

File No. 241072

Committee Item No. 2

Board Item No. 7

COMMITTEE/BOARD OF SUPERVISORS

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Committee: Rules Committee

Date Jan 13, 2025

Board of Supervisors Meeting

Date Feb 4, 2025

Cmte Board

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OTHER (Use back side if additional space is needed)

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Completed by: Victor Young Date Jan 9, 2025

Completed by: _____ Date _____

[Administrative Code - African American Arts and Cultural District]

Ordinance amending the Administrative Code to reestablish the African American Arts and Cultural District Community Advisory Committee, extend the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the African American Arts and Cultural District, and propose strategies to acknowledge and preserve the cultural legacy of the District.

NOTE: **Unchanged Code text and uncoded 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 ~~strikethrough 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. The Administrative Code is hereby amended by adding Article XXX of Chapter 5, consisting of Sections 5.30-1, 5.30-2, 5.30-3, 5.30-4, 5.30-5, and 5.30-6, and revising Section 107A.2 of Chapter 107, to read as follows:

ARTICLE XXX:

AFRICAN AMERICAN ARTS AND CULTURAL DISTRICT

COMMUNITY ADVISORY COMMITTEE

SEC. 5.30-1. CREATION OF COMMITTEE.

The Board of Supervisors hereby establishes the African American Arts and Cultural District Community Advisory Committee (the "Committee").

1 **SEC. 5.30-2. MEMBERSHIP.**

2 *The Committee shall consist of seven voting members, nominated by the Supervisor for District*
3 *10 and appointed by the Board of Supervisors. Members of the Committee shall reside within the*
4 *boundaries of the African American Arts and Cultural District (the "District"), as described in Section*
5 *107.3 of this Code, and shall have the following additional qualifications:*

6 *(a) Seat 1 shall be held by an owner of a business located in the District.*

7 *(b) Seat 2 shall be held by an employee of a nonprofit organization located in the District.*

8 *(c) Seat 3 shall be held by a person with knowledge or expertise regarding the history or*
9 *culture of the District.*

10 *(d) Seat 4 shall be held by a youth between ages of 14 to 24, inclusive, at the time of*
11 *appointment.*

12 *(e) No additional qualifications are required of the members holding Seats 5, 6, and 7.*

13
14 **SEC. 5.30-3. ORGANIZATION AND TERMS OF OFFICE.**

15 *(a) Members of the Committee shall serve at the pleasure of the Board of Supervisors and*
16 *may be removed by the Board at any time. Each member may remain on the Committee until the*
17 *termination of the Committee under Section 5.30-6, unless removed by the Board. A seat that is vacant*
18 *on the Committee shall be filled by the Board, following nomination of the member to fill the vacancy*
19 *by the Supervisor for District 10.*

20 *(b) Service on the Committee shall be voluntary and members shall receive no*
21 *compensation from the City.*

22 *(c) Any member who misses three regular meetings of the Committee within a six-month*
23 *period without the express approval of the Committee at or before each missed meeting shall be*
24 *deemed to have resigned from the Committee 10 days after the third unapproved absence. The*
25 *Committee shall inform the Clerk of the Board of Supervisors of any such resignation.*

1 (d) The Mayor's Office of Housing and Community Development shall provide
2 administrative support to the Committee. All City officials and agencies shall cooperate with the
3 Committee in the performance of its functions.

4
5 **SEC. 5.30-4. DUTIES.**

6 (a) The Committee shall advise the Board of Supervisors, the Mayor, and the Mayor's
7 Office of Housing and Community Development regarding strategies to support and preserve the
8 unique culture and heritage of the African American Arts and Cultural District, and shall provide input
9 to all City agencies in the preparation of reports required under Section 107A.2 of this Code.

10 (b) The Committee shall also advise the Board of Supervisors, the Mayor, and the Mayor's
11 Office of Housing and Community Development regarding any potential need to re-examine the
12 boundaries of the District.

13
14 **SEC. 5.30-5. MEETINGS AND PROCEDURES.**

15 (a) The Committee shall hold its inaugural meeting not more than 60 days after the Board
16 has appointed at least four members to the Committee. There shall be at least 10 days' public notice of
17 the inaugural meeting. Following the inaugural meeting, the Committee shall hold a regular meeting
18 not less than four times a year until the sunset date set forth in Section 5.30-6.

