

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO: Ed D. Shaw, Director, MOHCD

FROM: Victor Young, Assistant Clerk

A handwritten signature in black ink that reads "Victor Young".

DATE: October 24, 2020

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed legislation:

File No. 201189

Ordinance amending the Administrative Code to modify the number and qualifications of members of the African American Arts and Cultural District Community Advisory Committee; to extend the sunset date of the Committee to January 2023; and to extend to July 2021 the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: linda.wong@sfgov.org.

c: Eugene, Flannery, MOHCD
Amy Chan, MOHCD



City and County of San Francisco

Master Report

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 201189 **File Type:** Ordinance **Status:** 30 Day Rule

Enacted: _____ **Effective:** _____

Version: 1 **In Control:** Rules Committee

File Name: Administrative Code - African American Arts and Cultural District **Date Introduced:** 10/20/2020

Requester: _____ **Cost:** _____ **Final Action:** _____

Comment: _____ **Title:** Ordinance amending the Administrative Code to modify the number and qualifications of members of the African American Arts and Cultural District Community Advisory Committee; to extend the sunset date of the Committee to January 2023; and to extend to July 2021 the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District.

Sponsor: Walton

History of Legislative File 201189

| Ver | Acting Body | Date | Action | Sent To | Due Date | Result |
|-----|-------------|------------|----------------------------|-----------------|------------|--------|
| 1 | President | 10/20/2020 | ASSIGNED UNDER 30 DAY RULE | Rules Committee | 11/19/2020 | |

1 [Administrative Code - African American Arts and Cultural District]

2
3 **Ordinance amending the Administrative Code to modify the number and qualifications**
4 **of members of the African American Arts and Cultural District Community Advisory**
5 **Committee; to extend the sunset date of the Committee to January 2023; and to extend**
6 **to July 2021 the deadlines for the written reports and recommendations from City**
7 **departments describing the cultural attributes of the District and proposing strategies**
8 **to acknowledge and preserve the cultural legacy of the District.**

9 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
10 **Additions to Codes** are in *single-underline italics Times New Roman font*.
11 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
12 **Board amendment additions** are in double-underlined Arial font.
13 **Board amendment deletions** are in ~~strikethrough Arial font~~.
14 **Asterisks (* * * *)** indicate the omission of unchanged Code
15 subsections or parts of tables.

16 Be it ordained by the People of the City and County of San Francisco:

17 Section 1. Chapters 5 and 107A of the Administrative Code are hereby amended by
18 revising Sections 5.30-2, 5.30-5, 5.30-6, and 107A.2, to read as follows:

19 **SEC. 5.30-2. MEMBERSHIP.**

20 The Committee shall consist of ~~15~~ seven voting members, nominated by the Supervisor
21 for District 10 and appointed by the Board of Supervisors. Members of the Committee shall
22 reside within the boundaries of the African American Arts and Cultural District (the "District"),
23 as described in Section 107.3 of this Code, and shall have the following additional
24 qualifications:

25 (a) Seat 1 shall be held by an owner of a business located in the District.

1 ~~(b) Seat 2 shall be held by a performing artist.~~

2 ~~(eb) Seat 2³ shall be held by an employee of a nonprofit organization that advocates for~~
3 ~~housing~~ located in the District.

4 ~~(dc) Seat 3⁴ shall be held by a person with knowledge or expertise regarding the~~
5 ~~history or culture of the District.~~

6 ~~(e) Seat 5 shall be held by a faith-based leader of a church located in the District.~~

7 ~~(fd) Seat 4⁶ shall be held by a youth between ages of 14 to 18 24, inclusive, at the time~~
8 ~~of appointment.~~

9 ~~(ge) No additional requirements shall apply to the individuals holding Seats 5, 6, and 7. 7~~
10 ~~shall be held by a person with knowledge or expertise regarding the workforce in the District.~~

11 ~~(h) Seat 8 shall be held by a person with knowledge or expertise regarding communication or~~
12 ~~journalism.~~

13 ~~(i) Seat 9 shall be held by a retired senior.~~

14 ~~(j) Seat 10 shall be held by a person with knowledge or expertise regarding community~~
15 ~~activation or event planning.~~

16 ~~(k) Seat 11 shall be held by a person with knowledge or expertise regarding digital or social~~
17 ~~media.~~

18 ~~(l) Seat 12 shall be held by a person with knowledge or expertise regarding community~~
19 ~~engagement.~~

