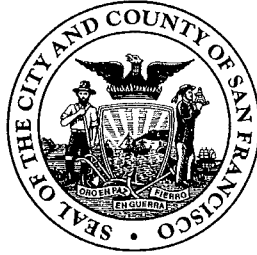


BOARD of SUPERVISORS



City Hall
Dr. Carlton B. Goodlett Place, Room 244
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Tel. No. 554-5184
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MEMORANDUM

TO: Ed Reiskin, Executive Director, Municipal Transportation Agency (SFMTA)
Phil Ginsburg, General Manager, Recreation and Park Department
George Gascon, District Attorney
Chief Greg Suhr, Police Department
Richard A. Carranza, Superintendent of Schools
Mohammed Nuru, Director, Public Works

FROM: Victor Young, Assistant Clerk, Board of Supervisors *VY*

DATE: November 16, 2015

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee has received the following proposed legislation, introduced by Supervisor Wiener on September 29, 2015:

File No. 151105

Ordinance amending the Administrative Code to modify the composition of the Graffiti Advisory Board, renumber code sections, and provide sunset date.

If you have any additional comments or reports to be included with the file, please forward them to Derek Evans at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c. Janet Martinsen, SFMTA
Kate Breen, SFMTA
Dillon Auyoung, SFMTA
Sarah Ballard, Recreation and Park Department
Margaret McArthur, Recreation and Park Department
Cristine Soto DeBerry, Office of the District Attorney
Maxwell Szabo, Office of the District Attorney
Christine Fountain, Police Department
Sergeant Rachel Kilshaw, Police Department
Chris Armentrout, SFUSD
Jamila Brooks, SFUSD
Esther Casco, SFUSD
Frank Lee, Public Works

1 [Administrative Code - Graffiti Advisory Board Membership]

2

3 **Ordinance amending the Administrative Code to modify the composition of the Graffiti**
4 **Advisory Board, renumber code sections, and provide sunset date.**

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

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

13 Section 1. Chapter 5, Article XVIII of the Administrative Code is hereby amended by
14 revising Section 5.170, and renumbering Sections 5.170 through 5.174 as Sections 5.18-1
15 through 5.18-5, to read as follows:

16 **ARTICLE XVIII:**

17 **GRAFFITI ADVISORY BOARD**

- 18 Sec. ~~5.170~~5.18-1. Graffiti Advisory Board – Established.
- 19 Sec. ~~5.171~~5.18-2. Organization.
- 20 Sec. ~~5.172~~5.18-3. Purpose and Duties.
- 21 Sec. ~~5.173~~5.18-4. Staffing for the Graffiti ~~Task Force~~Advisory Board.
- 22 Sec. ~~5.174~~5.18-5. Compensation.
- 23 Sec. 5.18-6. Sunset Date.

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1 **SEC. 5.17018-1. GRAFFITI ADVISORY BOARD – ESTABLISHED.**

2 (a) There shall be a Graffiti Advisory Board (*“Advisory Board”*) consisting of 25
3 voting members, as set forth in this ~~S~~section 5.18-1. This Board shall be advisory to the Board
4 of Supervisors about the problem of graffiti in neighborhoods and the downtown area of San
5 Francisco. The Advisory Board shall also advise the Mayor and the Board of Supervisors
6 about graffiti enforcement, cleanup, and prevention strategies.

7 (b) There shall be 25 voting members of the ~~Graffiti~~ Advisory Board, who shall be
8 appointed as follows:

9 (1) The Mayor, or his or her designee;

10 (2) Eleven persons appointed by individual ~~m~~Members of the Board of
11 Supervisors, with each Member of the Board of Supervisors making one appointment, to serve a
12 term of two years, ~~at the pleasure of the appointing Supervisor~~. These appointments shall be
13 effective when written notice of the appointment is received by the Clerk of the Board of
14 Supervisors;

15 (3) The Board of Supervisors shall appoint the following members, who shall
16 serve a term of two years:

17 (A) One employee, officer, or member representing of a youth groups ~~who that~~
18 provides services for juveniles involved in alternative programs for graffiti diversion,

19 (B) One employee, officer, or member representing of a nonprofit organizations ~~who~~
20 that provides services related to the City's beautification and neighborhood cleanup programs,

21 (C) Two members representing businesses ~~who that~~ operate in San Francisco,
22 one of ~~which whom~~ must be a property owner own the property where his or her business operates,

23 (D) One ~~member representing~~ employee or officer of a private schools or art schools
24 ~~who that~~ operates in San Francisco, ~~and~~

