

File No. 100529

Committee Item No. \_\_\_\_\_

Board Item No. 19

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST\*

Committee \_\_\_\_\_

Date \_\_\_\_\_

Board of Supervisors Meeting

Date 6/15/10

#### Cmte Board

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| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Digest   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Budget Analyst Report  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Analyst Report   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Public Correspondence  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Exceeds 20 pages; see file to review   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Sent to Board in advance of agenda preparation;<br>available for review at reception desk, City Hall, Room 244 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Other  |
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#### Late Agenda Items (documents received too late for distribution to the Committee Members)

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Completed by: Rick Caldeira

Date 6/9/10

Date \_\_\_\_\_

\*This list reflects the explanatory documents provided

[Neighborhood Community Justice Task Force.]

Ordinance amending the San Francisco Administrative Code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force.

NOTE: Additions are single-underline italics Times New Roman; deletions are ~~strike through italics Times New Roman~~. Board amendment additions are double-underlined; Board amendment deletions are ~~strikethrough normal~~.

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

Section 1. Findings. The Board of Supervisors finds and declares as follows:

1. In recent years, there have been complaints in some neighborhoods and commercial corridors in the City and County of San Francisco regarding low-level quality-of-life crimes, obstruction of sidewalks, drug-related crimes, and harassment of pedestrians.

2. Many quality-of-life offenses are often not the result of criminal intent, but stem from a dearth of social and health services, as well as a lack of economic alternatives for low-income San Franciscans.

3. The City and County of San Francisco has in recent years moved away from exclusive reliance on traditional criminal justice models and toward a combination of restorative and community justice models and social services, such as those present in the Tenderloin's Community Justice Center, collaborative courts such as the Behavioral Health Court, Drug Court, and Dependency Drug Court, and the community courts in numerous San

1 Francisco neighborhoods, combined with services that are necessary to make such programs  
2 effective.

3 4. Other neighborhoods and commercial corridors could benefit from alternative  
4 approaches to community justice, including restorative or community justice systems and  
5 practices, in conjunction with social and health services that make them most effective, or that  
6 provide options for San Franciscans before their engagement with the traditional or alternative  
7 criminal justice systems.

8 5. Such systems and practices are most effective when rooted in existing community  
9 structure and reflective of specific community needs and values. It is therefore important that  
10 any such system be the result of a collaborative community process.

11  
12 Section 2. The San Francisco Administrative Code is hereby amended by adding  
13 Chapter 5, Article VIII, Sections 5.70 through 5.75, to read as follows:

14 **SEC. 5.70. ESTABLISHMENT.**

15 The Board of Supervisors hereby establishes a Neighborhood Community Justice Task Force  
16 ("the Task Force") to make recommendations to the Board of Supervisors regarding the creation of  
17 neighborhood-based restorative and community justice programs. The Task Force will focus on one  
18 neighborhood or commercial corridor at a time ("the Neighborhood"). The first focus of the Task  
19 Force will be the Haight-Ashbury neighborhood, and subsequent foci will be chosen by resolution of  
20 the Board of Supervisors. With each subsequent neighborhood or commercial corridor focus, the Task  
21 Force membership will change in order to maintain community-based decision making, and to  
22 appropriately fill those seats that have location-based requirements, as described below.

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1 SEC. 5.71. MEMBERSHIP.

2 (a) Voting members of the Task Force generally shall be drawn from residents and businesses  
3 of the Neighborhood, as well as individuals with an understanding of the needs of homeless and youth,  
4 and the practices of restorative and other alternative justice models.

5 (b) The Task Force shall consist of seven voting members, appointed by the Board of  
6 Supervisors as follows:

7 (1) Seat 1: A person who is currently a tenant in the Neighborhood.

8 (2) Seat 2: A person who is an owner of residential property in the Neighborhood.

9 (3) Seat 3: A person who is an owner of a business located in the Neighborhood.

10 (4) Seat 4: A person who has expertise in and practical experience with restorative  
11 justice models.

12 (5) Seat 5: A person recommended by a neighborhood-based organization that  
13 provides outreach or drop-in services for youth.

14 (6) Seat 6: A person recommended by a community-based organization that works  
15 with homeless individuals.