20 ~~(m) Seat 13 shall be held by a person with knowledge or expertise regarding African American~~
21 ~~health.~~

22 ~~(n) Seat 14 shall be held by a director of a nonprofit arts organization located in the District.~~

23 ~~(o) Seat 15 shall be held by a board member of a neighborhood association located in the~~
24 ~~District.~~

1 **SEC. 5.30-5. MEETINGS AND PROCEDURES.**

2 (a) The Committee shall hold its inaugural meeting not more than ~~30~~ 60 days after the
3 Board has appointed at least four members to the Committee. There shall be at least ten
4 days' public notice of the inaugural meeting. Following the inaugural meeting, the Committee
5 shall hold a regular meeting not less than ~~once every three months~~ four times a year until the
6 sunset date set forth in Section 5.30-6.

7 * * * *

8
9 **SEC. 5.30-6. SUNSET.**

10 Unless the Board of Supervisors by ordinance extends the term of the Committee, this
11 Article XXX shall expire by operation of law, and the Committee shall terminate, on January 31,
12 2023~~one year after the effective date of the ordinance in Board File No. 181080 enacting this Article.~~
13 After that date, the City Attorney shall cause this Article XXX to be removed from the
14 Administrative Code.

15
16 **SEC. 107A.2. REQUIRED REPORTS.**

17 (a) **Department Reports to the Mayor's Office of Housing and Community**
18 **Development.** By no later than ~~July 31, 2019~~ July 1, 2021, the departments listed in this
19 subsection (a) shall submit to the Mayor's Office of Housing and Community Development
20 reports containing an assessment of relevant assets and needs in the District,
21 recommendations on programs, policies, and funding sources that could benefit the District,
22 and other recommendations that could serve the District to advance the goals of this Chapter
23 107A. Each department shall seek the input of the African American Arts and Cultural District
24 Community Advisory Committee established in Chapter 5, Article XXX of the Administrative
25 Code, during that committee's existence, as well as residents, businesses, and organizations

1 in the District, when compiling the information relevant for the reports and when deciding on
2 recommendations.

3 (1) The Historic Preservation Commission’s report shall describe and evaluate
4 historic resources in the District and make recommendations regarding how the City may
5 preserve those resources.

6 (2) The Office of Economic and Workforce Development’s report shall (A)
7 describe existing businesses and nonprofit organizations that contribute to the culture of the
8 District, and make recommendations regarding how the City may serve those businesses and
9 organizations; and (B) describe tourist activity in the District, and make recommendations
10 regarding how the City can sustain and increase that activity.

11 (3) The Arts Commission’s report shall describe the artistic and cultural assets
12 in the District, including fine arts, performing arts, and regular cultural events like festivals, and
13 make recommendations about how the City may preserve and support those assets.

14 (4) The Department of Public Works’ report shall (A) describe potential
15 improvements to public amenities and infrastructure in the District that could better reflect the
16 culture of the District; and (B) evaluate available opportunities for adding to the public
17 amenities and infrastructure that reflect and enhance the culture of the District, and make
18 recommendations for potential funding sources to support those additions.

19 (5) The Planning Department’s report shall make recommendations regarding
20 potential amendments to the Planning Code that could contribute to the preservation of the
21 character of the District.

22 (6) The Human Rights Commission’s report shall evaluate and describe the
23 cultural competency of City services in the District, and propose policy changes to address
24 deficits in those areas.

1 (b) **Culture, History, Housing, and Economic Sustainability Strategy Report.** By
2 no later than December 31, 2021~~July 31, 2020~~, the Mayor's Office of Housing and Community
3 Development shall prepare and submit to the Board of Supervisors and the Mayor a Culture,
4 History, Housing, and Economic Sustainability Strategy Report ("CHHESS Report") for the
5 District.

6 The CHHESS Report shall include a demographic and economic profile of the District,
7 including past, current, and future trends; analyze and record the tangible and intangible
8 elements of the District's cultural heritage; identify areas of concern that could inhibit the
9 preservation of the District's unique culture; and propose legislative, economic, and other
10 solutions and strategies to support the District. The CHHESS Report shall discuss or
11 incorporate the findings and recommendations of departments in the reports required by
12 subsection (a) of this Section 107A.2. In preparing the CHHESS Report, the Mayor's Office of
13 Housing and Community Development shall solicit recommendations and feedback from the
14 African American Arts and Cultural District Community Advisory Committee, and spearhead a
15 community engagement process with residents, businesses, and workers in the District, in
16 order to develop the strategies and plans that will preserve and enhance the culture of the
17 District.

