

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

LAND USE AND TRANSPORTATION COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Malia Cohen, Chair
Land Use and Transportation Committee

FROM: Alisa Somera, Legislative Deputy Director

DATE: July 12, 2016

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, July 12, 2016

The following file should be presented as a **COMMITTEE REPORT** at the Board meeting, Tuesday, July 12, 2016. This item was acted upon at the Committee Meeting on Monday, July 11, 2016, at 1:30 p.m., by the votes indicated.

Item No. 64 **File No. 160319**

Ordinance amending the Administrative Code to establish the San Francisco Fire Victims Assistance Fund.

AMENDED, AMENDMENT OF THE WHOLE, BEARING NEW TITLE

Vote: Supervisor Malia Cohen - Aye
Supervisor Scott Wiener - Aye
Supervisor Aaron Peskin - Aye

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT

Vote: Supervisor Malia Cohen - Aye
Supervisor Scott Wiener - Aye
Supervisor Aaron Peskin - Aye

c: Board of Supervisors
Angela Calvillo, Clerk of the Board
Jon Givner, Deputy City Attorney

[Administrative Code - San Francisco Fire Victims Assistance Fund]

Ordinance amending the Administrative Code to establish the San Francisco Human Services Fire Victims Assistance Fund.

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

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

Section 1. Findings.

(a) Dozens of residents are impacted by fire each year in San Francisco. In addition to losing their belongings, fire victims often lose their homes. Given the skyrocketing rents in the City, low and middle income fire victims are acutely vulnerable to being priced out of San Francisco after a fire.

(b) The Department of Human Services currently has some funds in its budget that are used for limited term housing subsidies for displaced fire victims who earn below 35% of the Area Median Income (AMI), but there are no benefits for victims earning over 35% of the AMI, and neither the Department nor the City has a dedicated, permanent fund for assisting fire victims.

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1 Section 2. The Administrative Code is hereby amended by adding Section 10.100-298
2 10.100-78, to read as follows:

3 **SEC. 10.100-298 10.100-78. SAN FRANCISCO HUMAN SERVICES FIRE VICTIMS**
4 **ASSISTANCE FUND.**

5 *(a) Establishment of Fund. The San Francisco Fire Victims Assistance Fund (the "Fund") is*
6 *established as a category six fund to receive any monies appropriated or donated for the purpose of*
7 *assisting victims of housing fires as set forth in this Section 10.100-298 10.100-78. Donations to the*
8 *Fund are deemed approved for acceptance and expenditure.*

9 *(b) Use of Fund. Monies in the fund shall be used exclusively by the Executive Director of the*
10 *Human Services Agency or his or her designee (the "Director") to provide rental financial assistance*
11 *to persons who have been displaced from their homes by fire in the past three months. The Director*
12 *may make payments from the Fund to persons so qualified and earning up to 100% of the Area Median*
13 *Income. Assistance Total payments from the Fund to any one person in connection with a single*
14 *incident shall not extend beyond 24 months from the date of the incident exceed \$10,000.*
15 *Payments from the Fund are entirely in the Director's lawful discretion and there is in no circumstance*
16 *a right to a payment.*

17 *(c) Administration of Fund. The Director shall submit an annual written report to the Board of*
18 *Supervisors and the Controller within the first two weeks of July showing donations received, the*
19 *nature and amount of such donations, and the disposition thereof, together with a description of the*
20 *individual payments made from the Fund.*


21
22 Section 3. Effective Date. This ordinance shall become effective 30 days after
23 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
24 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
25 of Supervisors overrides the Mayor's veto of the ordinance.

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Section 4. Undertaking for the General Welfare. In enacting and implementing this ordinance, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

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

By:


THOMAS J. OWEN
Deputy City Attorney

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LEGISLATIVE DIGEST

(Amendment of the Whole, dated 7/11/2016)

[Administrative Code – San Francisco Fire Victims Assistance Fund]

Ordinance amending the Administrative Code to establish the San Francisco Fire Victims Assistance Fund.

Existing Law

The City currently does not maintain a specific fund to assist victims of housing fires.

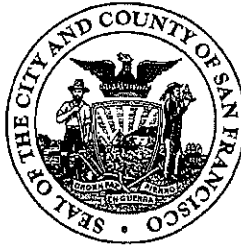
Amendments to Current Law

The proposal is an ordinance that would amend the Administrative Code to establish the San Francisco Fire Victims Assistance Fund (the “Fund”) to receive any monies appropriated or donated for the purpose of assisting victims of housing fires as set forth in the ordinance. Donations to the Fund would be deemed approved for acceptance and expenditure.

Monies in the Fund would be used exclusively by the Director of the Human Services Agency (the “Director”), or his or her designee, to provide rental assistance to persons who had been displaced from their homes by fire in the past three months. The Director could make payments from the Fund to such displaced persons if they earned less than 100% of the Area Median Income. Assistance from the Fund to any person in connection with a single incident would not extend beyond 24 months from the date of the incident. Payments from the Fund would be entirely in the Director’s discretion and there would be in no circumstance a right to a payment.

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BOARD of SUPERVISORS



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1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
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TDD/TTY No. 554-5227

MEMORANDUM

TO: Ben Rosenfield, City Controller, Office of the Controller
Nicole Elliott, Liaison to the Board of Supervisors, Mayor's Office
Joanne Hayes-White, Fire Chief, Fire Department
Trent Rhorer, Executive Director, Human Services Agency

FROM: Erica Major, Assistant Committee Clerk, Government Audit and Oversight
Committee, Board of Supervisors

DATE: April 12, 2016

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Breed on April 5, 2016:

File No. 160319

Ordinance amending the Administrative Code to establish the Human Services Fire Victims Assistance Fund.

If you have any 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.

c:
Todd Rydstrom, Office of the Controller
Peg Stevenson, Office of the Controller
Kelly Alves, Fire Department

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2016 JUN 23 11:24 AM
President, District 5
BOARD of SUPERVISORS



BOS-11, COB,
C7A0, LN,
Leg Dep. 1 Dep City
attly
Mayor

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-7630
Fax No. 554-7634
TDD/TTY No. 544-5227

London Breed

PRESIDENTIAL ACTION

Date: 6/22/16

To: Angela Calvillo, Clerk of the Board of Supervisors

Madam Clerk,

Pursuant to Board Rules, I am hereby:

Waiving 30-Day Rule (Board Rule No. 3.23)

File No. _____
(Primary Sponsor)

Title. _____

Transferring (Board Rule No. 3.3)

File No. 160319 Breed
(Primary Sponsor)

Title. Administrative Code - Human Services Fire Vi

From: Government Audit & Oversight Committee

To: Land Use & Transportation Committee

Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor _____

Replacing Supervisor _____

For: _____ Meeting
(Date) (Committee)

London Breed, President
Board of Supervisors

Print Form

Introduction Form

By a Member of the Board of Supervisors or the 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 [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) 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 a Imperative Form.

Sponsor(s):

Breed; Campos

Subject:

Administrative Code - Human Services Fire Victims Assistance Fund

The text is listed below or attached:

Ordinance amending the Administrative Code to establish the Human Services Fire Victims Assistance Fund.

Signature of Sponsoring Supervisor:

For Clerk's Use Only: