

File No. 190569

Committee Item No. 2

Board Item No. 22

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date July 15, 2019

Board of Supervisors Meeting

Date July 23, 2019

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Memorandum of Understanding (MOU) |
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OTHER (Use back side if additional space is needed)

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Completed by: Victor Young

Date July 11, 2019

Completed by: Victor Young

Date 7/15/19

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

RULES COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Hillary Ronen, Chair
Rules Committee

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: July 15, 2019

SUBJECT: **COMMITTEE REPORT; BOARD MEETING**
Tuesday, July 16, 2019

The following file should be presented as a **COMMITTEE REPORT** at the Board Meeting on Tuesday, July 16, 2019. This item was acted upon at the Rules Committee Meeting on Monday, July 15, 2019, at 10:00 a.m., by the votes indicated.

Item No. 55 File No. 190569

Charter Amendment - Homelessness Oversight Commission

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission ("Commission") to oversee the Department of Homelessness and Supportive Housing ("Department"); to provide that the Commission lacks jurisdiction to approve or disapprove criteria used to ascertain eligibility or priority for programs and services, where such criteria are required as a condition of funding; to provide that the Commission lacks jurisdiction to approve or disapprove contracts executed by the Department during a declared shelter crisis under the authority of an ordinance that waives procurement requirements; and to require the Board of Supervisors to adopt an ordinance amending the Municipal Code to provide that the Commission shall appoint the members of the Local Homeless Coordinating Board and the Shelter Monitoring Committee, and requiring those bodies to advise the Commission, and to require the Our City, Our Home Oversight Committee to advise the Commission and the Health Commission, in lieu of advising the Mayor and the Board of Supervisors, on administration of the Our City, Our Home Fund and on monies appropriated from the Fund; at an election to be held on November 5, 2019.

RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Hillary Ronen - Aye
Supervisor Shamann Walton - Aye
Supervisor Gordon Mar - Aye

c: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy Director
Jon Givner, Deputy City Attorney

[Charter Amendment - Homelessness Oversight Commission]

1
2 Describing and setting forth a proposal to the voters at an election to be held on November
3 5, 2019, to amend the Charter of the City and County of San Francisco to create the
4 Homelessness Oversight Commission (“Commission”) to oversee the Department of
5 Homelessness and Supportive Housing (“Department”); to provide that the Commission
6 lacks jurisdiction to approve or disapprove criteria used to ascertain eligibility or priority
7 for programs and services, where such criteria are required as a condition of funding; to
8 provide that the Commission lacks jurisdiction to approve or disapprove contracts
9 executed by the Department during a declared shelter crisis under the authority of an
10 ordinance that waives procurement requirements; and to require the Board of Supervisors
11 to adopt an ordinance amending the Municipal Code to provide that the Commission shall
12 appoint the members of the Local Homeless Coordinating Board and the Shelter
13 Monitoring Committee, and requiring those bodies to advise the Commission, and to
14 require the Our City, Our Home Oversight Committee to advise the Commission and the
15 Health Commission, in lieu of advising the Mayor and the Board of Supervisors, on
16 administration of the Our City, Our Home Fund and on monies appropriated from the
17 Fund.

18
19 NOTE: Unchanged Charter text and uncodified text are in plain font.
20 Additions are *single-underline italics Times New Roman font*.
21 Deletions are ~~*strike-through italics Times New Roman font*~~.
22 Asterisks (* * * *) indicate the omission of unchanged Charter
23 subsections.

23 Section 1. The Board of Supervisors hereby submits to the qualified voters of the City
24 and County, at an election to be held on November 5, 2019, a proposal to amend the Charter of
25 the City and County by adding Section 4.133 to Article IV, to read as follows:

1 SEC. 4.133. HOMELESSNESS OVERSIGHT COMMISSION.

2 (a) There shall be a Homelessness Oversight Commission ("Commission") to
3 oversee the Department of Homelessness and Supportive Housing ("Department"), or any
4 successor agency. The Department shall, to the extent prescribed by ordinance, manage and
5 direct housing, programs, and services for persons experiencing homelessness in the City,
6 including, but not limited to, street outreach, homeless shelters, transitional housing, and
7 permanent supportive housing.

