

BOARD of SUPERVISORS



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MEMORANDUM

Date: June 11, 2021

To: The Honorable Members, Board of Supervisors

From: *ACC* Angela Calvillo, Clerk of the Board

Subject: Administrative Code – San Francisco Reinvestment Working Group

Board of Supervisors Rules of Order 2.21 provides certain criteria that must be included in legislation creating and establishing, or reauthorizing, new bodies (boards/commissions/task forces/advisory bodies) and requires the Clerk of the Board to advise the Board on certain matters. In order to fulfill these requirements, the following is provided:

File No. 210078 Administrative Code – San Francisco Reinvestment Working Group

- Does a current body address the same or similar subject matter?

No. There are no other bodies that address similar subjects.

- Language requiring the body to meet at least once every four months?

Yes. Page 6, Lines 3-4, entitled "SEC. 5.16-6. ORGANIZATION AND OPERATIONS" states "The Working Group shall meet at least once per month".

- Language indicating members serve at the pleasure of the appointing authority?

Yes. Page 7, Lines 22-25, entitled "SEC. 5.16-6. ORGANIZATION AND OPERATIONS" states "Members appointed to Seats 1-7 shall serve at the pleasure of the Board of Supervisors and may be removed by the Board at any time. Each member in Seats 1-7 may remain on the Working Group until its termination under Section 5.16-7, unless removed by the Board. Any vacancy in Seats 1-7 shall be filled by the Board."



- Language establishing attendance requirements?

Yes. Page 8, Lines 12-18, entitled "SEC. 5.16-6. ORGANIZATION AND OPERATIONS" states "Any member, including the Chairperson or the Vice Chairperson, who misses three regular meetings of the Working Group within a six-month period without the written approval of the Chairperson, or the Vice Chairperson in case of the Chairperson's absence, at or before each missed meeting shall be deemed to have resigned from the Working Group 10 days after the third unapproved absence. The Working Group shall inform the Clerk of the Board of Supervisors of any such resignation as to Seats 1-7, and the Controller or Treasurer respectively as to Seat 8 or 9, in the case of a designee to Seat 8 or 9.

- Number of seats and qualifications?

There are a total of nine seats: seats 1-7 shall be nominated by the President of the Board of Supervisors and appointed by the entire Board of Supervisors; one by the Controller; and one by the Treasurer:

- *Seats 1-3 shall be held by technical experts in financial institutions, each of whom shall have expertise in at least one of the following: Community Development Financial Institutions; credit unions, as defined in Section 165 of the California Financial Code; small banks or intermediate small banks, as defined in Section 25.12(u) of Title 12 of the Code of Federal Regulations; bank or lending entity formation or business planning; or financial institution regulatory compliance.*
- *Seats 4-7 shall be held by community representatives, each of whom shall have a commitment to economic, gender, and racial justice; a commitment to serving low-income communities, communities of color, immigrant communities, and organized labor; and experience in at least one of the following: affordable housing financing or policy; Local Enterprise lending; consumer or student lending; or environmental justice, with experience in areas such as zero-emission renewable energy sources, energy efficient building design, or sustainable food systems.*
- *Seat 8 shall be held by the Controller or the Controller's designee.*
- *Seat 9 shall be held by the Treasurer or the Treasurer's designee.*

(The Board of Supervisors shall appoint Seats 1-7.)

- Term limits (i.e., commencement date? staggered terms?)

No. Term limits are not addressed and it is assumed that there is no term limit/length. The body is set to expire 18 months after the initial meeting.



- Administering department?

The Local Agency Formation Commission shall provide administrative and clerical support. The position is on loan from the Clerk of the Board for one year from the first date of the first working group meeting.

- Reporting requirements?

Not later than one year from the date of the first Working Group meeting, the Working Group shall submit to the Board of Supervisors and to the Local Agency Formation Commission a business and governance plan for establishing and operating an MFC, which shall address the MFC's planned lending services, prioritizing investment in affordable housing production and preservation, Local Enterprise, and public infrastructure; organization and management; financial projections; and funding requirements; and which may include recommendations for modifications of City laws and regulations.

- Sunset date?

The Working Group shall terminate, eighteen months from the Article's effective date. Upon expiration of this Article, the City Attorney shall cause it to be removed from the Administrative Code.