

File No. 181210

Committee Item No. 2

Board Item No. 4

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight
Board of Supervisors Meeting:

Date: February 21, 2019
Date: March 12, 2019

Cmte Board

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- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
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- Application
- Public Correspondence

OTHER

- COB Memo - January 18, 2019
- Transfer Memo - January 18, 2019
- Referral FYIs - December 21 and 27, 2018
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- _____

Prepared by: John Carroll
Prepared by: John Carroll

Date: February 15, 2019
Date: February 26, 2019

1 [Administrative Code - Our City, Our Home Oversight Committee]

2
3 Ordinance amending the Administrative Code to establish the Our City, Our Home
4 Oversight Committee as an advisory committee to monitor the City's use of tax
5 revenue received under the Homelessness Gross Receipts Tax established by
6 Proposition C (November 2018), advise the Board of Supervisors and the Mayor
7 regarding administration of the Our City, Our Home Fund, and recommend ways to
8 reduce barriers that prevent people from exiting homelessness.

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

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

17 Section 1. Chapter 5 of the Administrative Code is hereby amended by adding Article
18 XLI, consisting of Sections 5.41-1 through 5.41-4, to read as follows:

19 **ARTICLE XLI: OUR CITY, OUR HOME OVERSIGHT COMMITTEE**

20 **SEC. 5.41-1. ESTABLISHMENT OF OUR CITY, OUR HOME OVERSIGHT**

21 **COMMITTEE.**

22 (a) In approving Proposition C in the November 6, 2018 general municipal election, the
23 voters of the City and County of San Francisco adopted the Homelessness Gross Receipts Tax
24 Ordinance, codified in Business and Tax Regulations Code Article 28. One section of that measure,
25 Business and Tax Regulations Code Section 2810, sets forth the required and permissible expenditures
of monies collected under the Homelessness Gross Receipts Tax Ordinance and deposited to the credit
of the Our City, Our Home Fund (the "Fund") established in Administrative Code Section 10.100-164.

1 Section 2810 envisions the establishment of the Our City, Our Home Oversight Committee to monitor
2 and provide advice regarding the administration of the Fund.

3 (b) Consistent with the intent of the voters in adopting Proposition C, the Board of
4 Supervisors hereby establishes the Our City, Our Home Oversight Committee (the "Committee").

5
6 **SEC. 5.41-2. PURPOSES AND DUTIES.**

7 The Committee shall have the following purposes and duties:

8 (a) All the purposes and duties as set forth in Business and Tax Regulations Code Section
9 2810(e)(1) and (2).

10 (b) Identify barriers to safe and successful exits out of homelessness, and propose to the
11 Board of Supervisors and the Mayor ways to reduce those barriers or the impact of those barriers.

12 (c) Solicit substantive input from people who are Homeless regarding spending priorities.
13 The Committee may seek this input through all appropriate means, including but not limited to
14 conducting surveys and focus groups, and coordinating with community organizations that conduct
15 outreach and/or provide services to Homeless people.

16 (d) Each needs assessment conducted in accordance with Business and Tax Regulations
17 Code Section 2810(e)(2)(B) shall be provided in the form of a written report within the time frames
18 there specified. The needs assessment specified in Section 2810(e)(2)(B) shall include an assessment of
19 the needs of Homeless people with disabilities, and the report shall include an assessment of available
20 data regarding the disability status of Homeless people served by the programs and expenditures
21 described in Business and Tax Regulations Code Section 2810(b)(3).

22 (e) In conjunction with each needs assessment report, at least 60 days before issuing the
23 report, the Committee shall provide a draft of the report to each City department discussed in the
24 report, and allow the department 30 days to provide a written response to the Committee. The
25 Committee shall include any such responses that it timely receives from departments in the report.

1 (f) For purposes of this Section 5.41-2, the term "Homeless" has the same meaning as in
2 Business and Tax Regulations Code Section 2810(h)(1).

3
4 **SEC. 5.41-3. MEMBERSHIP AND TERMS OF OFFICE.**

5 (a) The Committee shall have nine voting members, with qualifications and appointing
6 authorities as set forth in Business and Tax Regulations Code Section 2810(e)(3)(A) and (B). An
7 appointment to a seat on the Committee may not become effective before the effective date of this
8 Article XLI.

9 (b) The terms of each seat on the Committee shall commence on the effective date of this
10 Article XLI. Terms of seats shall be for two years, except that the initial terms for odd-numbered seats
11 shall be for three years.