19 (b) The Committee shall elect its officers and may establish bylaws and rules for its
20 organization and procedures.

21
22 **SEC. 5.30-6. SUNSET.**

23 Unless the Board of Supervisors by ordinance extends the term of the Committee, and
24 notwithstanding Board of Supervisors Rule 2.21, this Article XXX shall expire by operation of law and

1 the Committee shall terminate on June 30, 2028. After that date, the City Attorney is authorized to
2 cause this Article XXX to be removed from the Administrative Code.

3
4 **SEC. 107A.2. REQUIRED REPORTS.**

5 (a) **Department Reports to the Mayor's Office of Housing and Community**
6 **Development.** By no later than ~~July 1, 2021~~ September 1, 2025, the departments listed in this
7 subsection (a) shall submit to the Mayor's Office of Housing and Community Development
8 reports containing an assessment of relevant assets and needs in the District,
9 recommendations on programs, policies, and funding sources that could benefit the District,
10 and other recommendations that could serve the District to advance the goals of this Chapter
11 107A. Each department shall seek the input of the African American Arts and Cultural District
12 Community Advisory Committee established in Chapter 5, Article XXX of the Administrative
13 Code, during that committee's existence, as well as the input of residents, businesses, and
14 organizations in the District, when compiling the information relevant for the reports and when
15 deciding on recommendations.

16 (1) The Historic Preservation Commission's report shall describe and
17 evaluate historic resources in the District and make recommendations regarding how the City
18 may preserve those resources.

19 (2) The Office of Economic and Workforce Development's report shall (A)
20 describe existing businesses and nonprofit organizations that contribute to the culture of the
21 District, and make recommendations regarding how the City may serve those businesses and
22 organizations; and (B) describe tourist activity in the District, and make recommendations
23 regarding how the City can sustain and increase that activity.

24 (3) The Arts Commission's report shall describe the artistic and cultural
25 assets in the District, including fine arts, performing arts, and regular cultural events like

1 festivals, and make recommendations about how the City may preserve and support those
2 assets.

3 (4) The Department of Public Works' report shall (A) describe potential
4 improvements to public amenities and infrastructure in the District that could better reflect the
5 culture of the District; and (B) evaluate available opportunities for adding to the public
6 amenities and infrastructure that reflect and enhance the culture of the District, and make
7 recommendations for potential funding sources to support those additions.

8 (5) The Planning Department's report shall make recommendations
9 regarding potential amendments to the Planning Code that could contribute to the
10 preservation of the character of the District.

11 (6) The Human Rights Commission's report shall evaluate and describe the
12 cultural competency of City services in the District, and propose policy changes to address
13 deficits in those areas.

14 (b) **Culture, History, Housing, and Economic Sustainability Strategy Report.**

15 By no later than ~~December 31, 2021~~ February 1, 2026, the Mayor's Office of Housing and
16 Community Development shall prepare and submit to the Board of Supervisors and the Mayor
17 a Culture, History, Housing, and Economic Sustainability Strategy Report ("CHHESS Report")
18 for the District. The CHHESS Report shall include a demographic and economic profile of the
19 District, including past, current, and future trends; analyze and record the tangible and
20 intangible elements of the District's cultural heritage; identify areas of concern that could
21 inhibit the preservation of the District's unique culture; and propose legislative, economic, and
22 other solutions and strategies to support the District. The CHHESS Report shall discuss or
23 incorporate the findings and recommendations of departments in the reports required by
24 subsection (a) of this Section 107A.2. In preparing the CHHESS Report, the Mayor's Office of
25 Housing and Community Development shall solicit recommendations and input~~feedback~~ from

1 the African American Arts and Cultural District Community Advisory Committee, and
2 spearhead a community engagement process with residents, businesses, and workers in the
3 District, ~~in order~~ to develop the strategies and plans that will preserve and enhance the culture
4 of the District.

