical character and beauty are preserved henceforth and that the facilities are maintained according to the highest standard and not allowed to fall into disrepair.

(Added by Ord. 40-04, File No. 031937, App. 3/20/2004)

SEC. 5.241. MEMBERSHIP AND ORGANIZATION.

(a) The Commission shall consist of five members appointed by the Mayor, and confirmed by a majority vote of the Board of Supervisors and serving at his or her pleasure. The Mayor shall designate three of his or her initial appointments to serve for two-year terms and two for four-year terms. Thereafter, all members shall serve for four-year terms. The terms are to commence on the date of the first meeting of the Commission, which may not occur until all five members have been appointed.

(b) At least one member of the Commission shall have documented expertise in the area of building maintenance and repair. At least one member shall have documented expertise in the area of historic building preservation. At least one member shall have documented expertise in the history of City Hall.

(c) Vacancies shall be filled by the Mayor, and confirmed by the Board, for the remainder of the term. The Commission shall, at its initial meeting and annually thereafter, elect one of its members to chair the Commission.

(d) Services of the members of the Commission shall be voluntary and members will serve without compensation.

(e) The Director of Administrative Services, or his/her designee, shall attend meetings of the Commission and provide staff support.

(Added by Ord. 40-04, File No. 031937, App. 3/20/2004)

#### SEC. 5.242. DUTIES OF THE COMMISSION.

The Commission shall have the following duties.

- (a) Conduct meetings as necessary, but not less than once monthly;
- (b) Conduct public hearings and advise the Mayor, the Board of Supervisors, the Planning Commission, the Landmarks Preservation Advisory Board, and the Director of Administrative Services, as appropriate, on the following matters:
  - (1) budgetary issues related to the operation, maintenance, repair and preservation of City Hall;
  - (2) requests for use, modification, or alteration of City Hall facilities;
  - (3) maintenance and operation of City Hall consistent with its stature and dignity as a national landmark and as the seat of City government;
  - (4) displays of historical significance in the South Light Court and in other areas of City Hall;
  - (5) improvements and acquisitions which would enhance the historical character of City Hall;
  - (6) any other matter affecting the use, operation or maintenance of City Hall.
- (c) Solicit donations to the City for the benefit of City Hall; both of a financial nature as well as of artworks and historically significant artifacts which would be appropriate for display. Any such gifts shall be subject to the applicable approval and acceptance processes as set forth in the Charter.
- (d) Keep records of acquisitions, donations, modifications, major repairs and Commission recommendations and compile an annual report to be submitted to the Mayor and the Board of Supervisors.

(Added by Ord. 40-04, File No. 031937, App. 3/20/2004)

#### SEC. 5.243. REFERRAL TO THE COMMISSION.

- (a) The Director of Administrative Services shall promptly notify the Commission and provide opportunity for comment before he or she adopts policies or procedures affecting the operation or maintenance of City Hall, and before he or she makes or approves alterations to City Hall.
- (b) The secretary of the Landmarks Preservation Advisory Board shall notify the Commission within ten days of receipt of an application for a Certificate of Appropriateness

affecting City Hall. The secretary shall provide all relevant information, including the date and time of the hearing. Any recommendations which the Commission makes shall be included in the record of the application by the Landmarks Preservation Advisory Board.

(Added by Ord. 40-04, File No. 031937, App. 3/20/2004)

#### SEC. 5.244. STANDARDS FOR PRESERVATION AND RESTORATION.

In carrying out its duties, the Commission shall be guided by accepted standards for restoration, preservation, and maintenance of historic structures, including, where applicable and feasible, standards for historic preservation, maintenance, recordation, and documentation of landmarks promulgated by the United States Department of the Interior or its successor.

(Added by Ord. 40-04, File No. 031937, App. 3/20/2004)

#### ARTICLE XXV: SAN FRANCISCO SENTENCING COMMISSION

- Sec. 5.25-1. Establishment and Purpose: San Francisco Sentencing Commission.
- Sec. 5.25-2. Membership and Organization.
- Sec. 5.25-3. Powers and Duties.
- Sec. 5.25-4. Safety and Justice Challenge Subcommittee.
- Sec. 5.25-5. Sunset Clause.

#### Editor's Note:

Former Chapter 5, Article XXV ("Library Citizens Advisory Committee") expired by operation of its sunset clause on 3/1/2007.

#### SEC. 5.25-1. ESTABLISHMENT AND PURPOSE: SAN FRANCISCO SENTENCING COMMISSION.

(a) The City hereby establishes the San Francisco Sentencing Commission ("Commission").

(b) The purpose of the Commission is to encourage the development of criminal sentencing strategies that reduce recidivism, prioritize public safety and victim protection, emphasize fairness, employ evidence-based best practices, and efficiently utilize San Francisco's criminal justice resources.

(Added as Sec. 5.250 by Ord. 10-12, File No. 111050, App. 2/2/2012, Eff. 3/3/2012; redesignated and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

#### SEC. 5.25-2. MEMBERSHIP AND ORGANIZATION.

(a) Members. The Commission shall consist of 12 members, or 13 members if the Superior Court agrees to provide one member. The head or chair of each of the following agencies and bodies shall serve on or will assign one staff member to serve on the Commission as a voting member: District Attorney; Public Defender; Adult Probation; Juvenile Probation; Sheriff; Police; the Department of Public Health; and the Reentry Council. If the Superior Court, agrees to participate on the Commission, its head, chair, or assigned staff member may elect to participate as a voting member or non-voting member. In addition, the following additional voting public members will be appointed: a member of a nonprofit organization that works with victims, chosen by the Family Violence Council (Article XIX of this Chapter 5); a member of a nonprofit organization that works with ex-offenders, chosen by the Reentry Council (Article I of this Chapter 5); a sentencing expert chosen by the Board of Supervisors; and an academic researcher with expertise in data analysis appointed by the Mayor.

(b) Quorum. Ten voting members of the Commission shall constitute a quorum, and the Commission shall have the authority to act on the vote of a majority of the quorum.

(c) Officers. The District Attorney or the staff member of the District Attorney serving on the Commission shall chair the Commission.

(d) Staff Support. The District Attorney's Office shall provide staff support and administrative assistance to the Commission.

(e) Meeting Frequency. The Commission shall meet at least three times a year.

(f) The members of the Commission chosen by the Family Violence Council, the Reentry Council, the Board of Supervisors, and the Mayor (collectively the "public members" of the Commission) shall serve at the pleasure of the appointing authority and can be removed at any time, with or without cause.

(g) Any public member who fails to attend at least half of the meetings in any fiscal year, without the express approval of the Commission at or before each missed meeting, shall be deemed to have resigned from the Commission 10 days after the next regular meeting following the last unapproved absence, and the Commission shall inform the appointing authority of the resignation.

(Added as Sec. 5.250-1 by Ord. 10-12, File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. 87-15, File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

SEC. 5.25-3. POWERS AND DUTIES.

The Commission shall have the following powers and duties:

- (a) Review and assess sentencing approaches locally and compare to other jurisdictions.
- (b) Review and assess the City's capacity and utilization of services and alternatives to incarceration throughout the criminal justice continuum, including pre-adjudication and post-release.
- (c) Review and assess the Justice Reinvestment Initiative recommendations to invest in best practices to reduce recidivism.
- (d) Develop a recommended system of uniform definitions of recidivism for City departments to track and report on the outcomes of various criminal sentences and City programs meant to aid in reducing recidivism.
- (e) Develop data collection standards and recidivism reporting standards.
- (f) Develop and recommend department-specific goals to reduce recidivism for the City departments represented on the Sentencing Commission, and other relevant City departments.
- (g) Make recommendations regarding changes that should be made to the Penal Code and any other state laws to remove barriers to effective implementation of best practices in criminal justice.
- (h) Facilitate trainings on best practices in sentencing for various criminal justice agencies.
- (i) Share information and work in collaboration with the Reentry Council, established pursuant to Administrative Code Sections 5.1-1 et seq., and the Community Corrections Partnership, as established by the California Penal Code.
- (j) In December 2012, and on an annual basis thereafter, submit a report to the Mayor and the Board of Supervisors summarizing the findings of the Commission and making recommendations on the aforementioned categories.

Provided, however, that nothing in this Article XXV shall infringe on any agency's legally mandated responsibilities in the criminal justice system, and, as such, recommendations are not statutorily binding on any City department.

(Added as Sec. 5.250-2 by Ord. 10-12, File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. 75-14, File No. 140226, App. 5/28/2014, Eff. 6/27/2014; Ord. 87-15, File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

SEC. 5.25-4. SAFETY AND JUSTICE CHALLENGE SUBCOMMITTEE.

(a) For purposes of this Section 5.25-4, the following definitions apply:

“County Jail 1” means the Intake and Release Center located at 425 7th Street, in San Francisco.

“County Jail 2” means the jail located at 425 7th Street in San Francisco.

“County Jail 4” means the jail located on the 7th floor of the Hall of Justice at 850 Bryant Street in San Francisco.

“County Jail 5” means the jail located at 1 Moreland Drive in San Bruno.

(b) The Commission shall establish the Safety and Justice Challenge Subcommittee (“Subcommittee”).

(c) The following Commission members or their designee shall serve on the Subcommittee: District Attorney, Sheriff, Public Defender, Adult Probation, the Department of Public Health, Reentry Council, the member of a nonprofit organization that works with victims, chosen by the Family Violence Council (Article XIX of this Chapter 5), the member of a nonprofit organization that works with ex-offenders, chosen by the Reentry Council (Article I of this Chapter 5), and the Superior Court if it elects to participate on the Commission and the Subcommittee. The Subcommittee also shall invite a representative of each of these entities to attend all Subcommittee meetings.

(d) To facilitate the closure of County Jail 4 as soon as possible, as mandated by Administrative Code Chapter 122, the Subcommittee shall, by October 1, 2020, develop measures and strategies to accomplish the goal of reducing and sustaining an average daily total jail population of no more than 1,044 incarcerated people combined in County Jails 2 and 5. Those measures and strategies shall address system inefficiencies and systemic racial and income disparities in the jail population, meet the needs of incarcerated persons with behavioral health and substance abuse issues, and include non-jail options for lower-risk individuals that prioritize public safety.

(e) In carrying out its duties, the Subcommittee may consult with the Capital Planning Committee, the Division of Real Estate, the Police Department, the Department of Public Health, a representative of the labor unions representing impacting workers at County Jail 4, and a representative from the contractor or agency responsible for provision of pretrial diversion services, as appropriate.

(f) In carrying out its duties, the Subcommittee shall consider the development of the following measures and strategies:

(1) Based on models like that in Washington DC, development of a public safety release mechanism in addition to the Public Safety Assessment tool, to conduct more thorough reviews (including interviews) of all denied releases, particularly at the 14-, 30-, and 60-day marks, by the contractor or agency responsible for the provision of pretrial diversion services, to expand the number of incarcerated persons eligible for pretrial release;



- (2) Expansion of non-custodial supervision and support for those released, including referrals to community courts, collaborative courts, and diversion programs, excluding money bail;
- (3) Evaluation of the use of electronic monitoring;
- (4) Expansion of eligibility and capacity for programming, including milestone credits and work alternative programs;
- (5) Evaluation and reduction of redundancies among agencies with regards to multiple court numbers for a single booking, hold and report to the court, for short-term stays;
- (6) Participation and cooperation with the Superior Court's plans to address lengthy court case processing and unnecessary continuances;
- (7) Expedited and streamlined sentencing and sentencing-recommendation processes, utilizing reports that are not legally required only upon a specific, articulated need;
- (8) Maximization of data-sharing among all criminal justice partners to facilitate a cohesive assessment of the jail population, using the Justice Tracking Information System ("JUSTIS");
- (9) Exploration of discontinuation of "safe-keeping" arrangements for federal arrestees;
- (10) Expedited processes for providing and sharing police reports and rebooking packets with criminal justice partners;
- (11) Increased transparency regarding the current jail classification system and the impact of those decisions on jail capacity to the extent permitted by law;
- (12) Expedited and streamlined booking in County Jail 1;
- (13) Release processes that maximize release from jail before noon to allow access to same-day essential services, and same-day transport to court-ordered placements with verified bed space;
- (14) Examination of probation holds, search and seizure conditions, electronic monitoring violations, and other practices that may result in unnecessary detention and criminal records;
- (15) Evaluation of the correlation between individuals who reoffend and behavioral health issues and exploration of policies shown to reduce recidivism among persons with behavioral health issues;
- (16) Evaluation and recommendations to ensure that resources are in place for incarcerated people upon release that ensure stability and support and prevent recidivism, including: bridge housing with case management; models like Hummingbird Place with treatment beds and wrap-around supports, substance use treatment, and mental health supports; and employment services;

(17) Evaluation and development of targeted mental health diversion and coordination among all agencies to facilitate quick entry into behavioral health programs that ensure that persons otherwise eligible for release from jail are not held longer than necessary while waiting for treatment beds;

(18) Elimination of out-of-county custodial placements; and

(19) Consideration of the 2005 Board of Supervisors Resolution No. 545-05 endorsing the bill of rights established by the San Francisco Children of Incarcerated Parents Partnership.

(20) Formulation of a plan to prepare for an increase in the average daily population above 1,044 (90% capacity at County Jails 2 and 5), after the closure of County Jail 4.

(21) Measures to protect public health in the jails and protect against the spread of infectious diseases within jail facilities among incarcerated people and staff, including identifying incarcerated people and jail staff as priority populations for infectious disease testing moving forward, and developing policy recommendations for temporary housing facilities if the population exceeds a threshold determined by the Director of Jail Health to be safe in preventing the spread of infectious disease.

(g) In carrying out its duties, the Subcommittee shall not consider or develop:

(1) measures or strategies that add new jail beds beyond the current rated capacity of County Jails 2 and 5 through construction, renovation, or reopening of another facility to replace County Jail 4, with the exception of measures or strategies to rehabilitate an existing facility like County Jail 2; or

(2) the transfer of incarcerated people to placements out of county.

(h) Subject to the fiscal, budgetary, and civil service provisions of the Charter, and to the extent consistent with open government laws, the Subcommittee shall, as needed, investigate criminal justice best practices by retaining subject matter experts.

(i) The Subcommittee shall prepare and submit to the Board of Supervisors two reports that describe the Subcommittee's progress in fulfilling the duties set forth in this Section 5.25-4: a preliminary progress report due August 1, 2020, and a final progress report due October 1, 2020. Both reports shall include an assessment of progress made in reducing the daily total jail population to no more than 1,044 in County Jails 2 and 5 combined and sustaining the reduction, data on the average daily total jail population, the measures and strategies that have been implemented across all justice agencies to accomplish the goal of reducing the total jail population to no more than 1,044, and any outstanding tasks, challenges, or needs. Both reports also shall include an assessment of the impact of COVID-19 on the jail population, the ability to achieve social distancing to prevent spread of the virus within the jails, temporary facilities to house individuals to maintain social distancing recommended by the Health Officer, and policy recommendations to the Board of Supervisors and the Mayor to protect public health and prevent the spread of COVID-19. Both reports shall be accompanied by a proposed Board of Supervisors resolution accepting the report, and the Board may act by resolution to accept, reject, or modify the

report. The Subcommittee also shall submit both reports to the Mayor, any City department or office responsible for a program identified in the report, and the City Administrator. The reports shall be available to the public, and the City Administrator shall post the reports on the City Administrator's website.

(j) In carrying out its duties, the Subcommittee shall receive prompt and full cooperation and assistance from all City departments, offices, officers, and employees. All components of City government shall promptly produce all records and information requested by the Subcommittee, unless prohibited from doing so by state or federal law.

(k) This Section 5.25-4 shall expire by operation of law, and the Subcommittee shall terminate, when the Sheriff certifies in writing that County Jail 4 is closed. After said certification, the City Attorney shall cause this Section 5.25-4 to be removed from the Administrative Code.

(l) Nothing in this Section 5.25-4 shall be interpreted to interfere with the duties of the District Attorney, Sheriff, or Adult Probation Chief, under State law.

(Added by Ord. [80-20](#), File No. 200372, App. 5/22/2020, Eff. 6/22/2020)

(Former Sec. 5.25-4 added as Sec. 5.250-3 by Ord. [10-12](#), File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. [87-15](#), File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated and amended by Ord. [5-18](#), File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017; redesignated as Sec. 5.25-5 by Ord. [80-20](#), File No. 200372, App. 5/22/2020, Eff. 6/22/2020)

#### SEC. 5.25-5. SUNSET CLAUSE.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, this Article XXV shall expire on June 30, 2023 unless the Board of Supervisors adopts an ordinance continuing its existence. In the event this Article expires, the City Attorney shall cause it to be removed from the Administrative Code. The Commission shall submit a report to the Board of Supervisors by January 1, 2023 recommending whether the Commission should continue to operate, and if so, whether the Board of Supervisors should consider legislative changes that would enhance the capacity of the Commission to achieve the goals underlying this Article. The Commission's recommendations shall include drafts of ordinances that would implement its recommendations.

(Added as Sec. 5.250-3 by Ord. [10-12](#), File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. [87-15](#), File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated as Sec. 5.25-4 and amended by Ord. [5-18](#), File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017; redesignated by Ord. [80-20](#), File No. 200372, App. 5/22/2020, Eff. 6/22/2020)

SEC. 5.250. [REDESIGNATED.]