12 (c) Service on the Committee shall be voluntary and members shall receive no
13 compensation from the City.

14 (d) Members may be removed by their appointing authorities at any time. Additionally, any
15 member who misses three regular meetings of the Committee within a six-month period without the
16 express approval of the Committee at or before each missed meeting shall be deemed to have resigned
17 from the Committee ten days after the third unapproved absence. The Committee shall inform the
18 member's appointing authority of any such resignation.

19
20 **SEC. 5.41-4. ORGANIZATION AND SUPPORT.**

21 (a) The Committee shall hold its inaugural meeting not more than 30 days after at least six
22 members have been appointed to the Committee. There shall be at least ten days' notice of the
23 inaugural meeting. Following the inaugural meeting, the Committee shall hold at least one additional
24 meeting before June 30, 2019. Thereafter, the Committee shall hold a regular meeting not less than six
25 times per fiscal year.

1 **(b) The Committee shall elect a Chair, Vice-Chair, and officers for such other positions, if**
2 **any, it chooses to create. The Chair, or the Vice-Chair if the Chair is unavailable, shall be**
3 **responsible for developing the Committee's agendas and conducting meetings. The Committee**
4 **may establish bylaws and rules for its organization and procedures.**

5 **(c) All City departments, commissions, boards, and agencies shall cooperate with the**
6 **Committee in the performance of its functions. At least one representative from each of the Department**
7 **of Homelessness and Supportive Housing, the Mayor's Office of Housing and Community**
8 **Development, the Office of the Controller, and the Department of Public Health shall attend all regular**
9 **meetings of the Committee to be available to provide policy support to the Committee.**

10 **(d) The Controller shall provide administrative and clerical support for the Committee.**

11 **(e) Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides**
12 **that advisory bodies created by the Board of Supervisors should sunset within three years, the**
13 **Committee shall not expire unless the Board enacts an ordinance terminating the Committee.**

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

19
20 APPROVED AS TO FORM:
21 DENNIS J. HERRERA, City Attorney

22 By: 

23 JON GIVNER
24 Deputy City Attorney

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LEGISLATIVE DIGEST
(Amended in Committee - February 21, 2019)

[Administrative Code - Our City, Our Home Oversight Committee]

Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.

Existing Law

At the November 6, 2018 general municipal election, the voters approved Proposition C, which imposed additional business taxes to create a dedicated fund (the Our City, Our Home Fund) to support services for homeless people and prevent homelessness. Proposition C anticipated the establishment of an advisory committee to make recommendations to the Mayor and the Board of Supervisors to ensure that the City uses the tax revenue in a manner consistent with the intent of the ballot measure.

Amendments to Current Law

The proposed ordinance would establish the Our City, Our Home Oversight Committee (the "Committee") to monitor the City's use of the Our City, Our Home Fund (the "Fund") and to advise the Board and the Mayor regarding the administration of the Fund. The Committee would have nine voting members: four appointed by the Board of Supervisors, four appointed by the Mayor subject to rejection by a 2/3 vote of the Board of Supervisors, and one appointed by the Controller. The term of office for each seat would be two years, but to ensure that the members' terms are staggered, the first term for five of the members would be three years.

The Committee would conduct a needs assessment every three years with respect to homelessness and homeless populations served by the Fund, and would make annual recommendations to the Board of Supervisors about appropriations from the Fund. The Committee would also promote transparency and cultural sensitivity in the City's implementation of Proposition C, solicit input from impacted communities, identify barriers to safe and successful exits out of homelessness, and propose ways to eliminate or reduce the impact of those barriers.

The Controller would provide administrative support for the Committee. The following City agencies would be required to have staff members attend the Committee's meetings: Department of Homelessness and Supportive Housing, the Mayor's Office of Housing and Community Development, the Office of the Controller, and the Department of Public Health.

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
Room 244
San Francisco, CA 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

MEMORANDUM

Date: January 18, 2019
To: The Honorable Members, Board of Supervisors
From: *AC* Angela Calvillo, Clerk of the Board
Subject: Administrative Code – Our City, Our Home Oversight Committee
(File No. 181210)

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 information is provided.

File No. 181210 Administrative Code – Our City, Our Home Oversight Committee

The Ordinance would establish the Our City, Our Home Oversight Committee (Committee).