18 (c) **Timeline Extensions.** The Board of Supervisors may extend any of the deadlines
19 in subsections (a) or (b) of this Section 107A.2 by resolution. Prior to requesting that the
20 Board extend a deadline, any department requesting such an extension shall notify the
21 African American Arts and Cultural District Community Advisory Committee in writing.

22 (d) **Board of Supervisors Consideration.** Following receipt of the CHHESS Report
23 from the Mayor's Office of Housing and Community Development, the Board of Supervisors
24 may take any action that the Board deems appropriate, including, by resolution, approving the
25 report, modifying the report, rejecting the report, or requesting additional information or

1 analysis from the Mayor's Office of Housing and Community Development or any other City
2 department or agency.

3 (e) **Progress Reports.** The Mayor's Office of Housing and Community Development
4 shall provide a progress report on the strategies outlined in the CHHESS Report at least once
5 every three years following the Board of Supervisors' enactment of a resolution approving or
6 modifying the CHHESS Report.

7
8 Section 2. Effective Date. This ordinance shall become effective 30 days after
9 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
10 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
11 of Supervisors overrides the Mayor's veto of the ordinance.

12
13 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
14 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
15 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
16 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
17 additions, and Board amendment deletions in accordance with the "Note" that appears under
18 the official title of the ordinance.

19
20
21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: _____
24 JON GIVNER
25 Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - African American Arts and Cultural District]

Ordinance amending the Administrative Code to modify the number and qualifications of members of the African American Arts and Cultural District Community Advisory Committee; to extend the sunset date of the Committee to January 2023; and to extend to July 2021 the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District.

Existing Law

In 2018, the Board of Supervisors establishes the African American Arts and Cultural District in the Bayview Hunters Point neighborhood. Under that ordinance, several City departments must prepare and submit reports to the Mayor's Office of Housing and Community Development (MOHCD) by July 2019. The reports will assess the assets and needs in the District, and will recommend programs, policies, and funding sources that could benefit the District and preserve its cultural legacy. After these reports are complete, MOHCD will prepare a Culture, History, Housing, and Economic Sustainability Strategy Report (CHHESS Report). The CHHESS Report will include a demographic and economic profile of the District, including past, current, and future trends; analyze and record the District's cultural heritage; identify areas of concern that could inhibit the preservation of the District's unique culture; and propose legislative, economic, and other solutions and strategies to support the District. By October 8, 2019, MOHCD will submit the report to the Board of Supervisors for the Board's consideration and possible approval. MOHCD will prepare additional progress reports every three years thereafter.

The 2018 ordinance also established the African American Arts and Cultural District Community Advisory Committee to advise the Board of Supervisors, the Mayor, and MOHCD regarding strategies to support and preserve the culture and heritage of the African American Arts and Cultural District. The Advisory Committee is a 15-member body with members nominated by the District 10 Supervisor and appointed by the Board of Supervisors. The Advisory Committee was set to sunset in January 2020.

Amendments to Current Law

The proposed ordinance would change the size of the Advisory Committee so it will have 7 members instead of 15. The Advisory Committee would include an owner of a business located in the District, an employee of a nonprofit organization in the District, a person with knowledge or expertise regarding the history or culture of the District, a youth between ages of 14 to 24, and three other at-large members.

FILE NO. 201189

The proposed ordinance would extend the sunset date of the Advisory Committee to January 2023.

The proposed ordinance also would change the deadline for departments to submit reports to MOHCD to July 2021, and would extend the deadline for MOHCD to submit the initial CHHESS Report to December 2021.

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Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Walton

Subject:

Administrative Code - African American Arts and Cultural District

The text is listed:

Ordinance amending the Administrative Code to modify the number and qualifications of members of the African American Arts and Cultural District Community Advisory Committee; to extend the sunset date of the Committee to January 2023; and to extend to July 2021 the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District.

Signature of Sponsoring Supervisor: /s/ Shamann Walton

For Clerk's Use Only

From: [Givner, Jon \(CAT\)](#)
To: [Walton, Shamann \(BOS\)](#); [Gee, Natalie \(BOS\)](#); [BOS Legislation, \(BOS\)](#)
Cc: [Burch, Percy \(BOS\)](#)
Subject: RE: Walton - Ordinance - African-American Art & Cultural District CAC
Date: Tuesday, October 20, 2020 5:33:37 PM

Same – I approve as to form.