(Added by Ord. 10-12 , File No. 111050, App. 2/2/2012, Eff. 3/3/2012; redesignated as Sec. 5.25-1 and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

(Former Sec. 5.250 added by Ord. 94-04, File No. 020585, App. 5/27/2004; expired 3/1/2007)

#### SEC. 5.250-1. [REDESIGNATED.]

(Added by Ord. 10-12 , File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. 87-15 , File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated as Sec. 5.25-2 and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

#### SEC. 5.250-2. [REDESIGNATED.]

(Added by Ord. 10-12 , File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. 75-14 , File No. 140226, App. 5/28/2014, Eff. 6/27/2014; Ord. 87-15 , File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated as Sec. 5.25-3 and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017)

#### SEC. 5.250-3. [REDESIGNATED.]

(Added by Ord. 10-12 , File No. 111050, App. 2/2/2012, Eff. 3/3/2012; amended by Ord. 87-15 , File No. 150332, App. 6/18/2015, Eff. 7/18/2015; redesignated as Sec. 5.25-4 and amended by Ord. 5-18, File No. 171106, App. 1/19/2018, Eff. 2/19/2018, Retro. 12/31/2017; redesignated as Sec. 5.25-5 by Ord. 80-20, File No. 200372, App. 5/22/2020, Eff. 6/22/2020)

### ARTICLE XXVI:

#### SOUTH OF MARKET COMMUNITY PLANNING ADVISORY COMMITTEE

- Sec. 5.26-1. Creation of Committee.
- Sec. 5.26-2. Membership and Qualifications.
- Sec. 5.26-3. Organization and Terms of Office.
- Sec. 5.26-4. Duties.
- Sec. 5.26-5. Meetings and Procedures.
- Sec. 5.26-6. Sunset.

#### Editor's Notes:

Former Chapter 5, Article XXVI (“Wage Theft Task Force”), which comprised former Secs. 5.260 through 5.260-5, was repealed by Ord. 4-19, File No. 180217, App. 1/25/2019, Eff. 2/25/2019.

Former Chapter 5, Article XXVI (“Back Streets Business Advisory Board”), which comprised former Secs. 5.260 through 5.265, was enacted by Ord. 279-04, File No. 041356, App. 11/26/2004, and amended in part by Ord. 8-08, File No. 071565, App. 1/18/2008. It expired by operation of its sunset provision on 12/31/2008.

#### SEC. 5.26-1. CREATION OF COMMITTEE.

The Board of Supervisors hereby establishes the South of Market Community Planning Advisory Committee (“Committee”).

(Added by Ord. 242-19, File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.26-2. MEMBERSHIP AND QUALIFICATIONS.

(a) The Committee shall consist of 11 voting members. Together, the members of the Committee shall represent the cultural diversity of the East SoMa, Central SoMa, and Western SoMa neighborhoods, and ideally will include renters of residences in the neighborhoods, resident homeowners in the neighborhoods, low-income residents, local merchants, and representatives of established neighborhood groups within the East SoMa, Central SoMa, and Western SoMa Plan Areas. All members shall live, work, or own a business within the boundaries of the East SoMa, Central SoMa, or Western SoMa Area Plans. When fully constituted, at least three members shall live within the boundaries of the East SoMa, Central SoMa, or Western SoMa Area Plans.

(b) Seats 1, 2, 3, 4, 5, 6, and 7 shall be held by individuals nominated by the District 6 Supervisor and appointed by the Board of Supervisors.

(1) Seat 1 shall be held by an individual who has small business expertise.

(2) Seat 2 shall be held by an individual with familiarity and experience in infrastructure and/or safety, as relating to pedestrians, bicyclists, or transit.

(3) Seat 3 shall be held by an individual who has familiarity and experience in historic preservation and/or cultural preservation.

(4) Seat 4 shall be held by an individual who has familiarity and experience in development and/or management of affordable housing.

(5) Seat 5 shall be held by an individual who provides direct social services to SoMa residents.

(6) Seats 6 and 7 shall have no additional required qualifications.

(c) Seats 8, 9, 10, and 11 shall be held by individuals appointed by the Mayor.

(1) Seat 8 shall be held by an individual with a record of advocacy for parks, recreation, and open space in San Francisco.

(2) Seat 9 shall be held by an individual who has expertise in employment development or represents labor interests.

(3) Seats 10 and 11 shall have no additional required qualifications.

(d) There shall be 11 alternate members of the Committee, one designated for each of the 11 seats. Alternate members shall be appointed for their respective seats in the same manner prescribed in subsections (b) and (c). The alternate members of the Committee ideally will meet the requirements set forth in subsections (b) and (c) for their respective seats, but in any event must meet the standards set for voting members in subsection (a). An alternate member shall temporarily serve on the Committee as a voting member when there is a vacancy in the seat, or when the seat is filled but the member holding the seat is absent from the meeting; the same is true for an alternate member temporarily serving on a subcommittee or working group.

(e) Each member and each alternate member of the Committee shall serve at the pleasure of their respective appointing authority and may be removed by their appointing authority at any time.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.26-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Committee shall serve three-year terms; provided, however, that the term of the initial appointees, including alternates, in Seats 1, 2, 7, and 8 shall expire at noon on August 1, 2021; the term of the initial appointees in Seats 3, 4, 9, and 10, including alternates, shall expire at noon on August 1, 2022; and the term of the initial appointees in Seats 5, 6, and 11, including alternates, shall expire at noon on August 1, 2023. There shall be no limits on the number of terms a member may serve on the Committee, as either a voting member or an alternate.

(b) Service on the Committee shall be voluntary and members shall receive no compensation from the City.

(c) Any voting member who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee by majority vote at or before each missed meeting shall be deemed to have resigned from the Committee 10 days after the third unapproved absence. The Committee shall inform the Clerk of the Board of Supervisors in the case of a Board appointee, and the Mayor's Office in the case of a mayoral appointee, of any such resignation. Any absence of a voting member of the Committee shall be deemed approved by the Committee, and shall not count as an unapproved absence, if the alternate member of the Committee designated for the seat attends a meeting in place of the absent voting member.

(d) The Planning Department, in consultation as appropriate with other members of the Interagency Planning and Implementation Committee described in Chapter 36 of the Administrative Code, shall provide expertise to the Committee as appropriate. The Planning Department shall provide administrative and clerical support for the Committee.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.26-4. DUTIES.

(a) The general purpose of the Committee shall be to provide input to the Board of Supervisors, the Mayor, and City agencies regarding the implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan. The City agencies to which the Committee may provide input include, but are not limited to, the Planning Department, the Mayor's Office of Housing and Community Development, the Office of Economic and Workforce Development, the Municipal Transportation Agency, the Recreation and Park Department, the Department of Public Works, the Arts Commission, and the Interagency Planning and Implementation Committee. The Committee's prioritization of revenue expenditures described in subsection (b) below that are collected from development projects in the Central SoMa Plan Area shall be consistent with the Central SoMa Implementation Program document.

(b) The Committee may provide advice regarding the following:

(1) Prioritization of community improvement projects and other public investments funded by the Central SoMa Infrastructure Impact Fund, established in Planning Code Section 433.4, including review of any proposed In-Kind Agreements;

(2) Prioritization of community improvement projects and other public investments related to transit, parks and recreation, complete streets, and environmental sustainability that are funded by proceeds of the Central SoMa Community Facilities District special tax, as described in Planning Code Section 434;

(3) Prioritization of community improvement projects and other public investments funded with Eastern Neighborhoods Impact Fee revenues collected from development projects within East SoMa, Central SoMa, and Western SoMa pursuant to Planning Code Section 423, including review of any proposed In-Kind Agreements;

(4) Proposed revisions or updates to the Central SoMa Implementation Program Document;

(5) Proposed revisions to the sections of the Planning Code or other Codes that are related to implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan; and

(6) Monitoring implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan.

(c) The Committee also may provide advice on the following issues regarding development projects and proposals within the boundaries of the East SoMa Area Plan, Central SoMa Plan, or Western SoMa Area Plan, or within 0.25 miles of the boundaries of said area plans but outside the boundaries of the Showplace Square/Potrero Hill, Mission, Central Waterfront, and Market and Octavia Area Plans:

- (1) Individual development proposals;
- (2) Compliance by individual development projects with specific conditions of project approvals;
- (3) Design and programming of open spaces, including Privately-Owned Public Open Spaces (POPOS); and
- (4) Development proposals for public properties.

(d) City agencies may seek input from the Committee on policy matters regarding land use and zoning changes, capital improvement plans, and other activities that implement the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan.

(e) The Committee shall collaborate with the Planning Department and relevant city agencies in monitoring implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan at approximately every fifth year, in coordination with the duties required by this Section 5.26-4 and Administrative Code Section 10.E;1 and provide input to Plan Area monitoring efforts for required time-series reporting.

(f) The Committee shall coordinate with the SoMa Community Stabilization Fund Community Advisory Committee established in Administrative Code Chapter 5, Article XXVII, when providing advice on matters within the programmatic jurisdiction of both committees.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### CODIFICATION NOTE

1. So in Ord. [242-19](#).

#### SEC. 5.26-5. MEETINGS AND PROCEDURES.

(a) The Board of Supervisors and Mayor shall make initial appointments to the Committee by no later than three months after the effective date of the ordinance in Board File No. 181215 establishing the Committee. The Committee shall hold its inaugural meeting not more than 30 days after voting members have been appointed to six seats. There shall be at least 10 days' notice of the inaugural meeting. Following the inaugural meeting, the Committee shall hold a regular meeting not less than once every three months until the sunset date set forth in Section 5.26-6.

(b) The Committee shall elect its officers and may establish bylaws and rules for its organization and procedures. The Committee may establish subcommittees or working



groups. Each such subcommittee or working group shall include at least two voting Committee members, but may also include other individuals selected by the Committee who are not voting members of the Committee.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.26-6. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Committee, this Article XXVI, and hence the Committee, shall expire by operation of law, and the Committee shall terminate, on January 1, 2035. After that date, the City Attorney shall cause this Article XXVI to be removed from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Committee to exist for longer than three years.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.260. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

#### SEC. 5.260-1. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

#### SEC. 5.260-2. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

#### SEC. 5.260-3. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

#### SEC. 5.260-4. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

#### SEC. 5.260-5. [REPEALED.]

(Added by Ord. [102-12](#), File No. 120431, App. 6/22/2012, Eff. 7/22/2012; repealed by Ord. [4-19](#), File No. 180217, App. 1/25/2019, Eff. 2/25/2019)

## ARTICLE XXVII:

### SOMA COMMUNITY STABILIZATION FUND COMMUNITY ADVISORY COMMITTEE

Sec. 5.27-1. Duties.

Sec. 5.27-2. Membership.

Sec. 5.27-3. Organization and Terms of Office.

Sec. 5.27-4. Implementation and Procedures.

Sec. 5.27-5. Sunset.

#### Editor's Notes:

Former Ch. 5, Art. XXVII, "Airport Facilities Naming Advisory Committee," comprising former Secs. 5.270 through 5.275, was originally designated Chapter 5, Article VIII, Sections 5.70 et seq. when enacted by Ord. 184-13. The Article and its constituent sections were redesignated by the editor in order to avoid conflicting with previously existing material. The Article expired on 10/31/2018 per the terms of its sunset provision (former Sec. 5.275) and was removed from the Code at the direction of the Office of the City Attorney.

Former Chapter 5, Article XXVII ("Foster Care Improvement Task Force") expired by operation of its sunset provision on 8/31/2007.

#### SEC. 5.27-1. DUTIES.

(a) The SOMA Community Stabilization Fund Community Advisory Committee ("Committee") shall advise the Mayor's Office of Housing and Community Development ("MOHCD"), other City agencies, and the Board of Supervisors regarding the following:

(1) Administration of the SOMA Community Stabilization Fund described in Section 418.7 of the Planning Code;

(2) Prioritization of funding for social services related to cultural preservation that are funded by proceeds of the Central SoMa Community Facilities District special tax, as defined in Planning Code Section 434 and the Central SoMa Implementation Program;

(3) Prioritization of community improvement projects and other public investments funded by the Central SoMa Community Services Facilities Fund, established in Planning Code Section 432.4;

(4) Expenditure of affordable housing fees collected pursuant to Planning Code Section 415, and Jobs-Housing Linkage Fees collected pursuant to Planning Code Section 413,

generated from development projects within the boundaries of the East SoMa, Central SoMa, or Western SoMa Area Plans, or within 0.25 miles of the boundaries of said area plans but outside the boundaries of the Showplace Square/Potrero Hill, Mission, Central Waterfront, and Market and Octavia Area Plans; and

(5) Expenditure of monies in the 706 Mission Community Development Fund pursuant to Administrative Code Section 10.100-7.

(b) The Committee shall collaborate with the Planning Department and relevant city agencies in monitoring implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan at approximately every fifth year, in coordination with the duties required by this Section 5.27-1 and Administrative Code Chapter 10E; and provide input to Plan Area monitoring efforts for required time-series reporting.

(c) The Committee shall develop annual recommendations to MOHCD on the Expenditure Plan referenced in Section 418.5(d) of the Planning Code.

(d) The Committee shall provide advice to the Recreation and Park Department, the Recreation and Park Commission, and the Board of Supervisors regarding the expenditure of funds in the 706 Mission Open Space Fund pursuant to Administrative Code Section 10.100-7. In calendar years 2023, 2024, and 2025, the Committee shall hold hearings at least quarterly to provide recommendations to the Recreation and Park Department regarding expenditures of monies in the 706 Mission Open Space Fund and to monitor the Department's expenditures from that Fund.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019; amended by Ord. [256-22](#), File No. 221125, App. 12/16/2022, Eff. 1/16/2023)

#### SEC. 5.27-2. MEMBERSHIP.

(a) The Committee shall be composed of seven voting members appointed by the Board of Supervisors. The Board of Supervisors shall appoint one alternate member of the Committee for each of the seats of the seven voting members. An alternate member shall temporarily serve on the Committee as a voting member when there is a vacancy in the seat or when the seat is filled but the individual holding the seat is absent from the meeting; the same holds true for an alternate member temporarily serving on a subcommittee or working group.

(b) No fewer than two voting members and two alternate members shall live within the boundaries of the East SoMa, Central SoMa, or Western SoMa Area Plans. Taken as a whole, the Committee shall meet the membership requirements set forth below. Taken as a whole, the alternate members of the Committee would ideally meet these requirements. A single voting member or, for alternates, a single alternate member, may fulfill more than one of these requirements. Each voting member and each alternate member shall satisfy at least one of these requirements.

(1) One member representing low-income residents of SOMA.

(2) One member who has expertise in employment development and/or represents labor.

(3) One member who is a senior or disabled resident of SOMA.

(4) One member with affordable housing expertise and familiarity with the SOMA neighborhood.

(5) One member who represents an arts or cultural organization or a cultural district in SOMA.

(6) One member who provides direct services to SOMA residents.

(7) One member who has small business expertise and a familiarity with the SOMA neighborhood.

(8) One member who is a youth or who represents a youth-development organization.

(c) Each member and each alternate member of the Committee shall serve at the pleasure of their appointing authority and may be removed by their appointing authority at any time.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.27-3. ORGANIZATION AND TERMS OF OFFICE.

(a) The voting members of the Committee shall be appointed for a term of four years. Voting members may serve no more than two consecutive terms. Service for two or more years of a term shall be deemed a full four-year term.

(b) Annually, the Committee shall select a chair and such other officer or officers as it deems appropriate.

(c) The Committee may promulgate such rules or regulations as are necessary or appropriate for the conduct of its business.

(d) In the event a vacancy occurs, a successor shall be appointed by the Board of Supervisors to fill the vacancy consistent with the requirements of Section 5.27-2. When a vacancy occurs for any reason other than the expiration of a term of office, the appointee to fill such vacancy shall hold office for the unexpired term of the appointee's predecessor. Any voting member who misses four meetings within a twelve-month period, without the approval of the Committee by majority vote, shall be deemed to have resigned from the Committee. The Committee shall inform the Clerk of the Board of Supervisors of any such resignation. Any absence of a voting member of the Committee shall be deemed approved by the Committee, and shall not count as an unapproved absence, if the alternate member of the Committee designated for the seat attends a meeting in place of the absent voting member.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

SEC. 5.27-4. IMPLEMENTATION AND PROCEDURES.

(a) MOHCD shall provide administrative and clerical support to the Committee.

(b) The Committee shall coordinate with the South of Market Community Planning Advisory Committee established in Administrative Code Chapter 5, Article XXVI, when providing advice on matters within the programmatic jurisdiction of both committees.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

SEC. 5.27-5. SUNSET

Unless the Board of Supervisors by ordinance extends the term of the Committee, this Article XXVII shall expire by operation of law, and the Committee shall terminate, on January 1, 2035. After that date, the City Attorney shall cause this Article XXVII to be removed from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Committee to exist for longer than three years.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

SEC. 5.270. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.271. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.272. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.273. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.274. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.275. [EXPIRED.]

(Added by Ord. [184-13](#), File No. 130460, App. 8/7/2013, Eff. 9/6/2013; expired 10/31/2018)

SEC. 5.300. [EXPIRED.]

(Added by Ord. 279-05, File No. 051456, App. 12/16/2005, Expired 8/31/2007)

SEC. 5.305. [EXPIRED.]

(Added by Ord. 279-05, File No. 051456, App. 12/16/2005, Expired 8/31/2007)

ARTICLE XXVIII:  
SINGLE ROOM OCCUPANCY TASK FORCE

- Sec. 5.28-1. Creation of Task Force.
- Sec. 5.28-2. Findings.
- Sec. 5.28-3. Membership.
- Sec. 5.28-4. Organization and Terms of Office.
- Sec. 5.28-5. Duties.
- Sec. 5.28-6. Meetings and Procedures.
- Sec. 5.28-7. Sunset.

Editor's Notes:

The sections of this Article are numbered out of sequence with the other Articles of this Chapter.

Former Art. XXVIII ("Voting Systems Task Force") expired by operation of its sunset provision on 6/30/2011.

SEC. 5.28-1. CREATION OF TASK FORCE.