8 (b) The Commission shall consist of seven members, appointed as follows:

9 (1) Seats 1, 2, and 3, shall be appointed by the Mayor subject to confirmation
10 by the Board of Supervisors. Each nomination shall be the subject of a public hearing and vote
11 within 60 days. If the Board of Supervisors fails to act on a nomination within 60 days of the
12 date the nomination is transmitted to the Clerk of the Board of Supervisors, the nominee shall be
13 deemed confirmed. Seat 1 shall be held by a person who has personally experienced
14 homelessness. Seat 2 shall be held by a person with significant experience providing services to
15 or engaging in advocacy on behalf of persons experiencing homelessness. Seat 3 shall be held
16 by a person with expertise in mental health service delivery or substance use treatment.

17 (2) Seats 4, 5, and 6 shall be appointed by the Board of Supervisors. Seat 4
18 shall be held by a person who has personally experienced homelessness. Seat 5 shall be held by
19 a person with significant experience providing services to or engaging in advocacy on behalf of
20 persons experiencing homelessness. Seat 6 shall be held by a person with significant experience
21 working with homeless families with children and/or homeless youth.

22 (3) Seat 7 shall be appointed by the Controller, subject to confirmation by the
23 Board of Supervisors, and held by a person with experience in financial management and
24 oversight, accounting, or auditing. If the Board of Supervisors fails to act on a nomination

1 within 60 days of the date the nomination is transmitted to the Clerk of the Board of Supervisors,
2 the nominee shall be deemed confirmed.

3 (4) Section 4.101 shall apply to these appointments, with a particular
4 emphasis on diversity in ethnicity, race, age, sexual orientation, and types of disabilities.

5 (c) Commission members shall serve at the pleasure of their respective appointing
6 authorities and may be removed by their appointing authorities at any time. Vacancies shall be
7 filled by the respective appointing authorities as prescribed in subsections (b)(1), (2), and (3).

8 (d) Commissioners shall serve four-year terms, beginning at noon on May 1, 2020;
9 provided, however, the term of the initial appointees in Seats 1, 4, and 6 shall be a two-year
10 term, expiring at noon on May 1, 2022.

11 (e) The Commission shall elect a Chair, Vice-Chair, and officers for other such
12 positions, if any, that it chooses to create. The Chair, or the Vice-Chair if the Chair is
13 unavailable, shall be responsible for developing the Commission's meeting agendas and
14 conducting Commission meetings.

15 (f) The Commission shall have the following powers and duties:

16 (1) With respect to the Department, the Commission shall exercise all of the
17 powers and duties of boards and commissions as set forth in Sections 4.102, 4.103, and 4.104,
18 including but not limited to, approving applicable departmental budgets, formulating goals
19 consistent with the overall objectives of the City and County, holding hearings and taking
20 testimony, conducting public education and outreach concerning programs and services for
21 homeless persons in San Francisco, and issues concerning homelessness, and conducting
22 performance audits of the Department to assess the Department's effective and timely delivery of
23 services to persons experiencing homelessness and persons participating in programs overseen
24 by the Department. The Commission's powers and duties prescribed in this subsection (f)(1)

1 shall not override or be in derogation of the powers of the Board of Supervisors and Mayor as
2 set forth in other provisions of this Charter.

3 (2) Notwithstanding the Commission's authority to review and set policies,
4 the Commission shall not have the authority to approve, disapprove, or modify criteria used to
5 ascertain eligibility or priority for programs and/or services operated or provided by the
6 Department, where such criteria are required as a condition of the receipt of state or federal
7 funding.

8 (3) The Commission shall not have the authority to approve or disapprove
9 any contract or grant agreement executed by the Department during a shelter crisis, as declared
10 by the Board of Supervisors consistent with California Government Code Section 8698.2, as may
11 be amended from time to time, where the Department has executed the contract or grant
12 agreement in compliance with an ordinance that authorizes the waiver of otherwise applicable
13 procurement processes.

14 (g) The Mayor, the Board of Supervisors, and the Controller shall make their initial
15 appointments to Seats 1-7, respectively, on the Commission by no later than noon, May 1, 2020,
16 and the Commission shall come into existence upon the appointment, and confirmation where
17 required, of four members. The Commission shall have its inaugural meeting within 30 days of
18 its coming into existence.

19 (h) By no later than May 1, 2020, the City shall enact an ordinance that:

20 (1) Amends Article XXXI of Chapter 5 of the Administrative Code, to provide
21 that the Commission shall appoint all members of the Local Homeless Coordinating Board
22 ("LHCB") and that the LHCB's sole duties shall be to serve as the Continuum of Care
23 governing body and to advise the Commission on issues relating to the City's participation in the
24 Continuum of Care program.

1 (2) Amends Article XII of Chapter 20 of the Administrative Code, to provide
2 that the Commission shall appoint all members of the Shelter Monitoring Committee, and that
3 the Shelter Monitoring Committee shall advise the Commission in lieu of advising the LHCB.

4 (3) Amends Article XLI of Chapter 5 of the Administrative Code, to provide
5 that the Our City, Our Home Oversight Committee ("Oversight Committee") shall advise and
6 make recommendations to the Commission and the Health Commission, in lieu of advising and
7 making recommendations to the Mayor and the Board of Supervisors, on administration of the
8 Our City, Our Home Fund ("Fund") and on monies appropriated from the Fund, and to provide
9 that the needs assessment conducted by the Oversight Committee shall inform the Department's
10 strategic planning process.

11 (i) The Board of Supervisors may amend or repeal the provisions of the ordinance
12 enacted in compliance with subsection (h).

13 (j) The references in subsection (h) to the LHCB, Shelter Monitoring Committee, and
14 Oversight Committee do not change their character as bodies created by ordinance.
15 Accordingly, they are not subject to provisions in the Charter or Municipal Code that apply
16 exclusively to bodies enumerated in the Charter or created by the Charter, including but not
17 limited to Charter Sections 4.101.1 and 4.101.5.

18 (k) Within one year of the effective date of the ordinance adopted by the Board of

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1 Supervisors in compliance with subsection (h), the City Attorney shall cause subsections (h)-(k)
2 of this Section 4.133 to be removed from the Charter.

3
4 APPROVED AS TO FORM:
5 DENNIS J. HERRERA, City Attorney

6
7 By: 
8 ANNE PEARSON
Deputy City Attorney

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LEGISLATIVE DIGEST
(Revised 7/8/19)

[Charter Amendment - Homelessness Oversight Commission]

Describing and setting forth a proposal to the voters at an election to be held on November 5, 2019, to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission (“Commission”) to oversee the Department of Homelessness and Supportive Housing (“Department”); to provide that the Commission lacks jurisdiction to approve or disapprove criteria used to ascertain eligibility or priority for programs and services, where such criteria are required as a condition of funding; to provide that the Commission lacks jurisdiction to approve or disapprove contracts executed by the Department during a declared shelter crisis under the authority of an ordinance that waives procurement requirements; and to require the Board of Supervisors to adopt an ordinance amending the Municipal Code to provide that the Commission shall appoint the members of the Local Homeless Coordinating Board and the Shelter Monitoring Committee, and requiring those bodies to advise the Commission, and to require the Our City, Our Home Oversight Committee to advise the Commission and the Health Commission, in lieu of advising the Mayor and the Board of Supervisors, on administration of the Our City, Our Home Fund and on monies appropriated from the Fund.

Existing Law

The Department of Homelessness and Supportive Housing (“HSH”) was established in 2016. Under the supervision and direction of the department’s Director, HSH is charged with managing and directing all housing, programs, and services for homeless persons in the City including, but not limited to, street outreach, homeless shelters, transitional housing, and permanent supportive housing, as well as certain designated functions set forth in Chapter 20 of the municipal code. The Mayor appoints and may remove the head of HSH. HSH is not subject to direct oversight by a City Commission.

Chapter XXXI of Chapter 5 of the Administrative Code establishes the Local Homeless Coordinating Board (“LHCB”), which serves as the governing body of the Continuum of Care and advises HSH on homeless policy and budget allocations. With respect to HSH, the LHCB is a purely advisory body, and its advice is not binding on the department. Currently, members of the LHCB are appointed by the Mayor, the Board of Supervisors, and the Controller.

Article XII of Chapter 20 of the Administrative Code establishes the Shelter Monitoring Committee. Currently, members of the Committee are appointed by the Board of Supervisors, the LHCB, and the Mayor.

Article XLI of Chapter 5 of the Administrative Code provides that the Our City, Our Home Oversight Committee advises and makes recommendations to the Mayor and the Board of Supervisors on administration of the Our City, Our Home Fund and on monies appropriated from the Fund.

Amendments to Current Law

The proposed Charter amendment would create the Homelessness Oversight Commission. The Commission would have seven members, three appointed by the Mayor, three appointed by the Board of Supervisors, and one appointed by the Controller. The Mayor's nominees and the Controller's nominee would be subject to approval by the Board of Supervisors within 60 days of appointment.