5 (c) **Timeline Extensions.** The Board of Supervisors may extend any of the
6 deadlines in subsections (a) or (b) of this Section 107A.2 by resolution. Prior to requesting
7 that the Board extend a deadline, any department requesting such an extension shall notify
8 the African American Arts and Cultural District Community Advisory Committee in writing of
9 the reason for the requested extension.

10 (d) **Board of Supervisors Consideration.** Following receipt of the CHHESS
11 Report from the Mayor's Office of Housing and Community Development, the Board of
12 Supervisors may take any action that the Board deems appropriate, including, by resolution,
13 approving the report, modifying the report, rejecting the report, or requesting additional
14 information or analysis from the Mayor's Office of Housing and Community Development or
15 any other City department or agency.

16 (e) **Progress Reports.** The Mayor's Office of Housing and Community
17 Development shall provide a progress report on the strategies outlined in the CHHESS Report
18 at least once every three years following the Board of Supervisors' enactment of a resolution
19 approving or modifying the CHHESS Report.

20
21 Section 2. Effective Date. This ordinance shall become effective 30 days after
22 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
23 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
24 of Supervisors overrides the Mayor's veto of the ordinance.

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 DAVID CHIU, City Attorney

10 By: /s/ Bradley A. Russi
11 BRADLEY A. RUSSI
12 Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - African American Arts and Cultural District]

Ordinance amending the Administrative Code to reestablish the African American Arts and Cultural District Community Advisory Committee, extend the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the African American Arts and Cultural District, and propose strategies to acknowledge and preserve the cultural legacy of the District.

Existing Law

Section 107.3(f) of the Administrative Code established the African American Arts and Cultural District (“District”), which generally includes the Bayview, Hunters Point, and Silver Terrace neighborhoods. With input from other City departments, the Mayor’s Office of Housing and Community Development (“MOHCD”) is required to prepare a report regarding the culture, history, housing, and economic sustainability of the District.

The Administrative Code previously established the African American Arts and Cultural District Community Advisory Committee (“Committee”), which was authorized to advise the Board of Supervisors, the Mayor, and MOHCD concerning issues relating to the District and on the report MOHCD must prepare. The sections of the Administrative Code that authorized the Committee expired and were removed from the Code.

Amendments to Current Law

The ordinance amends the Administrative Code to reestablish the Committee. The Committee will again consist of seven members nominated by the District 10 Supervisor and appointed by the Board of Supervisors. The Committee will advise the Mayor, Board of Supervisors, and MOHCD concerning the District and on the required reports. The Committee will sunset on June 30, 2028.

The ordinance also extends the deadlines for MOHCD to prepare its report and the deadline for City departments to submit their reports to MOHCD.

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
Room 244
San Francisco, CA 94102-4689
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TDD/TTY No. 544-5227

MEMORANDUM

Date: November 14, 2024

To: The Honorable Members, Board of Supervisors

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

Subject: Reestablish the African American Arts and Cultural District Community Advisory Committee (File No. 241072)

Board of Supervisors Rules of Order 2.21 establishes 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. 241072 Administrative Code - African American Arts and Cultural District Community Advisory Committee

- Does a current body address the same or similar subject matter? (Board Rule 2.21)

No, there are no other bodies charged with addressing the same subject matter.

- Is an administering department identified? (Board Rule 2.21)

Yes, Section 5.30-3, entitled "Organization and Terms of Office" states 'the Mayor's Office of Housing and Community Development shall provide administrative support to the Committee.'

- Does the enabling legislation contain language requiring the body to meet at least once every four months? (Board Rule 2.21)



Yes, Section 5.30-5, entitled 'Meeting and Procedures' states "Following the inaugural meeting, the Committee shall hold a regular meeting not less than four times a year until the sunset date."