The Board of Supervisors hereby establishes the Single Room Occupancy Task Force (the "Task Force") of the City and County of San Francisco.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015)

## SEC. 5.28-2. FINDINGS.

(a) In 1999, the Board of Supervisors created the Single Room Occupancy Health, Stabilization and Safety Task Force in response to a rash of fires that resulted in over 900 single room occupancy (SRO) units being eliminated from the housing market due to fire since 1988. In 2006, in Resolution No. 459-06, the Board reconfigured the Task Force, renamed it the SRO Task Force, reduced its membership from 32 to 13 voting members and a Chair who votes only in the event of a tie vote, and extended its sunset date to December 31, 2009. In 2009, in Resolution No. 457-09, the Board changed the membership of the Task Force again, increasing its size to 14 voting members and a non-voting Chair, and extended its sunset date to December 31, 2012. In 2010, in Resolution No. 582-10, the Board eliminated the non-voting Chair. In 2013, in Resolution No. 09-13, the Board again extended the sunset date to December 31, 2015. This Article XXVIII codifies the Task Force in the Administrative Code.

(b) During its existence, the SRO Task Force has been successful in fulfilling its original mission of preventing and improving the City's response to SRO fires, and has expanded its goals to include quality of life issues faced by residents of SRO hotels.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015)

## SEC. 5.28-3. MEMBERSHIP.

(a) The Task Force shall consist of 12 members, appointed as follows:

(1) Seats 1 and 9 shall be held by a current tenant of an SRO, appointed by the Board of Supervisors.

(2) Seats 2 and 3 shall be held by owners or operators of SROs, appointed by the Board of Supervisors.

(3) Seat 4 shall be held by an employee or officer of a nonprofit organization that owns or operates an SRO, appointed by the Board of Supervisors.

(4) Seat 5 shall be held by an employee or officer of the Mission SRO Collaborative, appointed by the Board of Supervisors.

(5) Seat 6 shall be held by an employee or officer of the Central City SRO Collaborative, appointed by the Board of Supervisors.

(6) Seat 7 shall be held by an employee or officer of the Chinatown SRO Collaborative, appointed by the Board of Supervisors.

(7) Seat 8 shall be held by an employee or officer of the Families SRO Collaborative, appointed by the Board of Supervisors.

(8) Seat 10 shall be held by an employee of the Department of Homelessness and Supportive Housing, appointed by the Director of the Department of Homelessness and Supportive Housing.

(9) Seat 11 shall be held by an employee of the Department of Building Inspection, appointed by the Director of Building Inspection.

(10) Seat 12 shall be held by an employee of the Department of Public Health working in the Environmental Health Section, appointed by the Director of Health.

(b) The City Attorney shall assign a representative to advise the Task Force.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015; amended by Ord. [307-18](#), File No. 180937, App. 12/21/2018, Eff. 1/21/2019)

#### SEC. 5.28-4. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member shall serve at the pleasure of the member's appointing authority, and shall serve for the life of the Task Force unless removed by the appointing authority.

(b) If a vacancy occurs in any seat on the Task Force, the appointing authority for the vacated seat shall appoint a successor to that seat.

(c) Members of the Task Force shall receive no compensation from the City, except that the members in seats 10 through 12 may receive their regular salaries for time spent on the Task Force because they are serving in an official capacity as representatives of their departments.

(d) Any member who misses three regular meetings of the Task Force without the express approval of the chairperson of the Task Force at or before each missed meeting shall be deemed by operation of law to have resigned from the Task Force ten days after the third unapproved absence. The chairperson of the Task Force shall inform the appointing authority of the resignation.

(e) The Department of Building Inspection shall provide clerical and administrative support and staffing for the Task Force.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015; amended by Ord. [307-18](#), File No. 180937, App. 12/21/2018, Eff. 1/21/2019)

#### SEC. 5.28-5. DUTIES.

(a) The Task Force shall assist the Board of Supervisors, the Mayor, and all City departments in achieving two primary goals: (1) that all SRO hotels in the City are safe, accessible, and stable places to reside, and (2) that affordable, healthy, and appropriate housing options are available in the City so that extremely low-income families do not have to raise their children in SRO hotels. To achieve those goals, the Task Force shall identify



and provide training and consultation; develop and recommend legislation, regulations, policies, and/or procedures; monitor compliance with relevant laws, regulations, policies, and/or procedures; recommend strategies to move families out of SROs and into permanent housing; advocate goals for assuring housing is affordable to extremely low income families; and advocate strategies to prevent families from losing their housing.

(b) All City departments, commissions, boards, and agencies shall cooperate with the Task Force in conducting its business.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015)

#### SEC. 5.28-6. MEETINGS AND PROCEDURES.

(a) The Task Force shall hold a regular meeting not less than once every month until the sunset date set forth in Section 5.28-7.

(b) The Task Force shall elect its own officers and may establish rules for its own organization and procedures.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015)

#### SEC. 5.28-7. SUNSET.

Unless extended by ordinance, this Article XXVIII shall expire by operation of law, and the Task Force shall terminate, on December 31, 2021. After the expiration of the Task Force, the City Attorney shall cause this Article to be removed from the Administrative Code.

(Added by Ord. [28-16](#), File No. 151005, App. 3/11/2016, Eff. 4/10/2016, Retro. 12/31/2015; amended by Ord. [307-18](#), File No. 180937, App. 12/21/2018, Eff. 1/21/2019)

#### SEC. 5.400. [EXPIRED.]

(Added by Ord. [268-08](#), File No. 081227, App. 11/25/2008; amended by Ord. [314-10](#), File No. 101458, App. 12/21/2010; Expired 6/30/2011)

#### SEC. 5.405. [EXPIRED.]

(Added by Ord. [268-08](#), File No. 081227, App. 11/25/2008; amended by Ord. [314-10](#), File No. 101458, App. 12/21/2010; Expired 6/30/2011)

SEC. 5.410. [EXPIRED.]

(Added by Ord. 268-08, File No. 081227, App. 11/25/2008; amended by Ord. 314-10, File No. 101458, App. 12/21/2010; Expired 6/30/2011)

SEC. 5.415. [EXPIRED.]

(Added by Ord. 314-10, File No. 101458, App. 12/21/2010; Expired 6/30/2011)

Editor's Note:

Former Art. XXVIII ("Voting Systems Task Force") expired by operation of its sunset provision on 6/30/2011.

ARTICLE XXIX:  
INCLUSIONARY HOUSING TECHNICAL ADVISORY COMMITTEE

Sec. 5.29-1. Creation of Advisory Committee.

Sec. 5.29-2. Findings.

Sec. 5.29-3. Membership.

Sec. 5.29-4. Organization and Terms of Office.

Sec. 5.29-5. Duties.

Sec. 5.29-6. Meetings and Procedures.

Sec. 5.29-7. Sunset.

Editor's Note:

Former Ch. 5, Art. XXIX ("San Francisco Task Force on Residential Treatment for Youth in Foster Care") expired by operation of its sunset provision on 11/1/2009.

SEC. 5.29-1. CREATION OF ADVISORY COMMITTEE.

The Board of Supervisors hereby establishes the Inclusionary Housing Technical Advisory Committee (the "Advisory Committee") of the City and County of San Francisco.

(Added by Ord. [76-16](#), File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

SEC. 5.29-2. FINDINGS.

The Board of Supervisors intends that the economic feasibility analysis required by Planning Code Section 415.10 shall be prepared through a transparent and inclusive public process that will include the Advisory Committee. The feasibility study inputs and assumptions should be based on documented and verifiable costs of housing development over the full course of a business cycle.

(Added by Ord. 76-16, File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.29-3. MEMBERSHIP.

The Advisory Committee shall consist of eight members. All members shall have experience and expertise in development finance. The Board of Supervisors shall appoint members to Seats 1 through 4, and the Mayor shall appoint members to Seats 5 through 8.

(Added by Ord. 76-16, File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.29-4. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member shall serve at the pleasure of the member's appointing authority. Each member appointed to the Advisory Committee in 2016 shall serve until three months after the date the Controller produces the first economic feasibility analysis required by Planning Code Section 415.10, at which point the member's term shall expire. The Board of Supervisors and the Mayor shall appoint new members to the Advisory Committee in anticipation of each subsequent economic feasibility analysis by the Controller, and those members' terms shall similarly expire three months after the date the Controller produces the economic feasibility analysis required by Planning Code Section 415.10. Members shall not hold over after the expiration of their terms.

(b) If a vacancy occurs in any seat on the Advisory Committee, the appointing authority for the vacated seat shall appoint a successor to that seat.

(c) Members of the Advisory Committee shall receive no compensation from the City for serving on the Advisory Committee.

(d) Any member who misses three regular meetings of the Advisory Committee without the express approval of the Advisory Committee at or before each missed meeting shall be deemed by operation of law to have resigned from the Advisory Committee ten days after the third unapproved absence. The Advisory Committee shall inform the appointing authority of the resignation.

(e) The Controller's Office shall provide clerical and administrative support and staffing for the Advisory Committee.

(Added by Ord. 76-16, File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.29-5. DUTIES.

(a) The Advisory Committee shall provide input and advice to the Controller, the Mayor, the Planning Department and the Board of Supervisors regarding the content of the economic feasibility analysis required by Planning Code Section 415.10. The Advisory Committee shall hold technical workshops to evaluate the fiscal feasibility of various inclusionary housing fees and on-site and off-site alternatives, including evaluating a range of project types, inclusionary percentages, and resident income levels, and assessing whether fiscal feasibility varies within the City across different neighborhoods. The Advisory Committee may, but is not required to, prepare written reports.

(b) All City departments, commissions, boards, and agencies shall cooperate with the Advisory Committee in conducting its business.

(Added by Ord. [76-16](#), File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.29-6. MEETINGS AND PROCEDURES.

The Advisory Committee shall hold a regular meeting not less than once every four months until the sunset date set forth in Section 5.29-7.

(Added by Ord. [76-16](#), File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.29-7. SUNSET.

The Board of Supervisors and Mayor intend the Advisory Committee to last until the enactment of an ordinance removing this Article XXIX from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Advisory Committee to exist for longer than three years.

(Added by Ord. [76-16](#), File No. 160255, App. 5/13/2016, Eff. 6/12/2016)

#### SEC. 5.500. [EXPIRED.]

(Added by Ord. 241-08, File No. 081008, App. 10/30/2008; Expired 11/1/2009)

#### SEC. 5.505. [EXPIRED.]

(Added by Ord. 241-08, File No. 081008, App. 10/30/2008; Expired 11/1/2009)

ARTICLE XXX:  
AFRICAN AMERICAN ARTS AND CULTURAL DISTRICT COMMUNITY ADVISORY  
COMMITTEE

- Sec. 5.30-1. Creation of Committee.
- Sec. 5.30-2. Membership.
- Sec. 5.30-3. Organization and Terms of Office.
- Sec. 5.30-4. Duties.
- Sec. 5.30-5. Meetings and Procedures.
- Sec. 5.30-6. Sunset.

Editor's Note:

Former Ch. 5, Art. XXX, "Municipal Fines and Fees Task Force," comprising former Secs. 5.30-1 through 5.30-6, expired per the terms of its sunset provision (former Sec. 5.30-6) and was removed from the Code at the direction of the Office of the City Attorney.

SEC. 5.30-1. CREATION OF COMMITTEE.

The Board of Supervisors hereby establishes the African American Arts and Cultural District Community Advisory Committee (the "Committee").

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019)

(Former Sec. 5.30-1 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018)

SEC. 5.30-2. MEMBERSHIP.

The Committee shall consist of seven voting members, nominated by the Supervisor for District 10 and appointed by the Board of Supervisors. Members of the Committee shall reside within the boundaries of the African American Arts and Cultural District (the "District"), as described in Section 107.3 of this Code, and shall have the following additional qualifications:

- (a) Seat 1 shall be held by an owner of a business located in the District.
- (b) Seat 2 shall be held by an employee of a nonprofit organization located in the District.
- (c) Seat 3 shall be held by a person with knowledge or expertise regarding the history or culture of the District.

(d) Seat 4 shall be held by a youth between ages of 14 to 24, inclusive, at the time of appointment.

(e) No additional requirements shall apply to the individuals holding Seats 5, 6, and 7.

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019)

(Former Sec. 5.30-2 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018; amended by Ord. [258-20](#), File No. 201189, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.30-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Committee shall serve at the pleasure of the Board of Supervisors and may be removed by the Board at any time. Each member may remain on the Committee until the termination of the Committee under Section 5.30-6, unless removed by the Board. A seat that is vacant on the Committee shall be filled by the Board.

(b) Service on the Committee shall be voluntary and members shall receive no compensation from the City.

(c) Any member who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee at or before each missed meeting shall be deemed to have resigned from the Committee ten days after the third unapproved absence. The Committee shall inform the Clerk of the Board of Supervisors of any such resignation.

(d) The Mayor's Office of Housing and Community Development shall provide administrative support for the Committee. All City officials and agencies shall cooperate with the Committee in the performance of its functions.

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019)

(Former Sec. 5.30-3 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018)

#### SEC. 5.30-4. DUTIES.

The Committee shall advise the Board of Supervisors, the Mayor, and the Mayor's Office of Housing and Community Development regarding strategies to support and preserve the unique culture and heritage of the African American Arts and Cultural District, and shall provide input to all City agencies in the preparation of reports required under Section 107A.2 of this Code.

The Committee shall also advise the Board of Supervisors, the Mayor, and the Mayor's Office of Housing and Community Development regarding any potential need to re-examine the boundaries of the District.

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019)

(Former Sec. 5.30-4 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018)

#### SEC. 5.30-5. MEETINGS AND PROCEDURES.

(a) The Committee shall hold its inaugural meeting not more than 60 days after the Board has appointed at least four members to the Committee. There shall be at least ten days' public notice of the inaugural meeting. Following the inaugural meeting, the Committee shall hold a regular meeting not less than four times a year until the sunset date set forth in Section 5.30-6.

(b) The Committee shall elect its officers and may establish bylaws and rules for its organization and procedures.

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019; amended by Ord. [258-20](#), File No. 201189, App. 12/18/2020, Eff. 1/18/2021)

(Former Sec. 5.30-5 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018)

#### SEC. 5.30-6. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Committee, this Article XXX shall expire by operation of law, and the Committee shall terminate, on January 31, 2023. After that date, the City Attorney shall cause this Article XXX to be removed from the Administrative Code.

(Added by Ord. [316-18](#), File No. 181080, App. 12/21/2018, Eff. 1/21/2019; amended by Ord. [258-20](#), File No. 201189, App. 12/18/2020, Eff. 1/18/2021)

(Former Sec. 5.30-6 added by Ord. [93-16](#), File No. 160359, App. 5/27/2016, Eff. 6/26/2016; expired 6/26/2018)

#### ARTICLE XXXI: LOCAL HOMELESS COORDINATING BOARD

Sec. 5.31-1. Creation of Local Homeless Coordinating Board.

Sec. 5.31-2. Membership.

Sec. 5.31-3. Organization and Terms of Office.

Sec. 5.31-4. Duties.

Sec. 5.31-5. Meetings and Procedures.

Sec. 5.31-6. Continued Existence.

Editor's Note:

See also Sec. 2A.410, "Department of Homelessness and Supportive Housing."

#### SEC. 5.31-1. CREATION OF LOCAL HOMELESS COORDINATING BOARD.

The Board of Supervisors hereby establishes the Local Homeless Coordinating Board (the "Coordinating Board") of the City and County of San Francisco.

(Added by Ord. [116-16](#), File No. 160638, App. 6/29/2016, Eff. 7/29/2016)

#### SEC. 5.31-2. MEMBERSHIP.

The Coordinating Board shall be comprised of 11 members, appointed by the Homelessness Oversight Commission ("Commission") as follows:

(a) Seat 1 shall be held by a homeless or formerly homeless person.

(b) Seats 2 through 11 shall be held by people who represent relevant organizations or projects serving one or more homeless subpopulations in San Francisco, as the terms "relevant organizations" and "homeless subpopulations" are used in 42 C.F.R. Section 578.5(b), as it may be amended from time to time. For purposes of this subsection (b) regarding Seats 2 through 11, any Board member may represent the interests of more than one relevant organization or homeless subpopulation.

(c) When appointing members to the Coordinating Board, the Commission shall strive to ensure that the Coordinating Board represents a broad diversity of the relevant organizations and homeless subpopulations defined in subsection (b). The Department of Homelessness and Supportive Housing shall maintain on its website a list of all of the categories of relevant organizations and homeless subpopulations defined by federal law and regulations or used by the U.S. Department of Housing and Urban Development ("HUD") in its Continuum of Care Application, and shall provide such list to the Commission before appointment of a new member to a vacant seat. At the time of appointment, the Commission shall identify the relevant organization or homeless subpopulation(s) represented by the appointee.

(d) Members of the Coordinating Board may not serve on any other City body that advises on issues relating to homelessness, including but not limited to the Commission, Shelter Monitoring Committee, and Shelter Grievance Advisory Committee, during their term(s) on the Coordinating Board.



(Added by Ord. 116-16, File No. 160638, App. 6/29/2016, Eff. 7/29/2016; amended by Ord. 23-23, File No. 221246, App. 2/23/2023, Eff. 3/26/2023; Ord. 35-23, File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.31-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member of the Coordinating Board shall serve at the pleasure of the Commission for a term of four years, except as qualified in subsections (a)(2) and (a)(4).

(1) The term of office for each of the seats on the Coordinating Board appointed by the Commission shall commence on July 1, 2023, at noon.

(2) To provide for staggered terms, the members appointed to Seats 2, 4, 6, and 8 shall serve for an initial term of two years starting at noon on July 1, 2023 and ending at noon on July 1, 2025; thereafter the term for Seats 2, 4, 6, and 8 shall be a four-year term, with the first such term starting on July 1, 2025 at noon. The members appointed to Seats 1, 3, 5, 7, and 9 shall serve for an initial term of four years starting at noon on July 1, 2023 and ending at noon on July 1, 2027, with the next four-year term starting at that time.

(3) If the Commission does not appoint a member to a seat prior to the commencement of the term on July 1, 2023, the member of the Coordinating Board in that respective seat shall remain as a holdover in the seat until the Commission appoints a member to the seat; provided, however, that the holdover member serves at the pleasure of the Commission.

(4) Notwithstanding subsection (a)(1), the Commission has discretion to appoint members to seats on the Coordinating Board prior to July 1, 2023, to serve on the Coordinating Board for whatever time remains between such appointment and July 1, 2023, at noon.

(5) Members of the Coordinating Board who are seated as of July 1, 2023 prior to the commencement of the term at noon, may be appointed by the Commission for that term provided they meet the qualifications for the seat to which the Commission appoints them.

(b) If a vacancy occurs in any seat on the Coordinating Board, the Commission shall appoint a successor to that seat, to complete the remainder of the term of the vacated seat.

(c) Members of the Coordinating Board shall receive no compensation.

(d) Any member who misses three regular meetings of the Coordinating Board without the express approval of the Coordinating Board at or before each missed meeting shall be deemed to have resigned from the Coordinating Board 10 days after the third unapproved absence. The Coordinating Board shall inform the Commission of the resignation.

(Added by Ord. 116-16, File No. 160638, App. 6/29/2016, Eff. 7/29/2016; amended by Ord. 23-23, File No. 221246, App. 2/23/2023, Eff. 3/26/2023; Ord. 35-23, File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

SEC. 5.31-4. DUTIES.

The Coordinating Board shall perform the following functions:

(a) Serve as the Continuum of Care governing body in accordance with applicable HUD rules and regulations, including but not limited to 24 CFR Part 578 et seq., as amended. The Coordinating Board shall adopt, and all members shall abide by, a written conflict of interest policy that complies with 24 CFR Section 578.95(b), as amended.

(b) Advise the Commission on issues relating to the City's participation in the Continuum of Care program.

(Added by Ord. [116-16](#), File No. 160638, App. 6/29/2016, Eff. 7/29/2016; amended by Ord. [23-23](#), File No. 221246, App. 2/23/2023, Eff. 3/26/2023; Ord. [35-23](#), File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

SEC. 5.31-5. MEETINGS AND PROCEDURES.

(a) The Coordinating Board shall hold a meeting not less than once every four months.

(b) The Coordinating Board shall elect officers and shall establish rules or bylaws for its organization and procedures.

(c) The Coordinating Board may establish subcommittees to work on issues relating to the City's participation in the Continuum of Care program.

(Added by Ord. [116-16](#), File No. 160638, App. 6/29/2016, Eff. 7/29/2016; Ord. [35-23](#), File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

SEC. 5.31-6. CONTINUED EXISTENCE.

The Board of Supervisors intends the Coordinating Board to last until the enactment of an ordinance removing this Article XXXI from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board of Supervisors intends the Coordinating Board to exist for longer than three years.

(Added by Ord. [116-16](#), File No. 160638, App. 6/29/2016, Eff. 7/29/2016)

ARTICLE XXXII: EASTERN NEIGHBORHOODS COMMUNITY ADVISORY COMMITTEE\*

Sec. 5.32-1. Establishment and Purpose.

Sec. 5.32-2. Representation and Appointments.

Sec. 5.32-3. Implementation and Procedures.

Sec. 5.32-4. Sunset.

\*Editor's Note:

Ord. [242-19](#) redesignated former Sec. 10E.2(d), with amendments, as Ch. 5, Art. XXXII, Secs. 5.32-1 through 5.32-4.

#### SEC. 5.32-1. ESTABLISHMENT AND PURPOSE.

(a) An Eastern Neighborhoods Community Advisory Committee ("Committee") is hereby established. Within six months of adoption of the Eastern Neighborhoods Area Plan and related Planning Code changes, the Mayor and the Board of Supervisors shall have appointed all members to the Committee.

(b) The Committee shall be the central community advisory body charged with providing input to City agencies and decision makers with regard to all activities related to implementation of three of the Eastern Neighborhoods Area Plans: Showplace Square/Potrero Hill, Mission, and Central Waterfront. The Committee is established for the purposes of providing input on the prioritization of Public Benefits funded with revenues collected from development projects within the Showplace Square/Potrero Hill, Mission, and Central Waterfront Area Plans, updating the Public Benefits program, relaying information to community members in each of these three neighborhoods regarding the status of development proposals in these three Eastern Neighborhoods Plan Areas, and providing input to Plan Area monitoring efforts as appropriate. The Committee shall be advisory, as appropriate, to the Planning Department, the Interagency Planning and Implementation Committee described in Chapter 36 of the Administrative Code, the Planning Commission, and the Board of Supervisors.

(c) The Committee may perform the following functions as needed:

(1) Provide written recommendations to the Planning Department and the Interagency Planning and Implementation Committee on prioritizing the community improvement projects and identifying implementation details as part of the annual expenditure program that is adopted by the Board of Supervisors, and request written responses to said recommendations from the Interagency Planning and Implementation Committee;

(2) Collaborate with the Planning Department and relevant city agencies in the monitoring of the Showplace Square/Potrero Hill, Mission, and Central Waterfront Area Plans' Chapter 10E; and provide input to Plan Area monitoring efforts for required time-series reporting; and

(3) Provide written recommendations to the Planning Commission regarding the approval of In-Kind Agreements, monitor compliance with the requirements of In-Kind

Agreements, report non-compliance to appropriate City agencies, and request appropriate enforcement of compliance by appropriate City agencies.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.32-2. REPRESENTATION AND APPOINTMENTS.

(a) The Committee shall consist of 11 members representing the diversity of the Eastern Neighborhoods; key stakeholders, including resident renters, resident homeowners, low-income residents, local merchants, established neighborhood groups within the Showplace Square/Potrero Hill, Mission, and Central Waterfront Plan Areas; and other groups identified through refinement of the Committee process.

(b) All members shall live, work, or own a business in the Eastern Neighborhoods Plan Area they are appointed to represent.

(c) The Board of Supervisors shall appoint a total of seven members to the Committee, from nominations submitted as follows. Based on the Supervisorial District boundaries, the District 10 Supervisor shall nominate four Committee members, the District 9 Supervisor shall nominate two Committee members, and the District 8 Supervisor shall nominate one Committee member. The seats formerly nominated by the District 6 Supervisor shall terminate on the effective date of the ordinance in Board File No. 181215. The terms for all other seats on the Committee appointed by the Board of Supervisors shall continue following the effective date of the ordinance in Board File No. 181215.

(d) The Mayor shall appoint a total of four members, with one member representing each of the Showplace Square/Potrero Hill, Mission, and Central Waterfront neighborhoods, and one at-large member from any of the Showplace Square/Potrero Hill, Mission, and Central Waterfront neighborhoods. The seats formerly appointed by the Mayor representing the Western SoMa and East SoMa neighborhoods, and the seats for which the Mayor last appointed an at-large member on February 12, 2018 and October 16, 2017, shall terminate on the effective date of the ordinance in Board File No. 181215. The terms for all other seats on the Committee appointed by the Mayor shall continue following the effective date of that ordinance.

(e) Members shall serve for two-year terms.

(f) The Board of Supervisors and Mayor may renew a member's term by repeating the respective appointment process.

(g) Each member of the Committee shall serve at the pleasure of their respective appointing authority and may be removed by their appointing authority at any time.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.32-3. IMPLEMENTATION AND PROCEDURES.

(a) According to procedures set forth in bylaws adopted by the Committee, the Committee may, at its discretion create subcommittees or working groups based around geographic areas or functional issues. Each of these subcommittees or working groups shall contain at least one Committee member, but may also be comprised of individuals who are not members of the Committee.

(b) The Planning Department or Interagency Planning and Implementation Committee shall designate necessary staffing from relevant agencies to the Committee, as needed to complete its responsibilities and functions. To the extent permitted by law, staffing and administrative costs for the Committee shall be funded through the Eastern Neighborhoods Public Benefits Fund. Staff shall participate in the Interagency Planning and Implementation Committee as set forth in Administrative Code Section 36.3.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### SEC. 5.32-4. SUNSET.

This Article XXXII, and hence the Committee, shall automatically terminate on January 1, 2024, unless the Board of Supervisors extends this Article XXXII by ordinance. After that date, the City Attorney shall cause this Article to be removed from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Committee to exist for longer than three years.

(Added by Ord. [242-19](#), File No. 181215, App. 11/1/2019, Eff. 12/2/2019)

#### ARTICLE XXXIII: SUGARY DRINKS DISTRIBUTOR TAX ADVISORY COMMITTEE

Sec. 5.33-1. Creation of Advisory Committee.

Sec. 5.33-2. Membership.

Sec. 5.33-3. Organization and Terms of Office.

Sec. 5.33-4. Powers and Duties.

Sec. 5.33-5. Meetings and Procedures.

Sec. 5.33-6. Sunset.

#### SEC. 5.33-1. CREATION OF ADVISORY COMMITTEE.

There is hereby established the Sugary Drinks Distributor Tax Advisory Committee (the "Advisory Committee") of the City and County of San Francisco.

(Added by Proposition V, 11/8/2016)

SEC. 5.33-2. MEMBERSHIP.

The Advisory Committee shall consist of the following 16 voting members.

(a) Seats 1, 2, and 3 shall be held by representatives of nonprofit organizations that advocate for health equity in communities that are disproportionately impacted by diseases related to the consumption of Sugar-Sweetened Beverages, as defined in Business and Tax Regulations Code Section 552, appointed by the Board of Supervisors.

(b) Seats 4 and 5 shall be held by individuals who are employed at medical institutions in San Francisco and who have experience in the diagnosis or treatment of, or in research or education about, chronic and other diseases linked to the consumption of Sugar-Sweetened Beverages, appointed by the Board of Supervisors.

(c) Seat 6 shall be held by a person who is under 19 years old at the time of appointment and who may be a member of the Youth Commission, nominated by the Youth Commission and appointed by the Board of Supervisors. If the person is under legal voting age and unable to be an elector for that reason, the person may hold this seat, but upon reaching legal voting age, the person shall relinquish the seat unless he or she becomes an elector, in which case the person shall retain the seat.

(d) Seat 7 shall be held by a person appointed by the Director of the Office of Economic and Workforce Development or any successor office.

(e) Seats 8 and 9 shall be held by persons appointed by the Board of Education of the San Francisco Unified School District. If at any time the Board of Education declines to appoint a member to Seat 8 or 9 and leaves the seat vacant for 60 days or longer, the Board of Supervisors may appoint a member of the public to fill the seat until such time as the Board of Education appoints a member.

(f) Seat 10 shall be held by an employee of the Department of Public Health who has experience or expertise in the field of chronic disease prevention or treatment, appointed by the Director of Health.

(g) Seat 11 shall be held by a person with experience or expertise in the field of oral health, appointed by the Director of Health.

(h) Seat 12 shall be held by a person with experience or expertise in the field of food security or access, appointed by the Director of Health.

(i) Seat 13 shall be held by an employee of the Department of Children, Youth & Their Families, appointed by the Director of that Department.

(j) Seat 14 shall be held by an employee of the Recreation and Park Department, appointed by the General Manager of that Department.

(k) Seat 15 shall be held by a parent or guardian of a student enrolled in the San Francisco Unified School District at the time of appointment, nominated by the San Francisco Unified School District's Parent Advisory Council, and appointed by the Board of Supervisors. If at any time the Parent Advisory Council declines to nominate a member to a vacant seat for 60 days or longer, the Board of Supervisors may appoint a member of the public to fill the seat until the seat becomes vacant again.

(l) Seat 16 shall be held by a person with experience or expertise in services and programs for children five and under, appointed by the Board of Supervisors.

(Added by Proposition V, 11/8/2016)

#### SEC. 5.33-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Advisory Committee shall serve at the pleasure of their respective appointing authorities, and may be removed by the appointing authority at any time.

(b) Appointing authorities shall make initial appointments to the Advisory Committee by no later than September 1, 2017. The initial term for each seat on the Advisory Committee shall begin September 1, 2017 and end December 31, 2018. Thereafter, the term for each seat shall be two years. There shall be no limit on the number of terms a member may serve. A seat that is vacant on the Advisory Committee shall be filled by the appointing authority for that seat.

(c) Members of the Advisory Committee shall receive no compensation from the City, except that the members in Seats 4, 5, 7, 10, 11, 12, 13, and 14 who are City employees may receive their respective City salaries for time spent working on the Advisory Committee.

(d) Any member who misses three regular meetings of the Advisory Committee within any 12-month period without the express approval of the Advisory Committee at or before each missed meeting shall be deemed to have resigned from the Advisory Committee 10 days after the third unapproved absence. The Advisory Committee shall inform the appointing authority of any such resignation.

(e) The City Administrator shall provide administrative and clerical support for the Advisory Committee, and the Controller's Office shall provide technical support and policy analysis for the Advisory Committee upon request. All City officials and agencies shall cooperate with the Advisory Committee in the performance of its functions.

(Added by Proposition V, 11/8/2016)

#### SEC. 5.33-4. POWERS AND DUTIES.

The general purpose of the Advisory Committee is to make recommendations to the Mayor and the Board of Supervisors on the effectiveness of the Sugary Drinks Distributor Tax in Business Tax and Regulations Code Article 8. Starting in 2018, by March 1 of each

year, the Advisory Committee shall submit to the Board of Supervisors and the Mayor a report that (a) evaluates the impact of the Sugary Drinks Distributor Tax on beverage prices, consumer purchasing behavior, and public health, and (b) makes recommendations regarding the potential establishment and/or funding of programs to reduce the consumption of Sugar-Sweetened Beverages in San Francisco. Within 10 days after the submission of the report, the City Administrator shall submit to the Board of Supervisors a proposed resolution for the Board to receive the report.

(Added by Proposition V, 11/8/2016)

#### SEC. 5.33-5. MEETINGS AND PROCEDURES.

(a) There shall be at least 10 days' notice of the Advisory Committee's inaugural meeting. Following the inaugural meeting, the Advisory Committee shall hold a regular meeting not less than four times each year.

(b) The Advisory Committee shall elect officers and may establish bylaws and rules for its organization and procedures.

(Added by Proposition V, 11/8/2016)

#### SEC. 5.33-6. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Advisory Committee, this Article XXXIII shall expire by operation of law, and the Advisory Committee shall terminate, on December 31, 2028. In that event, after that date, the City Attorney shall cause this Article XXXIII to be removed from the Administrative Code.

(Added by Proposition V, 11/8/2016)

### ARTICLE XXXIV: DIGNITY FUND OVERSIGHT AND ADVISORY COMMITTEE

Sec. 5.34-1. Establishment of Oversight and Advisory Body.

Sec. 5.34-2. Membership.

Sec. 5.34-3. Administrative and Technical Support.

Sec. 5.34-4. Meetings and Procedures.

#### SEC. 5.34-1. ESTABLISHMENT OF OVERSIGHT AND ADVISORY BODY.



Charter Section 16.128-11 establishes the Dignity Fund Oversight and Advisory Committee (the “Committee”) to monitor and participate in the administration of the Dignity Fund (the “Fund”) as provided in Charter Section 16.128-1 et seq., and to take steps to ensure that the Fund is administered in a manner accountable to the community. Section 16.128-11 provides, among other things, for the Committee’s composition, Committee members’ respective appointing authorities, timing of initial appointments, the minimum number of meetings the Committee must hold each year, and the Committee’s creation of a Service Provider Working Group. Sections 16.128-6, 16.128-7, 16.128-8, and 16.128-11 establish the Committee’s duties and responsibilities. Section 16.128-11 also authorizes the Board of Supervisors to provide by ordinance further details regarding the membership, structure, functions, appointment criteria, terms, and administrative and clerical support of the Committee. This Article XXXIV is established under the authority of Section 16.128-11(d).

(Added by Ord. [46-17](#), File No. 161350, App. 2/24/2017, Eff. 3/26/2017, Retro. 1/1/2017)

#### SEC. 5.34-2. MEMBERSHIP.

(a) Membership of the Committee is set forth in Charter Section 16.128-11(c). In making appointments to the Committee, the appointing authorities shall endeavor to ensure that the Committee is broadly representative of communities of interest, neighborhoods, and the demographic diversity of the City in terms of ethnicity, race, age, gender, sexual orientation, types of disabilities, and languages spoken. The appointing authorities shall also endeavor to ensure that the Committee includes members who are seniors, adults with disabilities, people with HIV/AIDS, and veterans.

(b) Initial terms of Committee members, which shall commence on the date of the first meeting of the Committee, shall terminate on January 31, 2019. Thereafter, terms of Committee members shall be two years, commencing on February 1 of odd-numbered years.

(c) Committee members shall serve at the pleasure of their respective appointing authorities and may be removed by their appointing authority at any time. Whenever a member appointed by the Aging and Adult Services Commission, the Advisory Council to the Department of Aging and Adult Services, or the Long Term Care Council vacates the member’s seat on his or her appointing body, the member shall automatically vacate his or her seat on the Committee as well.

(d) Service on the Committee shall be voluntary and members shall receive no compensation from the City, except that the members who are City employees may receive their regular salaries for time spent on the Committee if they are serving in an official capacity as a City employee.

(e) Any Committee member who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee at or before each missed meeting shall be deemed to have resigned from the Committee 10 days after the third

unapproved absence. The Committee shall inform the member's appointing authority of each such resignation, and the appointing authority shall appoint a successor to that seat.

(Added by Ord. 46-17, File No. 161350, App. 2/24/2017, Eff. 3/26/2017, Retro. 1/1/2017)

#### SEC. 5.34-3. ADMINISTRATIVE AND TECHNICAL SUPPORT.

Consistent with Charter Section 16.128-4(h), the Department of Aging and Adult Services shall provide administrative and technical support to the Committee. The Department shall also provide administrative and technical support to the Service Provider Working Group required by Charter Section 16.128-11.

(Added by Ord. 46-17, File No. 161350, App. 2/24/2017, Eff. 3/26/2017, Retro. 1/1/2017)

#### SEC. 5.34-4. MEETINGS AND PROCEDURES.

(a) There shall be at least 10 days' notice prior to the Committee's inaugural meeting.

(b) The Committee shall elect its officers and may establish bylaws and rules for its organization and procedures.

(Added by Ord. 46-17, File No. 161350, App. 2/24/2017, Eff. 3/26/2017, Retro. 1/1/2017)

### ARTICLE XXXVI: SHELTER GRIEVANCE ADVISORY COMMITTEE

Sec. 5.36-1. Creation of Shelter Grievance Advisory Committee.