One of the Mayor's appointees and one of the Board of Supervisors' appointees would be required to be a person who has personally experienced homelessness. One of the Mayor's appointees and one of the Board of Supervisors' appointees would be required to be a person with significant experience providing services to or engaging in advocacy on behalf of persons experiencing homelessness. One of the Mayor's appointees would be required to be a person with expertise in mental health service delivery or substance abuse treatment. One of the Board of Supervisors' appointees would be required to be a person with significant experience working with homeless families with children and/or homeless youth. And the Controller's appointee would be required to be a person with experience in financial management and oversight, accounting, or auditing.

The appointing authorities would be required to make their initial appointments by May 1, 2020, and the Commission would come into effect once four members are appointed. Commissioners would serve four-year terms (except for three commissioners serving initial two-year terms).

The Commission would oversee HSH, and would have all of the powers and duties of commissions set forth in the Charter, including but not limited to formulating, evaluating, and approving goals, objectives, plans and programs, and setting policies consistent with the overall objectives of the City, approving applicable departmental budgets, nominating to the Mayor candidates for department head, removing a department head, and conducting investigations into any aspect of governmental operations within its jurisdiction.

The Commission would not have the authority to approve, disapprove, or modify criteria used to ascertain eligibility or priority for programs and/or services operated or provided by the Department, where such criteria are required as a condition of the receipt of state or federal funding. In addition, the Commission would not have the authority to approve or disapprove any contract executed by the Department during a shelter crisis under the authority of an ordinance that waives otherwise applicable procurement processes.

The Charter Amendment would also require the Board of Supervisors to enact an ordinance by no later than May 1, 2020, that would amend the Municipal Code to provide that:

- The Commission shall appoint all members of the LHCB and the sole duties of the LHCB shall be to serve as the Continuum of Care governing body, and to advise the Commission on the City's participation in that program;
- The Commission shall appoint all members of the Shelter Monitoring Committee, and that body shall advise the Commission in lieu of advising the LHCB; and
- The Our City, Our Home Oversight Committee shall advise and make recommendations to the Commission and the Health Commission, in lieu of advising and making recommendations to the Board of Supervisors and the Mayor, on administration of the Our City, Our Home Fund.

Background Information

This Legislative Digest reflects changes introduced in the Rules Committee on July 8, 2019 as the Second Draft of the Charter Amendment.

As compared to the First Draft, the Second Draft:

- Revised the appointment scheme by providing that Seat 7 shall be appointed by the Controller instead of the San Francisco Unified School District;
- Postponed the deadline for appointment of commissioners from March 1, 2020 to May 1, 2020;
- Revised the powers and duties of the Commission to: 1) eliminate the requirement that the Commission review all decisions by the Director of HSH to open or close homeless shelters, navigation centers and all other facilities that provide shelter; 2) eliminate the requirement that the Commission review all contracts entered into by the Department with an annual value exceeding \$200,000; and 3) clarify that the Commission does not have the authority to approve, disapprove, or modify criteria used to ascertain eligibility or priority for programs where such criteria are required as a condition of funding; and 4) provide that the Commission lacks authority to review contracts executed by HSH during a shelter crisis under the authority of a local ordinance that expedites procurement processes; and
- Added the requirement that the Board of Supervisors enact an ordinance by May 1, 2020, that would require that the LHCB, Shelter Monitoring Committee, and Our City, Our Home Oversight Committee to advise the Commission, and provide that the Commission shall appoint all members of the LHCB and Shelter Monitoring Committee.



OFFICE OF THE CONTROLLER
CITY AND COUNTY OF SAN FRANCISCO

Ben Rosenfield
Controller

Todd Rydstrom
Deputy Controller

Ms. Angela Calvillo
Clerk of the Board of Supervisors
1 Dr. Carlton B. Goodlett Place Room 244
San Francisco, CA 94102-4689

June 28, 2019

RE: File 190569 – Charter amendment creating the Homelessness Oversight Commission

Dear Ms. Calvillo,

Should the proposed Charter amendment be approved by the voters, in my opinion, it would have a minimal impact on the cost of government.

The proposed Charter amendment would create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing (HSH). The Commission would consist of seven appointed members, three appointed by the Mayor, three appointed by the Board of Supervisors, and one appointed by the San Francisco Unified School District's Board of Education.

The Commission's duties would include reviewing and approving HSH's budget, program eligibility criteria, shelter openings and closings, and contracts and grants exceeding \$200,000 annually. The Commission may conduct public education and outreach of homelessness programs and issues. Annual salary and operating costs for the Commission would be approximately \$250,000.