1 (E) One *member representing employee or officer* of the contracting agency for
2 Municipal Railway shelters, *and* -

3 *(F) One at-large member.*

4 (4) The following officials and organizations shall each appoint one member *to*
5 *serve on the Advisory Board, who shall serve a term of two years:*

6 (A) *The General Manager of the Municipal Railway* Director of Transportation of the
7 Municipal Transportation Agency,

8 (B) The Director of Public Works,

9 ~~(C) The Executive Director of the Department of Parking and Traffic,~~

10 ~~(DC)~~ The General Manager of the Recreation and Park Department,

11 ~~(E-D)~~ The District Attorney,

12 ~~(F-E)~~ The Chief of Police, and

13 ~~(G-F)~~ The Board of Education of the San Francisco Unified School District may
14 appoint one member. If the Board of Education fails to appoint a member within 60 days of a
15 vacancy, the Board of Supervisors shall appoint a student, teacher, or member of the San
16 Francisco Unified School District academic branch.

17 Each member of the Advisory Board shall serve at the pleasure of the member's appointing
18 authority and may be removed by the appointing authority at any time.

19 (c) The members of the Advisory Board shall be broadly representative of the
20 ethnic, racial, gender, age and sexual orientation diversity of the City and County. *All members*
21 *of the Advisory Board shall be residents of the City and County of San Francisco, in accordance with*
22 *Section 4.101 of the Charter.* In making appointments to the Advisory Board, the appointing
23 authorities shall appoint persons from varying backgrounds who have demonstrated abilities,
24 skills, or experience with youth or addressing blight in neighborhoods.

1 (d) Any member other than the Mayor or his or her designee who misses three meetings of
2 the Advisory Board within a six-month period, without the express approval of the Advisory Board at or
3 before each missed meeting, shall be deemed to have resigned from the Advisory Board ten days after
4 the third unapproved absence. The Advisory Board shall inform the Clerk of the Board of Supervisors
5 of each such resignation.

6 **SEC. 5.~~171~~18-2. ORGANIZATION.**

7 a) In the event a vacancy occurs, a successor shall be appointed to fill the vacancy
8 consistent with the process and requirements to appoint the previous appointee.

9 (b) The initial meeting of the Advisory Board shall be called within 30 days from the
10 day the Board of Supervisors completes its initial appointments, and the Advisory Board shall
11 meet at least once every four months thereafter.

12 (c) The members of the Advisory Board shall designate the Chair of the Advisory
13 Board.

14 **SEC. 5.~~172~~18-3. PURPOSE AND DUTIES.**

15 The Graffiti Advisory Board shall have the duty to:

16 (a) Prepare and submit to the Board of Supervisors and the Mayor a report every
17 six months on graffiti as it affects neighborhoods and the downtown area of San Francisco,
18 which shall include a review and evaluation of the services and programs in place to respond
19 to graffiti, prevention strategies, and recommendations and plans as to a consolidated
20 program of public and private efforts;

21 (b) Advise about the coordination of information, activities, and goals among
22 existing programs funded by the City and County and privately sponsored programs; and

23 (c) Advise about improving the efficiency in the provision of graffiti enforcement,
24 prevention, and clean-up services.

1 **SEC. 5.17318-4. STAFFING FOR THE GRAFFITI ~~TASK FORCE~~ ADVISORY BOARD.**

2 The Department of Public Works shall provide in-kind professional and administrative
3 staff to the Advisory Board.

4 **SEC. 5.17418-5. COMPENSATION.**

5 Members of the ~~Task Force~~ Advisory Board shall not be compensated, nor shall they be
6 reimbursed for expenses.

7 **SEC. 5.18-6. SUNSET DATE.**

8 *Unless the Board of Supervisors by ordinance extends the term of the Advisory Board, this*
9 *Article XVIII shall expire by operation of law, and the Advisory Board shall terminate, three years after*
10 *the effective date of Ordinance No. _____ . After that date, the City Attorney shall cause this Article to*
11 *be removed from the Administrative Code.*

12
13 Section 2. Effective Date. This ordinance shall become effective 30 days after
14 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
15 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
16 of Supervisors overrides the Mayor's veto of the ordinance.

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

7
8 APPROVED AS TO FORM:
9 DENNIS J. HERRERA, City Attorney

10 By: 
11 BRADLEY A. RUSSI
12 Deputy City Attorney

13 n:\egana\as2015\1600180\01052682.doc