Sec. 5.36-2. Membership.

Sec. 5.36-3. Organization and Terms of Office.

Sec. 5.36-4. Duties.

Sec. 5.36-5. Meetings and Procedures.

Sec. 5.36-6. Sunset.

#### SEC. 5.36-1. CREATION OF SHELTER GRIEVANCE ADVISORY COMMITTEE.

The Board of Supervisors hereby establishes the Shelter Grievance Advisory Committee (the "Grievance Committee") of the City and County of San Francisco.

(Added by Ord. 69-22, File No. 220090, App. 4/28/2022, Eff. 5/29/2022)

SEC. 5.36-2. MEMBERSHIP.

The Grievance Committee shall be comprised of 13 members. Seats 1 through 12 shall be appointed by the Homelessness Oversight Commission (“Commission”), established under Charter Section 4.133, and Seat 13 shall be appointed by the Director of Health, as follows:

(a) Seats 1 through 4 shall each be held by a current or previous consumer of City temporary shelter services in one or more of the following temporary shelter service categories: family shelters, youth shelters, single adult shelters, navigation centers, transitional housing, or alternative shelter services (including, by way of example but not limitation, safe sleeping sites or recreational vehicle (RV) sites).

(b) Seats 5 through 8 shall each be held by persons who represent organizations or projects providing one or more of the following shelter services in the City: family shelters, youth shelters, single adult shelters, navigation centers, transitional housing, or alternative shelter services (including, by way of example but not limitation, safe sleeping sites, or recreational vehicle (RV) sites).

(c) Seat 9 shall be held by 1 person who represents an organization or project providing shelter client advocate services in the City.

(d) Seat 10 shall be held by a person serving as arbitrator of shelter grievances under the Shelter Grievance Policy, as described in Article XVIII of Chapter 20 of the Administrative Code.

(e) Seats 11 and 12 shall be held by any City resident with a demonstrated commitment to temporary shelter services.

(f) Seat 13 shall be held by an employee of the Department of Public Health.

(g) Members of the Grievance Committee may not serve on any other City body that advises on issues relating to homelessness, including but not limited to the Commission, Shelter Monitoring Committee, and Local Homeless Coordinating Board, during their term(s) on the Grievance Committee.

(h) Continuing Membership on the Grievance Committee.

(1) Members of the Grievance Committee seated as of the effective date of the ordinance in Board File No. 230125 shall by operation of law remain members of the Grievance Committee for one year from the effective date of said ordinance. New terms for members of the Grievance Committee shall commence on that date, and the Commission shall make appointments to the Grievance Committee for those terms in accordance with subsection (h)(2). Members of the Grievance Committee seated as of that date shall be eligible for reappointment to the Grievance Committee by the Commission, in accordance with this Section 5.36-2.

(2) To provide for staggered terms, the members appointed by the Commission to Seats 2, 4, 6, 8, 10, and 12 shall serve for an initial term of two years; thereafter the term for

Seats 2, 4, 6, 8, 10, and 12 shall be a four-year term. The members appointed by the Commission to Seats 1, 3, 5, 7, 9, 11, and 13 shall serve for an initial term of four years.

(Added by Ord. [69-22](#), File No. 220090, App. 4/28/2022, Eff. 5/29/2022; amended by Ord. [35-23](#), File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

#### CODIFICATION NOTE

1. So in Ord. [35-23](#).

#### SEC. 5.36-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Each member in Seats 1 through 12 shall serve at the pleasure of the member's appointing authority for a term of four years, except as qualified in subsection (h)(2) of Section 5.36-2.

(b) If a vacancy occurs in Seats 1 through 12 on the Grievance Committee, the appointing authority for the vacated seat shall appoint a successor to that seat, to complete the remainder of the term of the vacated seat.

(c) Any member in Seats 1 through 12 who misses three regular meetings of the Grievance Committee without the express approval of the Grievance Committee at or before each missed meeting shall be deemed to have resigned from the Grievance Committee 10 days after the third unapproved absence. The Grievance Committee shall inform the appointing authority of the resignation.

(d) Members of the Grievance Committee shall receive no compensation from the City, except that a City employee appointed to Seat 13 shall receive compensation from the City as an employee, because work on the Grievance Committee shall be considered part of the employee's work for the City.

(e) The Department of Homelessness and Supportive Housing (the "Department") shall provide administrative support for the Grievance Committee.

(Added by Ord. [69-22](#), File No. 220090, App. 4/28/2022, Eff. 5/29/2022; amended by Ord. [35-23](#), File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.36-4. DUTIES.

The Grievance Committee shall perform the following functions:

(a) Advise the Department on the Shelter Grievance Policy, as described in Article XVIII of Chapter 20 of the Administrative Code, including the Department's administration of the policy and its regulations promulgated under the policy, and recommend any appropriate changes to the Department.

(b) Receive and review reports relating to the Shelter Grievance Policy, including but not limited to, reports sent to the Department under Administrative Code Section 20.18-8.

(c) Receive complaints regarding arbitrators as provided in Section 20.18-9 of the Administrative Code and recommend to the Department any appropriate action in response to such complaints.

(d) Provide an annual written report to the Commission by March 1 of each year regarding the activities of the Grievance Committee during the previous calendar year, and, upon the Commission's request, provide more frequent report(s).

(Added by Ord. 69-22, File No. 220090, App. 4/28/2022, Eff. 5/29/2022; amended by Ord. 35-23, File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.36-5. MEETINGS AND PROCEDURES.

(a) The Grievance Committee shall meet at least once each quarter.

(b) The Grievance Committee shall elect a Chair, and may elect other officers, and shall establish rules or bylaws for its organization and procedures.

(Added by Ord. 69-22, File No. 220090, App. 4/28/2022, Eff. 5/29/2022)

#### SEC. 5.36-6. SUNSET.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, unless the Board of Supervisors by ordinance extends the term of the Grievance Committee, this Article XXXVI shall expire by operation of law, and the Grievance Committee shall terminate, on April 30, 2032. After that date, the City Attorney shall cause this Article XXXVI to be removed from the Administrative Code.

(Added by Ord. 69-22, File No. 220090, App. 4/28/2022, Eff. 5/29/2022)

#### ARTICLE XXXVII: HOUSING CONSERVATORSHIP WORKING GROUP

Sec. 5.37-1. Establishment of Working Group.

Sec. 5.37-2. Membership.

Sec. 5.37-3. Organization and Terms of Office.

Sec. 5.37-4. Duties.

Sec. 5.37-5. Sunset.

#### SEC. 5.37-1. ESTABLISHMENT OF WORKING GROUP.

There is hereby established the Housing Conservatorship Working Group (the “Working Group”) of the City and County of San Francisco.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

#### SEC. 5.37-2. MEMBERSHIP.

The Working Group shall be comprised of 12 members, appointed as follows:

(a) Seats 1 and 2 shall be held by representatives of disability rights advocacy groups, appointed by the Mayor and the Board of Supervisors, respectively.

(b) Seats 3 and 4 shall be held by representatives of labor unions, appointed by the Mayor and the Board of Supervisors, respectively.

(c) Seats 5 and 6 shall be held by representatives of organizations providing direct services to homeless individuals or families, appointed by the Mayor and the Board of Supervisors, respectively.

(d) Seat 7 shall be held by an employee of a hospital located in San Francisco with experience in mental health and substance use disorders, appointed by the Director of Health.

(e) Seat 8 shall be held by an employee of the Behavioral Health Services program of the Department of Public Health, appointed by the Director of Health.

(f) Seat 9 shall be held by an employee of the Department of Public Health, appointed by the Director of Health.

(g) Seat 10 shall be held by an employee of the Human Services Agency, appointed by the Director of the Human Services Agency.

(h) Seat 11 shall be held by an employee of the Department of Homelessness and Supportive Housing, appointed by the Director of the Department of Homelessness and Supportive Housing.

(i) Seat 12 shall be held by an employee of the San Francisco Police Department, appointed by the Chief of Police.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

#### SEC. 5.37-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Working Group shall serve at the pleasure of their respective appointing authorities, and may be removed by the appointing authority at any time.

(b) Appointing authorities shall make initial appointments to the Working Group by no later than 90 days after the effective date of this Article XXXVII.

(c) The Working Group shall hold its inaugural meeting not more than 30 days after a quorum of the Working Group, defined as a majority of seats, has been appointed. Thereafter, the Working Group shall meet at least once every four months until the sunset date in Section 5.37-5.

(d) Members of the Working Group shall receive no compensation from the City, except that the members in Seats 8, 9, 10, 11, and 12 who are City employees may receive their respective City salaries for time spent working on the Working Group.

(e) Any member who misses three regular meetings of the Working Group within any 12-month period without the express approval of the Working Group at or before each missed meeting shall be deemed to have resigned from the Working Group 10 days after the third unapproved absence. The Working Group shall inform the appointing authority of any such resignation.

(f) The Department of Public Health shall provide administrative and clerical support for the Working Group, and the Controller's Office shall provide technical support and policy analysis for the Working Group upon request. All City officials and agencies shall cooperate with the Working Group in the performance of its functions.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

#### SEC. 5.37-4. DUTIES.

(a) The Working Group shall conduct an evaluation of the effectiveness of the implementation of Chapter 5 (commencing with Section 5450) of the California Welfare and Institutions Code ("Chapter 5") in addressing the needs of persons with serious mental illness and substance use disorders in the City. The evaluation shall include: 1) an assessment of the number and status of persons who have been recommended for a Housing Conservatorship, evaluated for eligibility for a Housing Conservatorship, and/or conserved under Chapter 5; 2) the effectiveness of these conservatorships in addressing the short- and long-term needs of those persons, including a description of the services they received; 3) the impact of conservatorships established pursuant to Chapter 5 on existing conservatorships established pursuant to Division 4 (commencing with Section 1400) of the California Probate Code or Chapter 3 (commencing with Section 5350) of the California Welfare and Institutions Code, and on mental health programs provided by the City; 4) the number of detentions for evaluation and treatment under Section 5150 of the California Welfare and Institutions Code that occurred in San Francisco during the evaluation period, broken down by the type of authorized person who performed the detention (e.g., peace officer or designated member of a mobile crisis team); and 5) where a detention for evaluation and treatment under Section 5150 was performed by a peace

officer, an explanation as to why the peace officer was the appropriate person to perform the detention.

(b) The Working Group shall prepare and submit reports to the Mayor, the Board of Supervisors, and the Legislature on its findings and recommendations regarding the implementation of Chapter 5.

(1) Reports to the Mayor and Board of Supervisors. The Working Group shall submit its first report to the Mayor and the Board of Supervisors by no later than six months after the effective date of the ordinance in Board File No. 181042 establishing Division IV of Article 41 of the Health Code, and annually thereafter.

(2) Reports to the Legislature. A preliminary report shall be submitted to the Legislature by no later than January 1, 2021, in compliance with Section 9795 of the California Government Code. A final report shall be submitted to the Legislature by no later than January 1, 2023, in compliance with Section 9795 of the California Government Code.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

#### SEC. 5.37-5. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Working Group, this Article XXXVII shall expire by operation of law, and the Working Group shall terminate, on December 31, 2023. In that event, after that date, the City Attorney shall cause this Article XXXVII to be removed from the Administrative Code.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

#### ARTICLE XXXVIII: CANNABIS OVERSIGHT COMMITTEE

- Sec. 5.38-1. Creation of Committee.
- Sec. 5.38-2. Definitions.
- Sec. 5.38-3. Purpose.
- Sec. 5.38-4. Membership.
- Sec. 5.38-5. Organization and Terms of Office.
- Sec. 5.38-6. Powers and Duties.
- Sec. 5.38-7. Meetings and Procedures.
- Sec. 5.38-8. Sunset Date.



\*Editor’s Note:

Ord. 260-18 established the Cannabis Oversight Committee under Article X of Chapter 5 of the Administrative Code. But, as of the effective date of Ord. 260-18, Article X housed a pre-existing ordinance, Ord. 173-18, establishing the Food Security Task Force. Accordingly, Ord. 260-18 has been redesignated as Article XXXVIII, with internal section numbers and cross-references renumbered to reflect the redesignation.

#### SEC. 5.38-1. CREATION OF COMMITTEE.

The Board of Supervisors (“Board”) hereby establishes the Cannabis Oversight Committee (“Committee”).

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-2. DEFINITIONS.

Terms not defined in this Article XXXVIII shall have the meaning attributed to them in Police Code Section 1602.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-3. PURPOSE.

In 2018, the City enacted Police Code Article 16 to comprehensively regulate Commercial Cannabis activities, including the implementation of an Equity Program to promote equitable ownership and employment opportunities in the Cannabis industry by lowering barriers for those hit hardest by the War on Drugs. The purpose of the Committee is to 1) convene representatives of Cannabis Business operators, workers, patients, and other key stakeholders in the Cannabis industry to oversee the Office of Cannabis’ implementation of Police Code Article 16 by evaluating data on the industry’s growth; and 2) provide guidance and recommendations to the Board on amendments to local laws and regulations, including those governing the Equity Program, to facilitate socially responsible growth of this new industry by creating living wage jobs and economic opportunities consistent with the Board’s intent in adopting Police Code Article 16.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-4. MEMBERSHIP.

The Committee shall consist of nine voting members and seven non-voting members, as follows (seats 1 through 7 being non-voting members):

- (a) Seat 1 shall be held by the Director of the Department of Public Health or the Director's designee.
- (b) Seat 2 shall be held by the Chief of the Police Department or the Chief's designee.
- (c) Seat 3 shall be held by the Director of the Department of Building Inspection or the Director's designee.
- (d) Seat 4 shall be held by the Director of the Planning Department or the Director's designee.
- (e) Seat 5 shall be held by the Superintendent of the San Francisco Unified School District or the Superintendent's designee, which may include a Member of the Board of Education. The Superintendent is not required to hold this seat or appoint a designee, but shall be invited to do so.
- (f) Seat 6 shall be held by the Executive Director of the Entertainment Commission or the Executive Director's designee.
- (g) Seat 7 shall be held by the Chief of the Fire Department or the Chief's designee.
- (h) Seat 8 shall be held by an Owner of a Cannabis Business permitted through the Equity Program, appointed by the Board. If there are no Equity Applicant permit-holders who apply for the seat, then the Board may appoint a person who, at the time of the appointment, is an Equity Applicant, as that term is defined in Police Code Subsection 1604(b).
- (i) Seat 9 shall be held by the operator of a Cannabis Cultivation, Manufacturing, or distribution business with fewer than 20 employees at the time of appointment, appointed by the Board.
- (j) Seat 10 shall be held by a representative of organized labor who works with the Cannabis business labor force, appointed by the Board.
- (k) Seat 11 shall held<sup>1</sup> by a representative of organized labor who works with the Cannabis delivery service labor force, appointed by the Board.
- (l) Seat 12 shall be held by an Owner of a Storefront Cannabis Retailer, appointed by the Board.
- (m) Seat 13 shall be held by a person who, at the time of the appointment, is an Equity Applicant, as that term is defined in Police Code Subsection 1604(b), appointed by the Board.
- (n) Seat 14 shall be held by a person with demonstrated subject matter expertise on the State of California's Cannabis laws and regulations, appointed by the Board.
- (o) Seat 15 shall be held by a person with significant experience in workforce and economic development, appointed by the Board.

(p) Seat 16 shall be held by a person who has been a Medicinal Cannabis patient or Medicinal Cannabis consumer for at least five years, with an extensive history advocating for Medicinal Cannabis patients or involvement in implementing and running a Cannabis compassionate use program in compliance with the Compassionate Use Act of 1996, appointed by the Board.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### CODIFICATION NOTE

1. So in Ord. [260-18](#).

#### SEC. 5.38-5. ORGANIZATION AND TERMS OF OFFICE.

(a) Voting members shall serve two-year terms and shall serve at the pleasure of the Board. Any vacancy in Seats 8 through 16 on the Committee shall be filled by the Board. Voting members may serve multiple terms.

(b) Service on the Committee is voluntary and members shall receive no compensation from the City, except that the members in Seats 1 through 4, 6, and 7 may, if City employees, receive their regular City salaries for time spent on the Committee.

(c) Any member in Seats 8 through 16 who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee at or before each missed meeting shall be deemed to have resigned from the Committee 10 days after the third unapproved absence. The Committee shall inform the Clerk of the Board of any such resignation.

(d) All City departments, commissions, boards, and agencies shall cooperate with the Committee in the performance of its functions. City departments shall respond within 30 days to requests for information submitted by the Committee set forth in Administrative Code Subsections 2A.420(b)(7)(A)-(J), if available, and any other reasonable requests for information submitted by the Committee relevant to its ability to discharge its powers and duties, provided that the disclosure of such information shall not be required where it would violate Federal or State law.

(e) The Office of Cannabis shall prepare and submit to the Committee a report as set forth in Administrative Code Section 2A.420.

(f) The City Administrator shall provide administrative and policy support for the Committee.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-6. POWERS AND DUTIES.

(a) The Committee shall have the power and duty to:

(1) Oversee the Office of Cannabis' implementation and enforcement of City laws and regulations relating to Cannabis, by convening stakeholders, gathering data, and advising the Board and the Mayor.

(2) Gather and evaluate data, and report to the Board and Mayor, regarding the effectiveness of City laws and regulations relating to the Police Code Section 1604 Equity Program in fostering equitable access to participation in the Cannabis industry and providing assistance to communities unfairly burdened by the War on Drugs.

(3) Gather and evaluate data, and report to the Board and Mayor, on the overall health and stability of the Cannabis industry in San Francisco and make recommendations on possible ways the City can help the industry grow and prosper.

(4) Recommend to the Board modifications to City laws and regulations relating to Cannabis, including recommendations to maximize the creation of living wage jobs and economic opportunities for communities hit hardest by the War on Drugs. Where appropriate, the Committee's recommendations shall include draft legislation or regulations.