Jon Givner
Deputy City Attorney
Office of City Attorney Dennis Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
phone: (415) 554-4694
www.sfcityattorney.org
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From: Walton, Shamann (BOS) <shamann.walton@sfgov.org>
Sent: Tuesday, October 20, 2020 5:32 PM
To: Gee, Natalie (BOS) <natalie.gee@sfgov.org>; BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Cc: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>; Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: RE: Walton - Ordinance - African-American Art & Cultural District CAC

Thank you Natalie.

Confirmed.

Supervisor Shamann Walton

San Francisco Board of Supervisors, District 10
1 Dr. Carlton B. Goodlett Pl, Room 282
Office: 415.554.7670

From: Gee, Natalie (BOS) <natalie.gee@sfgov.org>
Sent: Tuesday, October 20, 2020 5:25 PM
To: BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Cc: Walton, Shamann (BOS) <shamann.walton@sfgov.org>; GIVNER, JON (CAT) <Jon.Givner@sfcityatty.org>; Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: Walton - Ordinance - African-American Art & Cultural District CAC

Good afternoon Clerks,

Attached is Supervisor Walton's legislation on the African American Art & Cultural District CAC. Included is: introduction form, legislation, and legislative digest. I've included Supervisor Walton and Deputy City Attorney Jon Givner to confirm their signatures.

Thank you,
Natalie

Natalie Gee 朱凱勤, Chief of Staff
Office of District 10 **Supervisor Shamann Walton**
1 Dr. Carlton B. Goodlett Pl, San Francisco | Room 282
Direct: 415.554.7672 | **Office:** 415.554.7670
Sign up for Supervisor Walton's [monthly newsletter!](#)
Follow Supervisor Walton on [Facebook.](#)

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Sunday, October 18, 2020 11:23:37 AM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Cc: PEARSON, ANNE (CAT) <Anne.Pearson@sfcityatty.org>; ZAREFSKY, PAUL (CAT) <Paul.Zarefsky@sfcityatty.org>; BUTA, ODAYA (CAT) <Odaya.Buta@sfcityatty.org>; CHEESEBOROUGH, PAMELA (CAT) <Pamela.Cheeseborough@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Percy. Here's the final ordinance and legislative digest for you to introduce on Tuesday.
Jon

Jon Givner
Deputy City Attorney
Office of City Attorney Dennis Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
phone: (415) 554-4694
www.sfcityattorney.org

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Wednesday, October 14, 2020 9:45 AM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Thank you John.

We will like to introduce next week.

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10
1 Dr. Carlton B. Goodlett Place, City Hall, Room 282
San Francisco, CA 94102-4689
Office: 415.554.7671 | Fax: 415.554.7674
percy.burch@sfgov.org | www.sfbos.org

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Thursday, October 8, 2020 1:47 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: RE: African-American Art & Cultural District CAC

No problem. Here's an updated draft. If you're interested in introducing this on the 20th, I'll run it through our legislative review process and prepare a legislative digest. Just let me know.
Jon

Jon Givner
Deputy City Attorney
Office of City Attorney Dennis Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
phone: (415) 554-4694
www.sfcityattorney.org

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Thursday, October 8, 2020 12:04 PM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Jon,

I hope you are still doing well in this madness.

Is it possible for you to make one minor change to the legislation.

On page two (2), we would like the age for seat four (4), be 14-24.

Thanks in advance.

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10

1 Dr. Carlton B. Goodlett Place, City Hall, Room 282

San Francisco, CA 94102-4689

Office: 415.554.7671 | Fax: 415.554.7674

percy.burch@sfgov.org | www.sfbos.org

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>

Sent: Thursday, February 20, 2020 3:27 PM

To: Burch, Percy (BOS) <percy.burch@sfgov.org>

Subject: RE: African-American Art & Cultural District CAC

Hi Percy. Here's a draft ordinance. I realized that requiring departments to give MOHCD their reports in June 2021 and having MOHCD complete its final report in July 2021 doesn't make sense, so I modified the dates a bit. Feel free to let me know if you want to use different dates.

This draft hasn't gone through our internal review process yet. If you want to introduce on Tuesday, can you let me know tomorrow if you have any edits or concerns? Otherwise, if you get back to me next week, I can have it ready for introduction on March 3.

