

[Establishing A Community Development Commission.]

CHARTER AMENDMENT

PROPOSITION ____

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by adding Section 4.136 to the Charter to establish a Community Development Commission.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 3, 2009, a proposal to amend the Charter of the City and County by adding Section 4.136 to read as follows:

NOTE: Additions are single-underline italics Times New Roman;
deletions are ~~strike through italics Times New Roman~~.

SEC. 4.136. COMMUNITY DEVELOPMENT COMMISSION.

(a) Commission Membership. There shall be a Community Development Commission consisting of seven voting members. The Board of Supervisors shall have exclusive power to appoint five members of the Commission; the Mayor shall have exclusive power to appoint two members. In making its appointments to the Commission, the Board of Supervisors shall give consideration to the ability of its appointees to reflect and advance the concerns and needs of low-income neighborhoods and/or communities in the City. The Mayor's appointees shall have professional expertise in one or more of the following areas: community development finance, affordable housing, small business development, microenterprise, and/or neighborhood planning.

To stagger the terms of the members, the initial appointments to the Commission shall be as follows: the Board of Supervisors shall appoint two members to serve terms of four years, two members to serve terms of three years, and one member to serve a term of two years. The Mayor shall appoint one member to serve a term of four years and one member to serve a term of two

years. Thereafter, all commissioners shall serve for four-year terms. Vacancies shall be filled by the appointing authority.

In addition, the following individuals, or their designee, shall serve ex officio as non-voting members of the Commission: the Director of the Economic and Workforce Development Department; the Director of the Mayor's Office of Housing; and the Director of the Department of Children, Youth, and Their Families.

(b) Commission Purpose and Duties. The Commission shall make policy and advise the Mayor and the Board of Supervisors on the development and implementation of policies and programs affecting community development in the City, with the purpose of supporting the human, social, economic, physical, financial, organizational and political capital of persons living and working in low- and moderate-income neighborhoods and communities in the City. Before the Board of Supervisors takes final action on any matter that primarily affects community development in the City, the Clerk of the Board of Supervisors shall refer the matter to the Commission for comment and recommendation. Before the Mayor adopts any policy or takes final action on any matter that primarily affects community development in the City, he or she shall refer the matter to the Commission for comment and recommendation. If the Commission fails to respond within 30 days of the date either the Board of Supervisors or the Mayor referred a matter to the Commission, the Board of Supervisors or the Mayor may proceed to act on the matter. This referral requirement shall not apply to any matter where the Mayor or Board of Supervisors finds that immediate action is necessary to protect the public interest.

The Commission shall have the following duties and functions:

(1) Make policy and advise the Mayor and Board of Supervisors on policies and programs affecting community development in the City including, but not limited to, affordable housing, economic development, workforce development and community capacity building, with the aim of empowering of low- and moderate-income households in the City;

(2) Advise the Mayor and the Board of Supervisors on the City's community development block grant program;

(3) Cooperate with and make recommendations to other City departments, agencies, and commissions that administer programs or funding that affect community development in the City, with the aim of improving the coordination of services and programs within the City;

(4) After public hearing, approve the City's Consolidated Plan and/or Annual Action Plan required to be submitted to the U.S. Department of Housing and Urban Development, or any successor plans required by the federal government, prior to submission to the federal government;

(5) Hold at least two public hearings annually to obtain input from low-income neighborhoods and communities about programs, policies, and issues that relate to community and neighborhood development, and report recommendations developed from the public hearings to the Board of Supervisors and the Mayor;

(6) Advise the Board of Supervisors and the Mayor on any State and federal legislation, including appropriations, related to community development; and

(7) Establish a regular Commission meeting schedule, which shall consist of no less than six meetings per year.

(c) Community Development Director. The Commission shall appoint a Community Development Director who shall serve at its pleasure. The Director's duties shall include implementing policies set by the Commission, and facilitating coordination, communication, and cooperation among various City entities involved in community development efforts, including, but not limited to, the Economic and Workforce Development Department, the Mayor's Office of Housing, and the Department of Children, Youth, and Their Families. The Economic and Workforce Development Department, the Mayor's Office of Housing, and the Department of Children, Youth and Their Families (collectively "the Agencies") shall provide staff support to the Commission and funding for the position of the Community Development Director. If the

Agencies are unable to agree on a division of costs for such staff support and funding, the costs shall be divided among the three Agencies equally in the Annual Appropriations Ordinance. In the event that the City, by ordinance, creates a department under the Commission that would be responsible for providing support and implementing policy set by the Commission, the Agencies' duties under this section to provide staff support and funding shall cease.

(d) The Commission shall have only those powers that this Section creates and those enumerated in Charter Sections 4.102(1), (2), (8), and (10).

APPROVED AS TO FORM:
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By: _____
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