(b) As an advisory committee, the Committee shall not have authority to hire, fire, or evaluate personnel in the Office of Cannabis, and shall not have authority over decisions by the Office of Cannabis to issue, deny or modify permits.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-7. MEETINGS AND PROCEDURES.

(a) The Committee shall hold its inaugural meeting not more than 30 days after the Board has appointed at least eight members to the Committee. There shall be at least ten days' notice of the inaugural meeting. Following the inaugural meeting, the Committee shall hold a regular meeting not less than five times per year until the sunset date set forth in Section 5.38-8.

(b) The Committee shall elect a Chair and officers for such other positions, if any, it chooses to create. The Committee may establish bylaws and rules for its organization and procedures.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018)

#### SEC. 5.38-8. SUNSET DATE.

Unless the Board by ordinance extends the term of the Committee, this Article XXXVIII shall expire by operation of law, and the Committee shall terminate, on January 1, 2025. In that event, after the sunset date, the City Attorney shall cause this Article XXXVIII to be removed from the Administrative Code.

(Added by Ord. [260-18](#), File No. 180800, App. 11/2/2018, Eff. 12/3/2018; amended by Ord. [200-21](#), File No. 210935, App. 11/5/2021, Eff. 12/6/2021)

ARTICLE XL:  
CLOSE JUVENILE HALL WORKING GROUP

- Sec. 5.40-1. Close Juvenile Hall Working Group.
- Sec. 5.40-2. Definitions.
- Sec. 5.40-3. Purpose and Principles.
- Sec. 5.40-4. Membership.
- Sec. 5.40-5. Organization and Terms of Office.
- Sec. 5.40-6. Powers and Duties.
- Sec. 5.40-7. Sunset Date.

SEC. 5.40-1. CLOSE JUVENILE HALL WORKING GROUP.

The City hereby establishes the Close Juvenile Hall Working Group.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

SEC. 5.40-2. DEFINITIONS.

“CARC” means the Huckleberry Community Assessment and Resource Center.

“City” means the City and County of San Francisco.

“Court” means the San Francisco Superior Court Juvenile Division.

“Director” means the Director of the Human Rights Commission.

“DCYF” means the Department of Children Youth and Families.

“Juvenile Hall” means the locked detention facility at 375 Woodside Avenue in the City.

“Working Group” means the Close Juvenile Hall Working Group.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

SEC. 5.40-3. PURPOSE AND PRINCIPLES.

(a) The purpose of the Working Group is to create a plan to:

(1) close Juvenile Hall by no later than December 31, 2021;

(2) strengthen and expand community-based alternatives to detention;

(3) provide a rehabilitative, non-institutional place or places of detention, in a location approved by the Court, which is available for all wards of the Court and persons alleged to come within the jurisdiction of the Court;

(4) reinvest any monies saved by the closure of Juvenile Hall in high-quality, effective, community-based alternatives to detention; an alternative, rehabilitative, non-institutional center for youth who are detained; and mental health and educational support for detained youth; and

(5) preserve, protect and aim to expand the role of the public sector in the direct provision of juvenile rehabilitation services, both in community-based alternatives to detention and in any rehabilitative, non-institutional place or places of detention.

(b) In carrying out this purpose, the Working Group shall be guided by the following principles:

(1) A juvenile justice system should balance public safety, positive youth development, family and community health, and victim restoration.

(2) Detention has a devastating impact on youth, their families, and their neighborhoods, and undermines the safety and health of both detained youth and their communities.

(3) The rehabilitative goals of the juvenile justice system can best be accomplished in family-based settings in the communities where youth live.

(4) The vast majority of young people in detention should be diverted from that system and given access to developmentally appropriate, trauma-informed programs and services that address racial and ethnic disparities.

(5) Youth in the juvenile justice system and their families should have a role in identifying what kind of support would be most helpful to them.

(6) Resources invested in Juvenile Hall should instead be invested in youth, their families, and community-based programs, including mental health and educational support.

(7) Community-based programs that serve juvenile justice-involved young people should be supported, strengthened, and where appropriate, expanded.

(8) Youth in the juvenile justice system should be referred to programs and court-ordered placements in the City whenever possible.

(9) Juvenile Hall staff should be given the opportunity, consistent with civil service rules, to transfer to other jobs with the City or the San Francisco Unified School District once Juvenile Hall is closed.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

#### SEC. 5.40-4. MEMBERSHIP.

(a) Members. The Working Group shall consist of 15 members as set forth below.

(1) Seats 1 and 2 shall be held by representatives of community-based non-profits that serve juvenile justice-involved youth and are members of the Juvenile Justice Providers Association.

(2) Seats 3 and 4 shall be held by persons under the age of 29 who were previously detained or incarcerated.

(3) Seat 5 shall be held by a parent or guardian of a person who is or was detained as a youth in the juvenile justice system.

(4) Seat 6 shall be held by an expert in the design of small, rehabilitative, and education-focused centers that meet the needs of young people who, following their arrest or detention, cannot return to their home or community.

(5) Seat 7 shall be held by an expert in youth mental illness, with experience serving the juvenile justice population, and expertise in best practices for serving youth with mental illness.

(6) Seat 8 shall be held by an expert in juvenile justice reform with experience in data analysis and the development of alternatives to detention.

(7) Seat 9 shall be held by a member of the labor community.

(8) Seats 10 and 11 shall be held by non-management employees working in Juvenile Hall.

(9) Seat 12 shall be held by the Chief Juvenile Probation Officer or the Chief Juvenile Probation Officer's designee.

(10) Seat 13 shall be held by the Public Defender or the Public Defender's designee.

(11) Seat 14 shall be held by the District Attorney or the District Attorney's designee.

(12) Seat 15 shall be held by a representative of the Court if the Court so chooses. While the Court is not required to provide a representative to hold this seat, it shall be invited to do so.

(b) Seats 1-11 shall be appointed by the Board of Supervisors. The Board shall strive to appoint members to the Working Group from communities disproportionately represented in the juvenile justice system and from the City's most marginalized communities.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

#### SEC. 5.40-5. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Working Group in Seats 1-11 shall serve at the pleasure of the Board of Supervisors and may be removed by the Board at any time. Each member in Seats 1-11 may remain in the Working Group until the termination of the Working Group under Section 5.40-7, unless removed by the Board. Any vacancy in Seats 1-11 shall be filled by the Board.

(b) Service in the Working Group shall be voluntary. Members appointed to Seats 1 through 9 may receive a stipend in an amount determined by the Board. Members appointed to seats 10 and 11 may receive their regular salaries for time spent on the Working Group because they are serving in an official capacity as representatives of their departments.

(c) The Working Group shall strive to schedule meetings to accommodate the Working Group members so that all members may attend regularly. Any member in Seats 1-11 who, within a six-month period, misses three regular meetings of the Working Group without the express approval of the Working Group at or before the missed meeting shall be deemed to have resigned from the Working Group ten days after the third unapproved absence. The Working Group shall inform the Clerk of the Board of Supervisors of any such resignation.

(d) Subject to the fiscal and budgetary provisions of the Charter, the Director shall designate staff to provide administrative support to the Working Group.

(e) Subject to the fiscal, budgetary, and civil service provisions of the Charter, the Director shall hire and make available to the Working Group an outside consultant with expertise in juvenile justice reform, program evaluation, data analysis, youth development, development of alternatives to detention, and juvenile justice systemic change. The outside consultant shall advise the Working Group, and, to the extent desired by the Working Group, may facilitate its meetings and compile required reports on behalf of the Working Group.

(f) Quorum. Eight members of the Working Group shall constitute a quorum.

(g) Officers. The Working Group shall elect a Chairperson from its members. The Chairperson shall designate a member to serve in the Chairperson's absence.

(h) Subcommittees. The Working Group may establish subcommittees to be convened as directed by the Working Group. The Working Group shall establish a Needs Assessment subcommittee. The Working Group's Chairperson or the Chairperson's designee shall appoint members to the subcommittees, and shall appoint members to the Needs Assessment subcommittee consistent with subsection 5.40-6(a) of this Article. Subcommittees shall report findings and make recommendations to the full Working Group for its consideration.



(i) Meeting Frequency. The Working Group shall meet at least every two months until Juvenile Hall is closed and a substitute place or places of detention are available for youth placement.

(j) Roles of Members. In adopting this ordinance, the Board of Supervisors recognizes that each member in Seats 12-15 retains their authority and duties under State law and that where conflicts may arise out of members' dual roles, State powers and duties shall supersede the duties that this Article XL imposes on members.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

#### SEC. 5.40-6. POWERS AND DUTIES.

(a) The Working Group shall have the following powers and duties in the work focus areas described below:

WORK FOCUS AREA # 1: Based on data review, conduct a needs assessment for youth detained in Juvenile Hall. To conduct this assessment, the Working Group shall:

(1) Establish a "Needs Assessment subcommittee" to conduct a confidential review of juvenile delinquency case files to the extent that review is authorized by the Court. The Needs Assessment subcommittee shall consist of the following four Working Group members: the Public Defender or the Public Defender's designee (Working Group Seat 13); a representative of a community-based non-profit that serves juvenile justice-involved youth and that is a member of the Juvenile Justice Providers Association (Working Group Seat 1 or 2); an expert in youth mental illness (Working Group Seat 7); and an expert in juvenile justice reform (Working Group Seat 8): 1

(2) Request that the City Attorney petition the Court and request that the Court authorize the Juvenile Probation Department to allow Needs Assessment subcommittee members to access to1 data contained in juvenile delinquency files and related juvenile records in the possession of the Juvenile Probation Department for the purpose of conducting the needs assessment.

(3) Submit formal requests for aggregate, de-identified statistical data regarding the children detained in Juvenile Hall from the following departments and agencies: the Juvenile Probation Department, the Department of Public Health, the San Francisco Unified School District, and the Human Services Agency. The data requested shall include, but not be limited to: race, gender, age, charged offense and level, sustained offenses and level, disposition, length of stay in custody, number of prior delinquency contacts, number of probation violations or bench warrants, child welfare system involvement, disability status, prior school records that identify educational disabilities, mental health status, and prior referrals to community-based programs and services. The Juvenile Probation Department, Department of Public Health, and the Human Services Agency shall respond to data requests within two weeks of receiving the request.

(4) Identify gaps in existing community-based programs and services.

(5) Evaluate the use of risk assessment tools, both quantitatively and qualitatively, to ensure that all young people who are eligible and safe to be released are in fact being released.

(6) Create plans to transition youth leaving Juvenile Hall to appropriate, local non-institutional settings.

WORK FOCUS AREA # 2: Plan and design a small, rehabilitative and education-focused center for the placement of detained youth (“Center”). In developing the plan and design, the Working Group shall:

(1) Analyze best practices for the administration and management of small rehabilitative non-institutional settings for youth, which may include consultation with designers, architects, experts in alternative models, and mental health and youth development experts. The analysis also may include examination of existing programs in other counties, states, or countries that have demonstrated rehabilitative success.

(2) Collaborate with the Real Estate Division, the Capital Planning Committee, and local community-based organizations to identify local land or existing buildings that may be used for this Center.

(3) Create an implementation plan for this Center.

WORK FOCUS AREA # 3: Determine the community-based residential or day-programs that need to be created, expanded, or reinstated to effectively serve wards of the Court and persons alleged to come within the jurisdiction of the Court who are not ordered detained by the Court. To make this determination, the Working Group shall:

(1) Promptly identify a housing option in the City for youth who, following arrest or release from detention, cannot return to their homes, to replace the Catholic Charities San Francisco Girls Home Shelter closed in 2018 and the Boys Home Shelter closed in 2019.

(2) Identify existing community-based day programs and housing options that may be expanded.

(3) Identify new services or programs, including day services and housing options, which are needed to serve vulnerable youth populations.

(4) In consultation with DCYF, the Department of Public Health, the Juvenile Probation Department, and the Human Rights Commission, create funding plans to ensure both the expansion of existing programs with a demonstrated record of success and the creation of new programs. The programs should include mental health services, educational services, employment opportunities, and mentoring opportunities, which are culturally-relevant, trauma-informed, strengths-based, and rooted in the local community. Where possible, these services should be available to youths’ family members.

WORK FOCUS AREA # 4: The Working Group shall develop a plan to transition Juvenile Hall staff to jobs in other City departments or jobs with the San Francisco Unified School District or the alternative Center.

WORK FOCUS AREA # 5: Develop trauma-informed, culturally relevant transition plans, specialized services, and housing options for vulnerable youth exiting detention, including young women, gender non-conforming and LGBT youth, African American youth, immigrant youth,1 foster youth, homeless youth, and mentally ill youth.

WORK FOCUS AREA # 6: Develop a reinvestment plan that redirects funds historically allocated for Juvenile Hall to community-based alternatives to detention, the Center, and additional mental health and academic support programs for juvenile justice-involved youth.

WORK FOCUS AREA # 7: Develop policy recommendations for the Police Department, the Juvenile Probation Department, and CARC, which divert youth who have been arrested from the juvenile justice system to alternative, community-based programs and support systems.

WORK FOCUS AREA # 8: Develop policy recommendations for the Juvenile Probation Department that transform the department supervision model into a strengths-based framework so that young people are not sent to detention for probation violations, including technical violations or violations for low-level offenses.

(b) In carrying out its duties, the Working Group shall: 1) collaborate with the Mayor's Juvenile Justice Reform Blue Ribbon Panel; and 2) consult with the Capital Planning Committee, Real Estate Division, Child Welfare Division of the Human Services Agency, Child Crisis Division of the Department of Public Health, the Department of Children, Youth and Their Families, Youth Commission, the Police Department, and the San Francisco Unified School District. The Working Group shall invite a representative of each entity identified in this subsection (b) to all Working Group meetings.

(c) Subject to the fiscal, budgetary, and civil service provisions of the Charter, and to the extent consistent with open government laws, the Working Group shall investigate juvenile justice best practices by visiting other jurisdictions and request that the Director retain subject matter experts, as needed.

(d) Reports. The Working Group shall prepare and submit a report every six months that describes the Working Group's progress in fulfilling the duties set forth in this Section 5.40-6. The first report shall be due six months after the effective date of the ordinance in Board File No. 190392, creating this Article XL . The Working Group shall submit each report to the Board of Supervisors, along with a proposed resolution to accept the report. The Working Group shall also submit each report to the Mayor, any City department or office responsible for a program identified in the report, and the Director. The Working Group shall submit the final plan to the Board no later than June 1, 2021, detailing the final steps needed to close Juvenile Hall by December 31, 2021. The plan shall be accompanied by a proposed resolution accepting the plan, and the Board may act by resolution to accept, reject, or modify the plan. Each report shall be available to the public, and the Director.1 shall post each report on the Human Rights Commission's website.

(e) In carrying out its duties, the Working Group shall receive prompt and full cooperation and assistance from all City departments, offices, officers, and employees. All

components of City government shall promptly produce all records and information requested by the Working Group, unless prohibited from doing so by state or federal law.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

#### CODIFICATION NOTE

1. So in Ord. [117-19](#).

#### SEC. 5.40-7. SUNSET DATE.

This Article XL shall expire by operation of law, and the Working Group shall terminate, when the Chief Juvenile Probation Officer certifies in writing that Juvenile Hall is closed and there is a substitute place or places of detention, approved by the Court, that is available for wards of the Court and persons alleged to come within the jurisdiction of the Court. In that event, after the sunset date, the City Attorney shall cause this Article XL to be removed from the Administrative Code.

(Added by Ord. [117-19](#), File No. 190392, App. 6/28/2019, Eff. 7/29/2019)

#### ARTICLE XLI:

#### OUR CITY, OUR HOME OVERSIGHT COMMITTEE

Sec. 5.41-1. Establishment of Our City, Our Home Oversight Committee.

Sec. 5.41-2. Purposes and Duties.

Sec. 5.41-3. Membership and Terms of Office.

Sec. 5.41-4. Organization and Support.

#### SEC. 5.41-1. ESTABLISHMENT OF OUR CITY, OUR HOME OVERSIGHT COMMITTEE.

(a) In approving Proposition C in the November 6, 2018 general municipal election, the voters of the City and County of San Francisco adopted the Homelessness Gross Receipts Tax Ordinance, codified in Business and Tax Regulations Code Article 28. One section of that measure, Business and Tax Regulations Code Section 2810, sets forth the required and permissible expenditures of monies collected under the Homelessness Gross Receipts Tax Ordinance and deposited to the credit of the Our City, Our Home Fund (the "Fund") established in Administrative Code Section 10.100-164. Section 2810 envisions the establishment of the Our City, Our Home Oversight Committee to monitor and provide advice regarding the administration of the Fund.

(b) Consistent with the intent of the voters in adopting Proposition C, the Board of Supervisors hereby establishes the Our City, Our Home Oversight Committee (the “Committee”).

(Added by Ord. [51-19](#), File No. 181210, App. 3/22/2019, Eff. 4/22/2019)

#### SEC. 5.41-2. PURPOSES AND DUTIES.

The Committee shall have the following purposes and duties:

(a) All the purposes and duties as set forth in Business and Tax Regulations Code Section 2810(e)(1) and (2).

(b) Identify barriers to safe and successful exits out of homelessness, and propose to the Board of Supervisors, the Mayor, the Health Commission, and the Homelessness Oversight Commission ways to reduce those barriers or the impact of those barriers.

(c) Solicit substantive input from people who are Homeless regarding spending priorities. The Committee may seek this input through all appropriate means, including but not limited to conducting surveys and focus groups, and coordinating with community organizations that conduct outreach and/or provide services to Homeless people.

(d) Each needs assessment conducted in accordance with Business and Tax Regulations Code Section 2810(e)(2)(B) shall be provided in the form of a written report within the time frames there specified. The needs assessment specified in Section 2810(e)(2)(B) shall include an assessment of the needs of Homeless people with disabilities, and the report shall include an assessment of available data regarding the disability status of Homeless people served by the programs and expenditures described in Business and Tax Regulations Code Section 2810(b)(3). Each needs assessment shall be transmitted to the Department of Homelessness and Supportive Housing to inform the Department’s strategic planning process.