Jon

Jon Givner

Deputy City Attorney

Office of City Attorney Dennis Herrera

1 Dr. Carlton B. Goodlett Place, Suite 234

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Thursday, February 13, 2020 3:56 PM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: Re: African-American Art & Cultural District CAC

Thank you Jon.

I know you have a lot of work and always know we appreciate you!

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From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Wednesday, February 12, 2020 6:25:09 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: RE: African-American Art & Cultural District CAC

Thanks Percy. I'm hoping to get you a draft next week. I've never been to Colombia, but all I hear is great. Hopefully I will take your recommendation one day soon.

Jon Givner, Deputy City Attorney
Office of San Francisco City Attorney Dennis J. Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
phone: (415) 554-4694
fax: (415) 554-4745

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Wednesday, February 12, 2020 10:56 AM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Jon,

Just getting back from Colombia, I don't know if you had a chance to get out there, but I highly recommend it.

Let's go with option 1 and just change the date to June 2021.

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10

1 Dr. Carlton B. Goodlett Place, City Hall, Room 282

San Francisco, CA 94102-4689

Office: 415.554.7671 | Fax: 415.554.7674

percy.burch@sfgov.org | www.sfbos.org

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>

Sent: Thursday, January 30, 2020 9:46 AM

To: Burch, Percy (BOS) <percy.burch@sfgov.org>

Subject: RE: African-American Art & Cultural District CAC

Yes. I'd say you have two options: First, you could keep the requirement in the current ordinance for departments to submit reports, but change the ordinance so those reports are due in June 2021. Or second, you could eliminate the report requirement in the ordinance and instead require MOHCD to work with and solicit input from the departments.

Jon Givner

Deputy City Attorney

Office of City Attorney Dennis Herrera

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phone: (415) 554-4694

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>

Sent: Thursday, January 30, 2020 9:34 AM

To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>

Subject: RE: African-American Art & Cultural District CAC

Hi Jon,

I appreciate you working through this with me.

Are we able to have departments submit reports by June 30, 2021 to MOHCD?

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10
1 Dr. Carlton B. Goodlett Place, City Hall, Room 282
San Francisco, CA 94102-4689
Office: 415.554.7671 | Fax: 415.554.7674
percy.burch@sfgov.org | www.sfbos.org

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Tuesday, January 28, 2020 7:01 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: Re: African-American Art & Cultural District CAC

Got it. So you don't want to require the departments to submit reports by a particular date but you want to require MOHCD to solicit their input?

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Tuesday, January 28, 2020 6:45:26 PM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: Re: African-American Art & Cultural District CAC

Hi Jon,

Thank you for your help on this.

Just wanted to add for #1 - we would like to solicit the departmental input formally.

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From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Tuesday, January 28, 2020 5:57:03 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: RE: African-American Art & Cultural District CAC

Thanks Percy. This all makes sense. I'll work on a draft.

Jon Givner
Deputy City Attorney
Office of City Attorney Dennis Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234

San Francisco, CA 94102
phone: (415) 554-4694
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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Tuesday, January 28, 2020 10:54 AM
To: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Jon,

My apologies for the delay.

Please see responses below in yellow.

Thank you for your help.

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10
1 Dr. Carlton B. Goodlett Place, City Hall, Room 282
San Francisco, CA 94102-4689
Office: 415.554.7671 | Fax: 415.554.7674
percy.burch@sfgov.org | www.sfbos.org

From: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Sent: Monday, January 20, 2020 4:42 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Percy. Based on the edits, it looks like you're looking for the following changes. Please let me know if this is right. I also included a couple questions for you below.

1. Instead of requiring departments to submit reports to MOHCD, you will require MOHCD to solicit the departments' input more informally. The current ordinance required the departments to submit reports to MOHCD by last summer. Did none of

them meet that deadline? The current ordinance also requires MOHCD to complete the CHHESS Report by July 31, 2020. Do you want to keep that deadline?

- No, let's set a new date of July 1, 2021

2. Instead of a 15-member advisory committee, you will create a 7-member committee with the qualifications that Larry sets forth in his draft.

- Yes, 7-member body.

3. You will give the advisory committee 60 days to hold its first meeting after all the appointments are complete, instead of 30.

- Yes, 60 days not 30.