- Does the enabling legislation include the number of seats, a description of the seat qualifications, the appointment commencement date and the term length? (Board Rule 2.21)

Yes, the Ordinance proposes to amend the current membership to reduce the membership from 15 members down to 7, as follows:

The Advisory Committee membership shall consist of seven voting members nominated by the Supervisor for District 10 and appointed by the Board of Supervisors. Members of the Advisory Committee shall reside within the boundaries of the African American Arts and Cultural District (the "District") and shall have the following additional qualifications:

- *Seat 1 shall be held by an owner of a business located in the District.*
 - *Seat 2 shall be held by an employee of a nonprofit organization located in the District.*
 - *Seat 3 shall be held by a person with knowledge or expertise regarding the history or culture of the District.*
 - *Seat 4 shall be held by a youth between ages of 14 to 24, inclusive, at the time of appointment.*
 - *Seats 5, 6, and 7 shall have no additional qualifications.*
- Is language included that establishes term limits (i.e., commencement date? staggered terms?) (Board Rule 2.21)

Yes, Section 5.30-3, entitled 'Organization and Terms of Offices' states 'Each member may remain on the Committee until the termination of the Committee under Section 5.30-6. Section 5.30-5, entitled 'Meetings and Procedures' states 'the Committee shall hold its inaugural meeting not more than 60 days after the Board has appointed at least four members of the Committee.'

- Is a sunset date included, not to exceed three years? (Board Rule 2.21)

Yes, Section 5.30-6, states "Unless the Board of Supervisors by ordinance extends the term of the Committee, and notwithstanding Board of Supervisors Rule 2.21, this Article XXX shall expire by operation of law and the Committee shall terminate on June 30, 2028. After that date, the City Attorney is authorized to cause this Article XXX to be removed from the Administrative Code."



- Is language included establishing attendance requirements?

(Past practices have shown the need to establish an attendance requirement.)

Yes, Section 5.30-3, entitled 'Organization and terms of Office' states "Any member who misses three regular meetings of the Committee within a six-month period without the express approval of the Committee at or before each missed meeting shall be deemed to have resigned."

- Are the reporting requirements identified?

(Past practices have shown the need to detail and codify the reporting requirements of a body.)

Yes, the Committee shall advise the Board of Supervisors, the Mayor, and the Mayor's Office of Housing and Community Development regarding strategies to support and preserve the unique culture and heritage of the African American Arts and Cultural District, and shall provide input to all City agencies in the preparation of reports required under Section 107A.2 of this Code. The Committee shall also advise the Board of Supervisors, the Mayor, and the Mayor's Office of Housing and Community Development regarding any potential need to re-examine the boundaries of the District.

- Does the enabling legislation indicate members serve at the pleasure of the appointing authority?

(Past practices have shown the need to ensure the appointing authority may remove an appointee at any time.)

Yes, Section 5.30-3, entitled 'Organization and Terms of Office' states "Members of the Committee shall serve at the pleasure of the Board of Supervisors and maybe removed by the Board at any time."

BOARD of SUPERVISORS



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MEMORANDUM

TO: Daniel Adams, Director, Mayor's Office of Housing and Community Development (MOHCD)
Theo Miller, Director, HOPE SF

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: November 4, 2024

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed Ordinance:

File No. 241072

Ordinance amending the Administrative Code to reestablish the African American Arts and Cultural District Community Advisory Committee, extend the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the African American Arts and Cultural District, and propose strategies to acknowledge and preserve the cultural legacy of the District.

If you have comments or reports to be included with the file, please forward them to Victor Young at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: victor.young@sfgov.org.

c: Barbara Amaro, HOPE SF
Lydia Ely, MOHCD
Brian Cheu, MOHCD
Maria Benjamin, MOHCD
Sheila Nickolopoulos, MOHCD
Kyra Geithman, MOHCD



City and County of San Francisco

Master Report

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 241072	File Type: Ordinance	Status: Pending Committee Action
Enacted:		Effective:
Version: 1	In Control: Rules Committee	
File Name: Administrative Code - African American Arts and Cultural District		Date Introduced: 10/29/2024
Requester:	Cost:	Final Action:
Comment:	Title: Ordinance amending the Administrative Code to reestablish the African American Arts and Cultural District Community Advisory Committee, extend the deadlines for the written reports and recommendations from City departments describing the cultural attributes of the African American Arts and Cultural District, and propose strategies to acknowledge and preserve the cultural legacy of the District.	
Sponsor: Walton		

History of Legislative File 241072

Ver	Acting Body	Date	Action	Sent To	Due Date	Result
1	President	10/29/2024	ASSIGNED	Rules Committee		
10/30/24 - President Peskin waived the 30-day rule pursuant to Board Rule No. 3.22.						