16 (7) Seat 7: A person nominated by the Supervisor in whose District the Neighborhood  
17 is located. If the Neighborhood is located in more than one Supervisorial District, the Board of  
18 Supervisors, in selecting the Neighborhood for consideration by the Task Force, shall determine  
19 which District includes the largest physical portion of the Neighborhood, and the Supervisor for  
20 that District shall nominate the candidate for Seat 7.

21 (c) The Board of Supervisors may by resolution modify the Task Force membership set forth  
22 above for those Neighborhoods subsequently designated for consideration, in order to best reflect the  
23 demographics and specific needs of the Neighborhood.

24 (d) Representatives from the Small Business Commission, Human Services Agency,  
25 Department of Public Health, Department of Children, Youth, and Families, Tenderloin's Community

1 Justice Center, Police Department, District Attorney, and Public Defender, shall serve as non-voting  
2 members of the Task Force. The Clerk of the Board of Supervisors shall invite the Superior Court to  
3 send a representative to participate as a non-voting member of the Task Force. All City departments,  
4 commissions, boards, and agencies shall cooperate with the Task Force in conducting its business.

5  
6 **SEC. 5.72. ORGANIZATION AND TERM OF OFFICE.**

7 (a) The term of office of voting members of the Task Force shall be one year. The terms of  
8 office for all seven seats shall start from the date the last of the seven voting members of the Task Force  
9 is appointed and sworn in.

10 (b) Voting members of the Task Force shall serve at the pleasure of the Board of Supervisors.  
11 The Board of Supervisors anticipates asking the Neighborhood representatives in Seats 1, 2, 3, and 7 to  
12 step down when the Task Force finishes its work in connection with their Neighborhood and the Board  
13 selects a new Neighborhood for consideration.

14 (c) In the event a vacancy occurs during the term of office of any member, the Board of  
15 Supervisors shall appoint a successor having the same qualifications for the unexpired term of the  
16 office vacated.

17 (d) Services of the voting members of the Task Force shall be voluntary and members will  
18 serve without compensation.

19 (e) The Human Services Agency shall provide administrative support for the Task Force.

20  
21 **SEC. 5.73. POWERS AND DUTIES.**

22 (a) The Task Force shall hold meetings and hearings: regarding the creation and operation  
23 of a neighborhood-based justice program.

1           (1) Conducting a needs assessment for the neighborhood, minimally entailing  
2 focused service needs assessments for specific low-income populations, including homeless  
3 people, and an assessment of availability and use of public spaces;

4           (2) Conducting an evaluation of public safety in the neighborhood, both  
5 documented and perceived; and;

6           (3) Exploring and evaluating restorative and other justice models, keeping in  
7 mind the specific needs and problems of the Neighborhood.

8           (b) The Task Force shall hold a minimum of two public hearings in the Neighborhood to  
9 receive input from the community regarding restorative justice and other alternative justice models,  
10 and the jurisdiction, organization, and procedures for a neighborhood-based justice program.

11           (c) The Task Force shall, using input from the public hearings and its own deliberations,  
12 develop recommendations on:

13                   (1) The jurisdiction, organization, and procedures of a neighborhood-based justice  
14 program.

15                   (2) Ways in which restorative justice practices and principles, and those of other  
16 alternative justice models, should be incorporated into a neighborhood-based justice program.

17                   (3) Social and health services that should be provided in conjunction with a  
18 neighborhood-based justice program.

19           (d) No later than three months after the date that all seven voting members of the  
20 Task Force have been appointed, the Task Force shall submit a progress report on its work to  
21 the Board of Supervisors. No later than nine months after the date that all seven voting members of  
22 the Task Force have been appointed, the Task Force shall submit its recommendations, including  
23 recommendations regarding legislation and appropriations, to the Board of Supervisors.

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1 SEC. 5.74. MEETINGS.

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

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6 SEC. 5.75. SUNSET.

7 The Task Force shall terminate by operation of law on July 1, 2015, unless the Board of  
8 Supervisors by resolution extends its term.

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10 APPROVED AS TO FORM:  
11 DENNIS J. HERRERA, City Attorney

12  
13 By:   
14 THOMAS J. OWEN  
15 Deputy City Attorney

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