(e) In conjunction with each needs assessment report, at least 60 days before issuing the report, the Committee shall provide a draft of the report to each City department discussed in the report, and allow the department 30 days to provide a written response to the Committee. The Committee shall include any such responses that it timely receives from departments in the report.

(f) For purposes of this Section 5.41-2, the term “Homeless” has the same meaning as in Business and Tax Regulations Code Section 2810(h)(1).

(Added by Ord. [51-19](#), File No. 181210, App. 3/22/2019, Eff. 4/22/2019; amended by Ord. [23-23](#), File No. 221246, App. 2/23/2023, Eff. 3/26/2023; Ord. [35-23](#), File No. 230125, App. 3/17/2023, Eff. 4/17/2023)

#### SEC. 5.41-3. MEMBERSHIP AND TERMS OF OFFICE.

(a) The Committee shall have nine voting members, with qualifications and appointing authorities as set forth in Business and Tax Regulations Code Section 2810(e)(3)(A) and (B). An appointment to a seat on the Committee may not become effective before the effective date of this Article XLI.

(b) The terms of each seat on the Committee shall commence on the effective date of this Article XLI. Terms of seats shall be for two years, except that the initial terms for odd-numbered seats shall be for three years.

(c) Service on the Committee shall be voluntary and members shall receive no compensation from the City.

(d) Members may be removed by their appointing authorities at any time. Additionally, any member who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee at or before each missed meeting shall be deemed to have resigned from the Committee ten days after the third unapproved absence. The Committee shall inform the member's appointing authority of any such resignation.

(Added by Ord. [51-19](#), File No. 181210, App. 3/22/2019, Eff. 4/22/2019)

#### SEC. 5.41-4. ORGANIZATION AND SUPPORT.

(a) The Committee shall hold its inaugural meeting not more than 30 days after at least six members have been appointed to the Committee. There shall be at least ten days' notice of the inaugural meeting. Following the inaugural meeting, the Committee shall hold at least one additional meeting before June 30, 2019. Thereafter, the Committee shall hold a regular meeting not less than six times per fiscal year.

(b) The Committee shall elect a Chair, Vice-Chair, and officers for such other positions, if any, it chooses to create. The Chair, or the Vice-Chair if the Chair is unavailable, shall be responsible for developing the Committee's agendas and conducting meetings. The Committee may establish bylaws and rules for its organization and procedures.

(c) All City departments, commissions, boards, and agencies shall cooperate with the Committee in the performance of its functions. At least one representative from each of the Department of Homelessness and Supportive Housing, the Mayor's Office of Housing and Community Development, the Office of the Controller, and the Department of Public Health shall attend all regular meetings of the Committee to be available to provide policy support to the Committee.

(d) The Controller shall provide administrative and clerical support for the Committee.

(e) Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board of Supervisors should sunset within three years, the Committee shall not expire unless the Board enacts an ordinance terminating the Committee.

(Added by Ord. [51-19](#), File No. 181210, App. 3/22/2019, Eff. 4/22/2019)

ARTICLE XLII:  
[EXPIRED]

Editor's Note:

Former Ch. 5, Art. XLII, "Adult Residential Facility Working Group," expired on 12/31/2021 per the terms of its sunset clause (former Sec. 5.42-5) and was removed from the Code at the direction of the Office of the City Attorney.

SEC. 5.42-1. [EXPIRED.]

(Added by Ord. [295-19](#), File No. 191102, App. 12/20/2019, Eff. 1/20/2020; expired 12/31/2021)

SEC. 5.42-2. [EXPIRED.]

(Added by Ord. [295-19](#), File No. 191102, App. 12/20/2019, Eff. 1/20/2020; expired 12/31/2021)

SEC. 5.42-3. [EXPIRED.]

(Added by Ord. [295-19](#), File No. 191102, App. 12/20/2019, Eff. 1/20/2020; expired 12/31/2021)

SEC. 5.42-4. [EXPIRED.]

(Added by Ord. [295-19](#), File No. 191102, App. 12/20/2019, Eff. 1/20/2020; expired 12/31/2021)

SEC. 5.42-5. [EXPIRED.]

(Added by Ord. [295-19](#), File No. 191102, App. 12/20/2019, Eff. 1/20/2020; expired 12/31/2021)

ARTICLE XLIV:  
MENTAL HEALTH SF IMPLEMENTATION WORKING GROUP

- Sec. 5.44-1. Establishment of Working Group.
- Sec. 5.44-2. Membership.
- Sec. 5.44-3. Organization and Terms of Office.
- Sec. 5.44-4. Powers and Duties.
- Sec. 5.44-5. Sunset.

#### SEC. 5.44-1. ESTABLISHMENT OF WORKING GROUP.

The Mental Health SF Implementation Working Group (“Implementation Working Group”) is hereby established.

(Added by Ord. [300-19](#), File No. 191148, App. 12/20/2019, Eff. 1/20/2020, Oper. 1/20/2020)

#### SEC. 5.44-2. MEMBERSHIP.

(a) The Implementation Working Group shall consist of 13 members, appointed by the Mayor, the Board of Supervisors, or the City Attorney, as specified in subsection (b).

(b) Seats 1-13 shall be filled as follows:

(1) Seat 1 shall be held by a person with expertise working on behalf of healthcare workers, appointed by the Board of Supervisors.

(2) Seats 2 and 3 shall each be held by a person who identifies as having a mental health condition or identifies as having both a mental health condition and substance use condition (“dual diagnosis”), and who has accessed mental health or substance use services in San Francisco, appointed by the Mayor and the Board of Supervisors, respectively.

(3) Seat 4 shall be held by a City peace officer, emergency medical technician, or firefighter (“First Responder”) with expertise in mental health and/or substance use treatment, appointed by the Mayor.

(4) Seats 5 and 6 shall each be held by a substance use treatment provider with expertise in mental health treatment and harm reduction, appointed by the Mayor and the Board of Supervisors, respectively.

(5) Seat 7 shall be held by a mental health or substance use treatment provider with experience working with criminal system-involved patients, appointed by the Board of Supervisors.



(6) Seat 8 shall be held by a psychiatrist or other behavioral health professional with expertise providing services to transitional age youth (ages 18-24) in San Francisco, appointed by the Board of Supervisors.

(7) Seat 9 shall be held by a person with experience in the management or operation of residential treatment programs, appointed by the Mayor.

(8) Seat 10 shall be held by an employee of the Department of Public Health with expertise in working with dually diagnosed persons, appointed by the Mayor.

(9) Seat 11 shall be held by a person with experience providing supportive housing in San Francisco, appointed by the Board of Supervisors.

(10) Seat 12 shall be held by an employee of the Department of Public Health with experience in health systems or hospital administration, appointed by the Mayor.

(11) Seat 13 shall be held by a person with expertise in the field of health law, appointed by the City Attorney.

(Added by Ord. [300-19](#), File No. 191148, App. 12/20/2019, Eff. 1/20/2020, Oper. 1/20/2020)

#### SEC. 5.44-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Implementation Working Group shall serve two-year terms, beginning on June 1, 2020; provided, however, the term of the initial appointees in Seats 1, 3, 5, 7, 9, and 11 shall be one year, expiring on June 1, 2021.

(b) Members of the Implementation Working Group shall serve at the pleasure of their respective appointing authorities, and may be removed by the appointing authority at any time.

(c) The Mayor, Board of Supervisors, and City Attorney shall make initial appointments to the Implementation Working Group within 90 days of the effective date of this Article XLIV.

(d) The Implementation Working Group's inaugural meeting shall be held within 90 days of the effective date of this Article XLIV, provided that a majority of the members have been appointed and are present at the meeting. There shall be at least ten days' public notice of the inaugural meeting.

(e) The Implementation Working Group shall meet at least monthly after the inaugural meeting.

(f) Any member who misses three regular meetings of the Implementation Working Group within any 12-month period without the express approval of the Implementation Working Group at or before each missed meeting shall be deemed to have resigned from the body 10 days after the third unapproved absence. The Implementation Working Group

shall inform the appointing authority for the resigned member's seat of any such resignation.

(g) Service on the Implementation Working Group is voluntary and members shall receive no compensation from the City, except that a City employee appointed to Seat 4, 10, or 12 shall receive compensation from the City as an employee, because work on the Implementation Working Group shall be considered part of the employee's work for the City.

(h) The Department of Public Health shall provide administrative and clerical support for the Implementation Working Group. All City officials and agencies shall cooperate with the Implementation Working Group in the performance of its functions.

(i) One representative from each of the following departments shall attend meetings of the Implementation Working Group to be available for consultation by its members: the Department of Public Health, the Human Services Agency, the Department of Aging and Adult Services, and the Department of Homelessness and Supportive Housing.

(Added by Ord. [300-19](#), File No. 191148, App. 12/20/2019, Eff. 1/20/2020, Oper. 1/20/2020)

#### SEC. 5.44-4. POWERS AND DUTIES.

(a) The Implementation Working Group shall have the power and duty to advise the Mental Health Board or any successor agency, the Health Commission, the Department of Public Health, the Mayor, and the Board of Supervisors, and may advise the San Francisco Health Authority, on the design, outcomes, and effectiveness of Mental Health SF, established by Section 15.104 of the Administrative Code. The Implementation Working Group shall evaluate the effectiveness of Mental Health SF in meeting the behavioral health and housing needs of eligible participants, by reviewing program data, and shall review and assess the Implementation Plan that is required to be submitted to the Mayor and the Board of Supervisors under subsection (h)(3) of Section 15.104 of the Administrative Code.

(b) The Implementation Working Group shall work with the Controller and the Department of Human Resources to conduct a staffing analysis of both City and nonprofit mental health services providers to determine whether there are staffing shortages that impact the providers' ability to provide effective and timely mental health services. If the staffing analysis concludes that there are staffing shortages that impact timely and effective service delivery, the staffing analysis shall also include recommendations regarding appropriate salary ranges that should be established, and other working conditions that should be changed, to attract and retain qualified staff for the positions where there are staffing shortages.

(c) By no later than October 1, 2020, and every year thereafter, the Implementation Working Group shall submit to the Board of Supervisors, the Mayor, and the Director of Health a written report on its progress.

(d) By no later than June 1, 2021, the Implementation Working Group shall submit to the Board of Supervisors, the Mayor, and the Director of Health its final recommendations concerning the design of Mental Health SF, and any steps that may be required to ensure its successful implementation.

(e) Within six months of the effective date of this Article XLIV, the Implementation Working Group shall submit to the Mayor, the Board of Supervisors, and the Director of Health the staffing analysis required by subsection (b).

(f) In the event that the actual or projected annual cost of implementing Mental Health SF exceeds \$150 million, as annually adjusted to reflect changes in the Consumer Price Index (the "Cost Cap"), the Implementation Working Group shall submit to the Board of Supervisors, the Mayor, and the Director of Health recommendations for how to reduce the scope of services provided by Mental Health SF in order to reduce annual costs so that they do not exceed the Cost Cap.

(Added by Ord. [300-19](#), File No. 191148, App. 12/20/2019, Eff. 1/20/2020, Oper. 1/20/2020)

#### SEC. 5.44-5. SUNSET.

This Article XLIV shall expire by operation of law, and the Implementation Working Group shall terminate, on September 1, 2026. After its expiration, the City Attorney shall cause this Article XLIV to be removed from the Administrative Code.

(Added by Ord. [300-19](#), File No. 191148, App. 12/20/2019, Eff. 1/20/2020, Oper. 1/20/2020)

#### ARTICLE XLV:

#### HOUSING STABILITY FUND OVERSIGHT BOARD

Sec. 5.45-1. Establishment of Housing Stability Fund Oversight Board.

Sec. 5.45-2. Membership.

Sec. 5.45-3. Organization and Terms of Office.

Sec. 5.45-4. Powers and Duties.

Sec. 5.45-5. Meetings and Procedures.

Sec. 5.45-6. Oversight Board – Term.

#### SEC. 5.45-1. ESTABLISHMENT OF HOUSING STABILITY FUND OVERSIGHT BOARD.

The Board of Supervisors hereby establishes the Housing Stability Fund Oversight Board (the "Oversight Board").

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

#### SEC. 5.45-2. MEMBERSHIP.

The Oversight Board shall consist of the following 11 voting members.

(a) Seats 1 and 2 shall be held by persons who are residents of Social Housing Developments, as defined in Section 10.100-78 of the Administrative Code, as amended from time to time to be appointed by the Board of Supervisors.

(b) Seats 3 and 4 shall be held by persons with experience owning, operating, or developing Social Housing Developments, as defined in Section 10.100-78 of the Administrative Code, to be appointed by the Board of Supervisors.

(c) Seats 5 and 6 shall be held by persons with legal, academic, or financing expertise regarding affordable housing creation and policy, to be appointed by the Board of Supervisors.

(d) Seat 7 shall be held by a person with experience or expertise in advocacy on behalf of tenants or residents of affordable housing, to be appointed by the Board of Supervisors.

(e) Seat 8 shall be held by a person with experience or expertise in the organized labor community, to be appointed by the Board of Supervisors.

(f) Seat 9 shall be held by an employee of the Mayor's Office of Housing and Community Development (MOHCD), to be appointed by the Director of MOHCD.

(g) Seats 10 and 11 shall be held by any resident of San Francisco with a demonstrated commitment to affordable housing and to racial and economic equity, to be appointed by the Board of Supervisors.

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

#### SEC. 5.45-3. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Oversight Board shall serve at the pleasure of their respective appointing authorities and may be removed by the member's appointing authority at any time. Each member may remain on the Oversight Board for a maximum of two full terms unless removed prior to the expiration of the term by the member's appointing authority, provided that such limitations to terms do not apply to Seat 9 (with such terms staggered so as to minimize the number of terms expiring simultaneously). The staggered terms will be applied as follows: the initial appointment for seats, 2, 4, 6, and 11 is two years, with the remaining seats being appointed to initial four-year terms. Thereafter, all terms shall be for four years. For purposes of the term limit, serving an initial term of two years, or serving

more than half of a four-year term, shall count as serving a full term. A seat that is vacant on the Oversight Board shall be filled by the appointing authority for that seat.

(b) Members of the Oversight Board shall receive no compensation from the City, except that the member in Seat 9 may receive their regular City salary for time spent on the Oversight Board.

(c) Any member who misses three regular meetings of the Oversight Board within a twelve-month period without the express approval of the Oversight Board at or before each missed meeting shall be deemed to have resigned from the Oversight Board 10 days after the third unapproved absence. The Oversight Board shall inform the appointing authority and the Clerk of the Board of Supervisors of any such resignation.

(d) The Mayor's Office of Housing and Community Development shall provide administrative and clerical support for the Oversight Board. All City officials and agencies shall cooperate with the Oversight Board in the performance of its functions.

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

#### SEC. 5.45-4. POWERS AND DUTIES.

(a) The Oversight Board shall provide oversight for the Housing Stability Program Fund established under Section 10.100-78 of Article XIII of Chapter 10 of the Administrative Code by making recommendations and providing guidance for the use of the Housing Stability Program Fund for Social Housing Developments, including, but not limited to, the acquisition of land and/or improvements, preservation, development, rehabilitation, construction, operation, loans, grants, and other eligible uses determined by MOHCD, and as included in any Housing Stability Fund regulations. The Oversight Board shall seek to make its recommendations through a racial and economic equity lens, with an eye toward the short-term and long-term impact on the use of the monies from the Housing Stability Program Fund.

(b) To aid the Oversight Board in making its recommendations and providing guidance, MOHCD shall submit a report to the Oversight Board by January 15 annually and present on the report at a subsequent Oversight Board meeting. MOHCD shall report on the use of the Housing Stability Fund during the preceding fiscal year, which report shall include, but need not be limited to, the amounts approved for disbursement for specific uses, the number and size of sites acquired and type (including improved or vacant), the scope of rehabilitation work for improved sites, the number of units developed or assisted by the Housing Stability Fund, the neighborhoods/geography of projects funded, and overall program implementation goals for the current fiscal year and proposed priorities for the next fiscal year.

(c) The Controller's Office shall provide a written report to the Board of Supervisors and the Oversight Board, by February 1 annually, with a summary of all revenues collected under real property transfer tax in the prior fiscal year 1

(d) The Oversight Board shall make recommendations, including budget recommendations, to the Board of Supervisors by March 31 annually.

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

CODIFICATION NOTE

1. So in Ord. [233-20](#).

SEC. 5.45-5. MEETINGS AND PROCEDURES.

(a) The Oversight Board shall hold its inaugural meeting not more than 90 days after the effective date of the ordinance in Board File No. 200610 enacting this Article XLVI.1 There shall be at least 10 days' notice of the inaugural meeting. Following the inaugural meeting, the Oversight Board shall hold a regular meeting not less than once each quarter.

(b) The Oversight Board shall elect a Chair and such other officers as it deems appropriate, and may establish bylaws and rules for its organization and procedures.

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

CODIFICATION NOTE

1. So in Ord. [233-20](#).

SEC. 5.45-6. OVERSIGHT BOARD – TERM.

Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that advisory bodies created by the Board should sunset within three years, the Board intends the Oversight Board to exist indefinitely unless terminated by ordinance.

(Added by Ord. [233-20](#), File No. 201183, App. 11/13/2020, Eff. 12/14/2020)

ARTICLE XLVI:

AFRICAN AMERICAN REPARATIONS ADVISORY COMMITTEE

Sec. 5.46-1. Creation of Advisory Committee.

Sec. 5.46-2. Purpose.

Sec. 5.46-3. Membership.

Sec. 5.46-4. Organization and Terms of Office.

Sec. 5.46-5. Powers and Duties.

Sec. 5.46-6. Meetings and Procedures.

Sec. 5.46-7. Sunset.

#### SEC. 5.46-1. CREATION OF ADVISORY COMMITTEE.

The Board of Supervisors hereby establishes the African American Reparations Advisory Committee (the “Advisory Committee”) of the City and County of San Francisco.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-2. PURPOSE.