4. You will require the advisory committee to meet twice a year instead of four times. The Board's Rules of order set as a default that all advisory bodies should meet at least once every four months. If you want the ordinance to meet less often than that, you should talk with Angela as a first step.

- We will have them meet quarterly.

5. You also should set a new sunset date for the advisory committee. Supervisor Cohen's ordinance required the ordinance to sunset in January 2020. Let me know how long you'd like the committee to exist. Under the Board's rules, ordinances should generally require advisory bodies to sunset in three years or less—although the Board can always extend them.

- The sunset date should be the end of the term, then we will extend. If we win.

Thanks Percy.

Jon

Jon Givner, Deputy City Attorney
Office of San Francisco City Attorney Dennis J. Herrera
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
phone: (415) 554-4694
fax: (415) 554-4745

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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Thursday, January 16, 2020 4:01 PM
To: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>
Cc: Givner, Jon (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Thank you Anne.

Hi Jon,

Please see attached for edits to the legislation.

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10
1 Dr. Carlton B. Goodlett Place, City Hall, Room 282
San Francisco, CA 94102-4689
Office: 415.554.7671 | Fax: 415.554.7674
percy.burch@sfgov.org | www.sfbos.org

From: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>
Sent: Thursday, January 16, 2020 3:20 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Cc: GIVNER, JON (CAT) <Jon.Givner@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Hi Percy,

This ordinance will be handled by Jon Givner, or someone on his team.

I understand that you intend to extend the life of this advisory committee. It sounds like you also intend to revise the number and/or qualifications of some of the members. Once you have decided on the specific amendments you wish to make, please reach out to Jon. He can be reached by email or at X 44694.

Thanks,
Anne

Anne Pearson
Deputy City Attorney
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From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Tuesday, January 14, 2020 6:10 PM
To: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

That'll work.

My extension here is 47671.

Percy Burch
Legislative Aide
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From: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>
Sent: Tuesday, January 14, 2020 5:57 PM
To: Burch, Percy (BOS) <percy.burch@sfgov.org>
Subject: Re: African-American Art & Cultural District CAC

Sure. How about we speak by phone at 9:30?

Anne Pearson
Deputy City Attorney
Office of City Attorney Dennis Herrera
415-554-4706 (direct)

From: Burch, Percy (BOS) <percy.burch@sfgov.org>
Sent: Tuesday, January 14, 2020 5:44:48 PM
To: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>
Subject: RE: African-American Art & Cultural District CAC

Do you have time tomorrow morning before B&F?

Percy Burch

Legislative Aide

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From: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>

Sent: Tuesday, January 14, 2020 4:02 PM

To: Burch, Percy (BOS) <percy.burch@sfgov.org>

Subject: RE: African-American Art & Cultural District CAC

Hi Percy,

Absolutely, although if you can make the time this week, that would be ideal. I'm afraid this issue is a little time sensitive, which I should have emphasized in my email. As I noted, the current ordinance sunsets on January 21. So, we would like to advise the Publisher as soon as possible about the Board's intent.

I attend all Board committee meetings, so am not available during those blocks of times. But if you let me know your availability, we can find a time that works.

Thanks,

Anne

Anne Pearson

Deputy City Attorney

Office of the City Attorney

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San Francisco, CA 94102

Tel: (415) 554-4706

anne.pearson@sfcityatty.org

Attorney-Client Communication - Do Not Disclose
Confidential Attorney-Work Product - Do Not Disclose

From: Burch, Percy (BOS) <percy.burch@sfgov.org>

Sent: Tuesday, January 14, 2020 3:57 PM

To: Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>

Subject: African-American Art & Cultural District CAC

Hi Anne,

Hope all is well.

I wanted to follow-up about the legislation for the Africa American Art & Cultural District CAC.

Do you have time next week to meet?

Percy Burch

Legislative Aide

Office of Supervisor Shamann Walton | District 10

1 Dr. Carlton B. Goodlett Place, City Hall, Room 282

San Francisco, CA 94102-4689

Office: 415.554.7671 | Fax: 415.554.7674

percy.burch@sfgov.org | www.sfbos.org

1 [Administrative Code - African American Arts and Cultural District]

2

3 **Ordinance amending the Administrative Code to modify the number and qualifications**
 4 **of members of the African American Arts and Cultural District Community Advisory**
 5 **Committee; to extend the sunset date of the Committee to January 2023; and to extend**
 6 **to July 2021 the deadlines for the written reports and recommendations from City**
 7 **departments describing the cultural attributes of the District and proposing strategies**
 8 **to acknowledge and preserve the cultural legacy of the District.**

9 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
 10 **Additions to Codes** are in *single-underline italics Times New Roman font*.
 11 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
 12 **Board amendment additions** are in double-underlined Arial font.
 13 **Board amendment deletions** are in ~~strikethrough Arial font~~.
 14 **Asterisks (* * * *)** indicate the omission of unchanged Code
 15 subsections or parts of tables.