Sincerely,


Ben Rosenfield
Controller

Note: This analysis reflects our understanding of the proposal as of the date shown. At times further information is provided to us which may result in revisions being made to this analysis before the final Controller's statement appears in the Voter Information Pamphlet.

BOARD of SUPERVISORS



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

May 28, 2019

File No. 190569

Lisa Gibson
Environmental Review Officer
Planning Department
1650 Mission Street, Suite 400
San Francisco, CA 94103

Dear Ms. Gibson:

On May 21, 2019, the following proposed Charter Amendment for the November 5, 2019, Election was received by the Board of Supervisors' Rules Committee:

File No. 190569

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

By: Victor Young, Assistant Clerk
Rules Committee

Attachment

- c: Devyani Jain, Deputy Environmental Review Officer
- Joy Navarrete, Environmental Planning
- Laura Lynch, Environmental Planning

Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect change in the environment.

joy navarrete

Digitally signed by joy navarrete
DN: dc=org, dc=sfgov, dc=cityplanning,
ou=CityPlanning, ou=Environmental Planning,
cn=joy navarrete, email=joy.navarrete@sfgov.org
Date: 2019.07.02.12:57:24 -0700

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: Kiely Hosmon, Director
Youth Commission

FROM: Angela Calvillo, Clerk of the Board by *Victor Young*

DATE: May 28, 2019

SUBJECT: REFERRAL FROM BOARD OF SUPERVISORS

The Board of Supervisors has received the following proposed legislation which is being referred to the Youth Commission as per Charter, Section 4.124 for comment and recommendation. The Commission may provide any response it deems appropriate within 12 days from the date of this referral.

File No. 190569

Charter Amendment. (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

Please return this cover sheet with the Commission's response to Victor Young, Assistant Clerk, Rules Committee.

RESPONSE FROM YOUTH COMMISSION Date: June 5, 2019

- No Comment
- Recommendation Attached



Chairperson, Youth Commission

Youth Commission
City Hall ~ Room 345
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4532



(415) 554-6446
(415) 554-6140 FAX
www.sfgov.org/youth_commission

YOUTH COMMISSION
MEMORANDUM

TO: Victor Young, Clerk, Rules Committee
FROM: Youth Commission
DATE: Wednesday, June 5, 2019
RE: Referral response to BOS File No. 190569 – [Charter Amendment - Homelessness Oversight Commission]

At our **Monday, June 3, 2019, meeting**, the Youth Commission voted unanimously to support the following motion:

To support BOS File No. 190569 – [Charter Amendment - Homelessness Oversight Commission]

Comments/Recommendations:

- 1) The Youth Commission voted to recommend adding in a youth and/or transitional aged youth seat to the Homelessness Oversight Commission

Youth Commissioners thank the Board of Supervisors for their attention to this issue. If you have any questions, please contact our office at (415) 554-6446, or your Youth Commissioner.

A handwritten signature in black ink, appearing to read "Bahlam Vigil".

Bahlam Vigil, Chair
Adopted on June 3, 2019
2018-2019 San Francisco Youth Commission

BOARD of SUPERVISORS



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Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
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MEMORANDUM

TO: Sophia Kittler, Liaison to the Board of Supervisors, Mayor's Office
Jon Givner, Deputy City Attorney, Office of the City Attorney
John Arntz, Director, Department of Elections
LeeAnn Pelham, Executive Director, Ethics Commission
Naomi Kelly, City Administrator, Office of the City Administrator
Jeff Kositsky, Director, Department of Homelessness and Supportive Housing

FROM: Victor Young, Assistant Clerk, Rules Committee *Victor Young*
Board of Supervisors

DATE: May 28, 2019

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 5, 2019 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 5, 2019, Election. This matter is being referred to you in accordance with Rules of Order 2.22:4.

File No. 190569

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7723 or email: victor.young@sfgov.org. To submit documentation, please forward to me at the Board

of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Andres Power, Mayor's Office
Rebecca Peacock, Mayor's Office
Patrick Ford, Ethics Commission
Lynn Khaw, Office of the City Administrator
Lihmei Leu, Office of the City Administrator
Dylan Scheider, Homelessness and Supportive Housing
Abigail Stewart-Kahn, Homelessness and Supportive Housing

BOARD of SUPERVISORS



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MEMORANDUM

TO: Kiely Hosmon, Director
Youth Commission

FROM: Angela Calvillo, Clerk of the Board by *Victor Young*

DATE: May 28, 2019

SUBJECT: REFERRAL FROM BOARD OF SUPERVISORS

The Board of Supervisors has received the following proposed legislation which is being referred to the Youth Commission as per Charter, Section 4.124 for comment and recommendation. The Commission may provide any response it deems appropriate within 12 days from the date of this referral.