The purpose of the Advisory Committee is to advise the Board of Supervisors, Mayor, the Human Rights Commission, and the public on the development of a San Francisco Reparations Plan that: 1) chronicles the legacy of American chattel slavery, post-Civil War government-sanctioned discrimination against African Americans, and ongoing institutional discrimination that has prevented the enslaved and their descendants from fully benefiting from the growth of the U.S. economy, with an emphasis on systemic, City-sanctioned discrimination that has adversely impacted the lives of Black San Franciscans; 2) determines the scope of and eligibility for a citywide reparations program and the means of disbursing reparations in order to make whole those who have been wronged or who continue to suffer harm from past wrongs, to close racial wealth gaps, and to address ongoing discrimination, anti-Black prejudice, and inequities; 3) improves education, housing, workforce development, economic opportunities, financial stability, small businesses, transit access, and food security, while reducing violence, health disparities, and over-criminalization, experienced by Black people; and 4) examines current and historic structural discrimination within the City and County of San Francisco and proposes institutional reforms to guard against the need for future redress.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-3. MEMBERSHIP.

(a) The Advisory Committee shall consist of 15 voting members, appointed by the Board of Supervisors.

(1) Seat 1 shall be held by a person who works for a media outlet that principally serves the African American community, is a storyteller of African American stories, or is a historian with expertise in African American history.

(2) Seat 2 shall be held by a person who has been displaced from San Francisco due to gentrification. This member shall not be required to reside in the City and County of San Francisco during their participation on the Advisory Committee.

(3) Seat 3 shall be held by an individual with expertise in private equity, venture capital, or fundraising in the financial industry.

(4) Seat 4 shall be held by an individual who is 65 years of age or older and who has lived in a predominantly African American community.

(5) Seat 5 shall be held by an individual who has been incarcerated.

(6) Seat 6 shall be held by an individual who has experienced discrimination in the workplace.

(7) Seat 7 shall be held by an individual who has experienced or is experiencing homelessness.

(8) Seat 8 shall be held by an individual with expertise in the impact of redevelopment activities in the Fillmore District and the Western Addition on Black communities.

(9) Seat 9 shall be held by an individual with experience as a small business owner principally serving the African American community.

(10) Seat 10 shall be held by a person who is employed by or in a leadership position in a charitable, social service, or religious organization principally serving the African-American community.

(11) Seat 11 shall be held by a person who works in the technology industry with experience in the field of technological equity.

(12) Seat 12 shall be held by a person who is between the ages of 14 and 24, inclusive, with experience working with community groups serving the African American community.

(13) Seat 13 shall be held by a person representing the sectors served by the Office of Economic and Workforce Development (construction, building and trades, hospitality, and medical sectors) with experience working in predominantly African American communities.

(14) Seat 14 shall be held by an individual with experience as a parent or caregiver of a child or children experiencing barriers to or disparate treatment in education.

(15) Seat 15 shall be held by an individual who has lived or is currently living in public housing.

(b) In appointing members to the Advisory Committee, the Board of Supervisors shall strive to identify individuals who not only meet the qualifications set forth in subsection (a), but who also:

(1) Are willing to perform work in service of the Advisory Committee outside of Advisory Committee meetings;

(2) Bring diverse skills and experiences to the Advisory Committee;



(3) Have experience living or working in predominantly African American neighborhoods or communities in San Francisco;

(4) Appreciate the diversity of viewpoints and experiences that exists within San Francisco's Black communities; and

(5) Have personally experienced discrimination in employment, access to healthcare, or access to social services.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-4. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Advisory Committee shall serve at the pleasure of the Board of Supervisors and may be removed by the Board at any time. Each member may remain on the Advisory Committee until the termination of the Advisory Committee under Section 5.46-7, unless removed by the Board.

(b) Service on the Advisory Committee shall be voluntary. Subject to the availability of funds and pursuant to written policies and procedures adopted by the Human Rights Commission, Advisory Committee members may receive a per meeting stipend. The amount of such stipend shall be set by the Human Rights Commission based on a finding that such amount is no more than necessary to compensate members for the average costs incurred by members to attend Advisory Committee meetings, including but not limited to transportation and childcare costs.

(c) Any member who misses three regular meetings of the Advisory Committee within a six-month period without the express approval of the Advisory Committee at or before each missed meeting shall be deemed to have resigned from the Advisory Committee ten days after the third unapproved absence. The Advisory Committee shall inform the Board of Supervisors of any such resignation.

(d) The Human Rights Commission shall provide administrative support for the Advisory Committee.

(e) At the request of the Advisory Committee, and subject to the fiscal, budgetary, and civil service provisions of the Charter and all applicable rules regarding competitive selection, the Human Rights Commission may retain consultants with appropriate expertise to assist the Advisory Committee in its development of the draft and final San Francisco Reparations Plans.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-5. POWERS AND DUTIES.

(a) The Advisory Committee shall have the power and the duty to advise the Board of Supervisors, Mayor, the Human Rights Commission, and the public in the development, adoption, and implementation of a San Francisco Reparations Plan.

(b) By no later than six months after its inaugural meeting, the Advisory Committee shall submit to the Board of Supervisors, the Mayor, and the Human Rights Commission a report summarizing the research, outreach, and other efforts it intends to undertake in support of its preparation of a San Francisco Reparations Plan.

(c) By no later than 18 months after its inaugural meeting, the Advisory Committee shall submit to the Board of Supervisors a draft San Francisco Reparations Plan (“Draft Plan”), along with a proposed resolution to accept the Draft Plan, and the Board may act by resolution to accept, reject, or modify the Draft Plan. The Advisory Committee shall also submit the Draft Plan to the Mayor and the Human Rights Commission, and the Director of the Human Rights Commission shall post the Draft Plan on the Human Rights Commission’s website.

(d) By no later than 24 months after its inaugural meeting, the Advisory Committee shall submit to the Board of Supervisors a final San Francisco Reparations Plan (“Final Plan”), which shall incorporate feedback received from the Board of Supervisors, the Mayor, the Human Rights Commission, and the public in response to the Draft Plan. The Final Plan shall be accompanied by a resolution to accept the Final Plan, and the Board may act by resolution to accept, reject, or modify the Final Plan.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-6. MEETINGS AND PROCEDURES.

(a) The Advisory Committee shall hold its inaugural meeting not more than 90 days after the effective date of the ordinance in Board File No. 201190 enacting this Article XLVI. There shall be at least ten days’ public notice of the inaugural meeting. Following the inaugural meeting, the Advisory Committee shall hold a regular meeting not less than once each month.

(b) The Advisory Committee shall elect a chair and such other officers as it deems appropriate, and may establish bylaws and rules for its organization and procedures.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

#### SEC. 5.46-7. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Advisory Committee, this Article XLVI shall expire by operation of law, and the Advisory Committee shall terminate, three years after the effective date of the ordinance in Board File No. 201190 enacting this Article. In that event, after the sunset date, the City Attorney shall cause this Article XLVI to be removed from the Administrative Code.

(Added by Ord. [259-20](#), File No. 201190, App. 12/18/2020, Eff. 1/18/2021)

ARTICLE XLVII:  
[EXPIRED]

Editor's Note:

Former Ch. 5, Art. XLVII, "Guaranteed Income Advisory Group," expired on 1/23/2023 per the terms of its sunset clause (former Sec. 5.47-6) and was removed from the Code at the direction of the Office of the City Attorney.

SEC. 5.47-1. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

SEC. 5.47-2. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

SEC. 5.47-3. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

SEC. 5.47-4. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

SEC. 5.47-5. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

SEC. 5.47-6. [EXPIRED.]

(Added by Ord. [269-20](#), File No. 201263, App. 12/23/2020, Eff. 1/23/2021; expired 1/23/2023)

ARTICLE XLVIII:  
ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY  
NO. 1

Sec. 5.48- Definitions.  
1.

Sec. 5.48- Creation of Enhanced Infrastructure Financing District Public Financing  
2. Authority No. 1.

- Sec. 5.48- Purpose.  
3.
- Sec. 5.48- Membership.  
4.
- Sec. 5.48- Organization and Terms of Office.  
5.
- Sec. 5.48- Powers and Duties.  
6.
- Sec. 5.48- Meetings and Procedures.  
7.
- Sec. 5.48- Sunset.  
8.

Editor’s Note:

Former Ch. 5, Art. XLVIII, “Students and Families Rise (Recovery with Inclusive and Successful Enrichment) Working Group,” expired on 4/5/2022 per the terms of its sunset clause (former Sec. 5.48-7) and was removed from the Code at the direction of the Office of the City Attorney.

SEC. 5.48-1. DEFINITIONS.

For purposes of this Article XLVIII, the following words or phrases shall have the following meanings:

“City” shall mean the City and County of San Francisco.

“EIFD Public Financing Authority No. 1” shall mean the public financing authority established to act as the governing board for the Power Station EIFD and such other EIFDs identified by the Board of Supervisors from time to time.

“Potrero Power Station Project” shall mean that certain mixed-use waterfront property, including about 1,815 residential units, commercial uses (e.g., office, retail, research and development facilities, and hospitality), and community facilities, including seven acres of greenspace, with approximately 1,200 square feet of waterfront frontage, and including 30% affordable housing through a combination of inclusionary housing, stand-alone housing projects, and affordable housing fees.

“Power Station EIFD” shall mean the enhanced infrastructure financing district that will be formed under California Government Code Sections 53398.50 et seq. for the purpose of providing funds to pay certain public facilities and projects of community-wide significance associated with the Potrero Power Station Project.

“Power Station IFP” shall have the meaning given that term in Section 5.48-3.

(Added by Ord. 44-23, File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-1 added by Ord. 24-21, File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

#### SEC. 5.48-2. CREATION OF ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY NO. 1

The Board of Supervisors hereby establishes the Enhanced Infrastructure Financing District Public Financing Authority No. 1 (“EIFD Public Financing Authority No. 1”) in accordance with California Government Code Sec. 53398.51.1.

(Added by Ord. 44-23, File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-2 added by Ord. 24-21, File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

#### SEC. 5.48-3. PURPOSE.

(a) The EIFD Public Financing Authority No. 1 shall serve as the governing body for the Power Station EIFD and, in that capacity, shall be responsible for the duties as are imposed by California Government Code Sections 53398.50 et seq., including, but not limited to, (i) causing the preparation of, adopting, and implementing the Infrastructure Financing Plan (“Power Station IFP”) for the Power Station EIFD, which will describe, among other things, the allocation by the City to the Power Station EIFD of certain incremental property tax revenue for the purpose of funding public capital facilities and other specified projects of communitywide significance that provide significant benefits to the Power Station EIFD or the surrounding community, (ii) the issuance by the Power Station EIFD of bonds and other forms of indebtedness in furtherance of the purposes of the Power Station EIFD, (iii) causing the timely preparation and delivery of the annual report required by Government Code Section 53398.66(j), and (iv) causing the timely preparation and delivery of the independent audit required by Government Code Section 53398.88.

(b) To the extent permitted under applicable law, the EIFD Public Financing Authority No. 1 shall act as the legislative body of other enhanced infrastructure financing districts formed in the City pursuant to California Government Code Section 53398.51, on such terms and conditions as the Board of Supervisors shall determine by ordinance and as otherwise set forth in the proceedings establishing such infrastructure financing districts.

(Added by Ord. 44-23, File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-3 added by Ord. 24-21, File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

SEC. 5.48-4. MEMBERSHIP.

The EIFD Public Financing Authority No. 1 shall consist of five members, appointed as follows:

(a) Seats 1-3 shall be held by members of the Board of Supervisors, appointed by the President of the Board of Supervisors.

(b) The President of the Board of Supervisors shall nominate for appointment by the Board of Supervisors a fourth member from the Board of Supervisors to serve as an alternate member of the EIFD Public Financing Authority No. 1. The alternate member may serve and vote in place of any one of the three members from the Board of Supervisors who is absent from a meeting of the EIFD Public Financing Authority No. 1, or with respect to any meeting agenda item for which one of the three members from the Board of Supervisors is recused, or may serve and vote if there is a vacancy in Seat 1, 2, or 3.

(c) Seats 4 and 5 shall be held by members of the public, nominated<sup>1</sup> by the President of the Board of Supervisors and appointed by the Board of Supervisors. Appointment of members of the public to seats 4 and 5 shall comply with California Government Code Sections 54970 and 54972. Such appointees are not precluded from being appointed as members of the legislative body of other enhanced financing districts established by City ordinance.

(Added by Ord. [44-23](#), File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-4 added by Ord. [24-21](#), File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

CODIFICATION NOTE

1. So in Ord. [44-23](#).

SEC. 5.48-5. ORGANIZATION AND TERMS OF OFFICE.

(a) The EIFD Public Financing Authority No. 1 shall come into existence on the date that appointments have been made to three of the five seats on the body.

(b) The Board of Supervisors shall make initial appointments to all five seats on the EIFD Public Financing Authority No. 1 by no later than 60 days following the effective date of this Article XLVIII.

(c) The terms of all five seats shall commence on the date the EIFD Public Financing Authority No. 1 comes into existence, as stated in subsection (a).

(d) Members of the EIFD Public Financing Authority No. 1 shall serve four-year terms, with the exception that the initial appointments to seats 3 and 4 shall be for two-year terms. Subsequent appointments to seats 3 and 4 shall be for four-year terms. Regardless of when a specific member is actually appointed to a seat, the beginning date of the initial terms is as stated in subsection (c),<sup>1</sup>

(e) Members of the EIFD Public Financing Authority No. 1 shall serve at the pleasure of the Board of Supervisors and may be removed from serving on the body by the Board of Supervisors at any time.

(f) When a vacancy occurs on the EIFD Public Financing Authority No. 1, the Board of Supervisors shall fill the vacancy in accordance with Section 5.48-4. The replacement appointee shall complete the term of the seat that was vacated, but is not precluded from being appointed to the Power Station for an additional term or terms.

(g) If a member of the EIFD Public Financing Authority No. 1 from the Board of Supervisors in seats 1-3 or serving as an alternate member leaves the Board of Supervisors, then that Supervisor's membership on the EIFD Public Financing Authority No. 1, or status as an alternate member, as the case may be, expires by operation of law, creating a vacancy in the seat or the alternate membership.

(h) Members of the EIFD Public Financing Authority No. 1 shall receive no compensation, but they may receive reimbursement for actual and necessary expenses incurred in the performance of official duties pursuant to Article 2.3 (commencing with Section 53232) of Chapter 2 of Part 1 of Division 2 of Title 5 of the California Government Code.

(i) Members of the EIFD Public Financing Authority No. 1 are subject to Article 2.4 (commencing with Section 53234) of Chapter 2 of Part 1 of Division 2 of Title 5 of the California Government Code.

(j) The EIFD Public Financing Authority No. 1 shall establish such rules and procedures as are necessary or appropriate to ensure compliance with California Government Code Sections 53398.50 et seq., to further the purposes of the Power Station EIFD, and to satisfy the requirements of Section 5.48.7 below.

(k) The Office of the Controller shall provide administrative and clerical support to the EIFD Public Financing Authority No. 1, unless and until that function is re-assigned to another Department as part of the annual budget process.

(Added by Ord. [44-23](#), File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-5 added by Ord. [24-21](#), File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

#### CODIFICATION NOTE

1. So in Ord. [44-23](#).

#### SEC. 5.48-6. POWERS AND DUTIES.

(a) The EIFD Public Financing Authority No. 1 shall have the powers and duties set forth in California Government Code Sections 53398.50 et seq., as may be amended from time to time.

(b) The EIFD Public Financing Authority No. 1 shall have no authority to exercise the sovereign powers of the City. The Power Station EIFD, once formed, shall be a governmental entity separate and distinct from the City and its sole purpose shall be to finance public capital facilities and projects of community-wide significance and other costs in accordance with California Government Code Sections 53398.50 et seq.

(Added by Ord. 44-23, File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-6 added by Ord. 24-21, File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

#### SEC. 5.48-7. MEETINGS AND PROCEDURES.

(a) The EIFD Public Financing Authority No. 1 shall hold its inaugural meeting no later than 90 days after the effective date of the ordinance establishing this Article XLVIII. There shall be at least ten days' notice of the inaugural meeting.

(b) Following the inaugural meeting, and not counting the inaugural meeting, the EIFD Public Financing Authority No. 1 shall hold a regular meeting not less than one time per year.

(c) The EIFD Public Financing Authority No. 1 shall elect a Chair, and in its discretion may establish such other offices, if any, as it deems appropriate, to be filled by election.

(d) The EIFD Public Financing Authority No. 1 may establish rules for its organization and procedures, as the Potrero EIFD Public Financing Authority No. 1 deems necessary or appropriate.

(e) Three members of the EIFD Public Financing Authority No. 1 shall constitute a quorum.

(f) In accordance with Government Code Section 53398.51.1(e), the EIFD Public Financing Authority No. 1 shall be deemed a local public agency subject to the Ralph M. Brown Act (Title 5, Division 2, Part 1, Chapter 9 (commencing with Section 54950) of the California Government Code); the California Public Records Act (Title 1, Division 10 (commencing with Section 7920.000) of the California Government Code); and the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the California Government Code).

(Added by Ord. 44-23, File No. 230160, App. 4/7/2023, Eff. 5/8/2023)

(Former Sec. 5.48-7 added by Ord. 24-21, File No. 210032, App. 3/5/2021, Eff. 4/5/2021; expired 4/5/2022)

#### SEC. 5.48-8. SUNSET



Unless the Board of Supervisors by ordinance extends the term of the EIFD Public Financing Authority No. 1, it shall terminate on (a) the date on which the Power Station EIFD no longer receives property tax revenues under the Power Station IFP, or (b) the date on which no bonds or other forms of indebtedness of the EIFD Public Financing Authority No. 1 are outstanding, whichever date is later. After that date, the City Attorney is authorized to cause this Article XLVIII to be removed from the Administrative Code.

(Added by Ord. [44-23](#), File No. 230160, App. 4/7/2023, Eff. 5/8/2023)