13

14 Be it ordained by the People of the City and County of San Francisco:

15

16 Section 1. Chapters 5 and 107A of the Administrative Code are hereby amended by
 17 revising Sections 5.30-2, 5.30-5, 5.30-6, and 107A.2, to read as follows:

18

19 **SEC. 5.30-2. MEMBERSHIP.**

20 The Committee shall consist of ~~15~~ seven voting members, nominated by the Supervisor
 21 for District 10 and appointed by the Board of Supervisors. Members of the Committee shall
 22 reside within the boundaries of the African American Arts and Cultural District (the "District"),
 23 as described in Section 107.3 of this Code, and shall have the following additional
 24 qualifications:

25 (a) Seat 1 shall be held by an owner of a business located in the District.

1 ~~(b) Seat 2 shall be held by a performing artist.~~

2 ~~(eb) Seat 2³ shall be held by an employee of a nonprofit organization that advocates for~~
3 ~~housing~~ located in the District.

4 ~~(dc) Seat 3⁴ shall be held by a person with knowledge or expertise regarding the~~
5 ~~history or culture of the District.~~

6 ~~(e) Seat 5 shall be held by a faith-based leader of a church located in the District.~~

7 ~~(fd) Seat 4⁶ shall be held by a youth between ages of 14 to 18 24, inclusive, at the time~~
8 ~~of appointment.~~

9 ~~(ge) No additional requirements shall apply to the individuals holding Seats 5, 6, and 7. 7~~
10 ~~shall be held by a person with knowledge or expertise regarding the workforce in the District.~~

11 ~~(h) Seat 8 shall be held by a person with knowledge or expertise regarding communication or~~
12 ~~journalism.~~

13 ~~(i) Seat 9 shall be held by a retired senior.~~

14 ~~(j) Seat 10 shall be held by a person with knowledge or expertise regarding community~~
15 ~~activation or event planning.~~

16 ~~(k) Seat 11 shall be held by a person with knowledge or expertise regarding digital or social~~
17 ~~media.~~

18 ~~(l) Seat 12 shall be held by a person with knowledge or expertise regarding community~~
19 ~~engagement.~~

20 ~~(m) Seat 13 shall be held by a person with knowledge or expertise regarding African American~~
21 ~~health.~~

22 ~~(n) Seat 14 shall be held by a director of a nonprofit arts organization located in the District.~~

23 ~~(o) Seat 15 shall be held by a board member of a neighborhood association located in the~~
24 ~~District.~~

1 **SEC. 5.30-5. MEETINGS AND PROCEDURES.**

2 (a) The Committee shall hold its inaugural meeting not more than ~~30~~ 60 days after the
3 Board has appointed at least four members to the Committee. There shall be at least ten
4 days' public notice of the inaugural meeting. Following the inaugural meeting, the Committee
5 shall hold a regular meeting not less than ~~once every three months~~ four times a year until the
6 sunset date set forth in Section 5.30-6.

7 * * * *

8
9 **SEC. 5.30-6. SUNSET.**

10 Unless the Board of Supervisors by ordinance extends the term of the Committee, this
11 Article XXX shall expire by operation of law, and the Committee shall terminate, on January 31,
12 2023~~one year after the effective date of the ordinance in Board File No. 181080 enacting this Article.~~
13 After that date, the City Attorney shall cause this Article XXX to be removed from the
14 Administrative Code.

15
16 **SEC. 107A.2. REQUIRED REPORTS.**

17 (a) **Department Reports to the Mayor's Office of Housing and Community**
18 **Development.** By no later than ~~July 31, 2019~~ July 1, 2021, the departments listed in this
19 subsection (a) shall submit to the Mayor's Office of Housing and Community Development
20 reports containing an assessment of relevant assets and needs in the District,
21 recommendations on programs, policies, and funding sources that could benefit the District,
22 and other recommendations that could serve the District to advance the goals of this Chapter
23 107A. Each department shall seek the input of the African American Arts and Cultural District
24 Community Advisory Committee established in Chapter 5, Article XXX of the Administrative
25 Code, during that committee's existence, as well as residents, businesses, and organizations

1 in the District, when compiling the information relevant for the reports and when deciding on
2 recommendations.