File No. 190569

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

Please return this cover sheet with the Commission's response to Victor Young, Assistant Clerk, Rules Committee.

BOARD of SUPERVISORS



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May 28, 2019

File No. 190569

Lisa Gibson
Environmental Review Officer
Planning Department
1650 Mission Street, Suite 400
San Francisco, CA 94103

Dear Ms. Gibson:

On May 21, 2019, the following proposed Charter Amendment for the November 5, 2019, Election was received by the Board of Supervisors' Rules Committee:

File No. 190569

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

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

By: Victor Young, Assistant Clerk
Rules Committee

Attachment

c: Devyani Jain, Deputy Environmental Review Officer
Joy Navarrete, Environmental Planning
Laura Lynch, Environmental Planning

BOARD of SUPERVISORS



City Hall
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: Ben Rosenfield, City Controller, Office of the Controller

FROM: Victor Young, Assistant Clerk, Rules Committee
Board of Supervisors

DATE: May 28, 2019

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 5, 2019 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 5, 2019, Election. This matter is being referred to you in accordance with Rules of Order 2.22.3.

File No. 190569

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness; at an election to be held on November 5, 2019.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

If you have any questions or concerns, please call me at (415) 554-7723 or email: victor.young@sfgov.org. To submit documentation, please email or forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Todd Rydstrom, Deputy City Controller
Peg Stevenson, City Performance Director
Natasha Mihal, City Services Auditor

Judge Quentin L. Kopp (Ret.)
380 West Portal Avenue, Suite F
San Francisco, CA 94127

415.681.5555 quentinkopp@gmail.com

July 15, 2019

Ms. Angela Calvillo
Clerk of the Board of Supervisors

RE: Charter Amendment to Establish Commission on Homeless

Dear Madame Clerk,

I intended this morning to testify against an ordinance on calendar in the Rules Committee to submit a charter amendment establishing a Commission on the Homeless to San Francisco voters this November, but the item had been passed by the time I returned to the hearing room.

I write to record publicly my opposition to such legislation and ask that copies of my letter be distributed to each Board of Supervisors member.

Establishment of a Department on the Homeless already costs taxpayers unproductive money in an amount budgeted for over \$350,000,000 per fiscal year. Adding to unnecessary taxpayer expense is creation of a proposed commission to control the department created by the Mayor with acquiescence of the Board of Supervisors in the annual budget ordinance a few years ago. San Francisco taxpayers are spending hundreds of millions of dollars annually without perceptible results. Supplementing such agony would be a commission partially appointed by Board of Supervisors members. The intent of Board of Supervisors members who support the proposed charter amendment is obvious: Enabling the Board of Supervisors to gain executive power in some degree while also possessing budgetary legislative power.

Elemental observants of San Francisco government understand the innate division of executive and legislative power. I inveigh you to honor it by rejecting the proposed creation of yet another San Francisco commission which will require additional staff, office space, meeting venue, and other corollary costs. The taxpayers suffer and no offsetting achievement will occur by reason of such a proposed commission.

Yours truly,

Judge Quentin L. Kopp (Ret.)

cc: Honorable London Breed

Introduction Form

By a Member of the Board of Supervisors or Mayor

BOARD OF SUPERVISORS
SAN FRANCISCO

Time stamp
or meeting date
MAY 21 PM 2:30
AK

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 [redacted] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [redacted] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. [redacted]
- 9. Reactivate File No. [redacted]
- 10. Topic submitted for Mayoral Appearance before the BOS on [redacted]

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):

Haney; Walton, Peskin, Ronen

Subject:

Charter Amendment - Homelessness Oversight Commission

The text is listed:

Describing and setting forth a proposal to the voters at an election to be held on November 5, 2019, to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission to oversee the Department of Homelessness and Supportive Housing; to require the Commission to review and approve, disapprove, or modify: criteria to be used to ascertain eligibility or priority for programs and/or services operated or provided by the Department; the opening or closing of homeless shelters, navigation centers, or other facilities that provide shelter to unsheltered persons; and contracts and grant agreements with an annual value exceeding \$200,000; and to authorize the Commission to conduct public education and outreach concerning programs and services for homeless persons in San Francisco, and issues concerning homelessness.

Signature of Sponsoring Supervisor: [redacted]