3 (1) The Historic Preservation Commission’s report shall describe and evaluate
4 historic resources in the District and make recommendations regarding how the City may
5 preserve those resources.

6 (2) The Office of Economic and Workforce Development’s report shall (A)
7 describe existing businesses and nonprofit organizations that contribute to the culture of the
8 District, and make recommendations regarding how the City may serve those businesses and
9 organizations; and (B) describe tourist activity in the District, and make recommendations
10 regarding how the City can sustain and increase that activity.

11 (3) The Arts Commission’s report shall describe the artistic and cultural assets
12 in the District, including fine arts, performing arts, and regular cultural events like festivals, and
13 make recommendations about how the City may preserve and support those assets.

14 (4) The Department of Public Works’ report shall (A) describe potential
15 improvements to public amenities and infrastructure in the District that could better reflect the
16 culture of the District; and (B) evaluate available opportunities for adding to the public
17 amenities and infrastructure that reflect and enhance the culture of the District, and make
18 recommendations for potential funding sources to support those additions.

19 (5) The Planning Department’s report shall make recommendations regarding
20 potential amendments to the Planning Code that could contribute to the preservation of the
21 character of the District.

22 (6) The Human Rights Commission’s report shall evaluate and describe the
23 cultural competency of City services in the District, and propose policy changes to address
24 deficits in those areas.

1 (b) **Culture, History, Housing, and Economic Sustainability Strategy Report.** By
2 no later than December 31, 2021~~July 31, 2020~~, the Mayor's Office of Housing and Community
3 Development shall prepare and submit to the Board of Supervisors and the Mayor a Culture,
4 History, Housing, and Economic Sustainability Strategy Report ("CHHESS Report") for the
5 District.

6 The CHHESS Report shall include a demographic and economic profile of the District,
7 including past, current, and future trends; analyze and record the tangible and intangible
8 elements of the District's cultural heritage; identify areas of concern that could inhibit the
9 preservation of the District's unique culture; and propose legislative, economic, and other
10 solutions and strategies to support the District. The CHHESS Report shall discuss or
11 incorporate the findings and recommendations of departments in the reports required by
12 subsection (a) of this Section 107A.2. In preparing the CHHESS Report, the Mayor's Office of
13 Housing and Community Development shall solicit recommendations and feedback from the
14 African American Arts and Cultural District Community Advisory Committee, and spearhead a
15 community engagement process with residents, businesses, and workers in the District, in
16 order to develop the strategies and plans that will preserve and enhance the culture of the
17 District.

18 (c) **Timeline Extensions.** The Board of Supervisors may extend any of the deadlines
19 in subsections (a) or (b) of this Section 107A.2 by resolution. Prior to requesting that the
20 Board extend a deadline, any department requesting such an extension shall notify the
21 African American Arts and Cultural District Community Advisory Committee in writing.

22 (d) **Board of Supervisors Consideration.** Following receipt of the CHHESS Report
23 from the Mayor's Office of Housing and Community Development, the Board of Supervisors
24 may take any action that the Board deems appropriate, including, by resolution, approving the
25 report, modifying the report, rejecting the report, or requesting additional information or

1 analysis from the Mayor’s Office of Housing and Community Development or any other City
2 department or agency.

3 (e) **Progress Reports.** The Mayor’s Office of Housing and Community Development
4 shall provide a progress report on the strategies outlined in the CHHESS Report at least once
5 every three years following the Board of Supervisors’ enactment of a resolution approving or
6 modifying the CHHESS Report.

7
8 Section 2. **Effective Date.** This ordinance shall become effective 30 days after
9 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
10 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
11 of Supervisors overrides the Mayor’s veto of the ordinance.

12
13 Section 3. **Scope of Ordinance.** In enacting this ordinance, the Board of Supervisors
14 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
15 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
16 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
17 additions, and Board amendment deletions in accordance with the “Note” that appears under
18 the official title of the ordinance.

19
20
21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: _____
24 JON GIVNER
25 Deputy City Attorney

n:\legana\as2020\2000287\01486852.docx