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

No, there is no active body with similar powers or duties. The Committee shall identify barriers to safe and successful exits out of homelessness, and propose to the Board of Supervisors and the Mayor ways to reduce those barriers or the impact of those barriers. The Committee shall also solicit substantive input from people who are Homeless regarding spending priorities.

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

Page 4, Line 1, Section 5.41-4 (a) entitled "Organization and Support" states "Following the inaugural meeting, the Committee shall hold at least one additional meeting before June 30, 2019. Thereafter, the Committee shall hold a regular meeting not less than six times per fiscal year."



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

Page 3, Line 16, Section 5.41-3(d), entitled “Membership and Terms of Office” states “Members may be removed by their appointing authorities at any time.”

- Language establishing attendance requirements

Page 3, Line 16, Section 5.41-3(d), entitled “Membership and Terms of Office” states “Additionally, 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 from the Committee ten days after the third unapproved absence.

- Number of seats and qualifications

Page 3, Line 16, Section 5.41-3(d), entitled “Membership and Terms of Office” states that the Committee shall be comprised of nine members, with qualifications and appointing authorities as set forth in Business and Tax Regulations Code, Sections 2810(e)(3)(A) and (B), as follows:

- Seats one, three, five, and seven shall be appointed by the Mayor under Charter, Section 3.100(18);

*- Seats two, four, six, and eight shall be appointed by the Board of Supervisors;
and*

- Seat nine shall be appointed by the Controller.

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

Page 3, Line 16, Section 5.41-3(b), entitled “Membership and Terms of Office” states “Terms of the seats shall be for two years, except that the initial terms for odd-numbered seats shall be for three years.”

- Administering department

The Controller shall provide administrative and clerical support to the Committee.



▪ Reporting requirements

Reports shall be conducted in accordance with Business and Tax Regulations Code, Section 2810(e)(2)(B), as follows:

By December 31, 2019, and every three years thereafter, the Committee shall conduct a needs assessment with respect to homelessness and homeless populations, including but not limited to an assessment of available data on subpopulations with regard to race, family composition, sexual orientation, age, and gender served by the programs and expenditures described in Section 2810(b)(3), and make annual recommendations about appropriations from the Our City, Our Home Fund to the Board of Supervisors consistent with that needs assessment.

▪ Sunset date

The Committee shall not expire unless the Board of Supervisors enacts an Ordinance terminating the Committee.

BOARD of SUPERVISORS



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MEMORANDUM

TO: Jeff Kositsky, Director, Department of Homelessness and Supportive Housing
Ben Rosenfield, City Controller
Theo Miller, Director, HOPE SF
Greg Wagner, Acting Director, Department of Public Health

FROM: Victor Young, Assistant Clerk
Rules Committee

DATE: December 21, 2018

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee has received the following proposed legislation, introduced by Mayor Breed on December 11, 2018:

File No. 181210

Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.

If you have 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 or by email at: victor.young@sfgov.org.

c: Emily Cohen, Department of Homelessness and Supportive Housing
Todd Rydstrom, Office of the Controller
Peg Stevenson, Office of the Controller
Michelle Allersma, Office of the Controller
Carol Lu, Office of the Controller
Natasha Mihal, Office of the Controller
Barbara Amaro, HOPE SF
Dr. Naveena Bobba, Department of Public Health
Sneha Patil, Department of Public Health

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MEMORANDUM

TO: Kiely Hosmon, Director
Youth Commission

FROM: Angela Calvillo, Clerk of the Board

DATE: December 27, 2018

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. 181210

Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.

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

RESPONSE FROM YOUTH COMMISSION Date: _____

_____ No Comment

_____ Recommendation Attached

Chairperson, Youth Commission

Carroll, John (BOS)

From: Khoo, Arthur (BOS)
Sent: Friday, January 18, 2019 4:43 PM
To: BOS-Supervisors; BOS-Legislative Aides; Calvillo, Angela (BOS); Somera, Alisa (BOS); Nevin, Peggy (BOS); BOS-Operations; BOS-IT; GIVNER, JON (CAT); Power, Andres (MYR); Karunaratne, Kanishka (MYR); Peacock, Rebecca (MYR); Young, Victor (BOS); Carroll, John (BOS)
Subject: Presidential Action Memo - Transferring File No. 181210
Attachments: PA Memo - Transferring File No. 181210.pdf
Categories: 181210

Dear Supervisors:

The following Presidential Action memo was received:

Transferring File No. 181210 – Rules Committee to Government Audit & Oversight Committee:

File 181210 - Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.

Regards,

Arthur Khoo

Board of Supervisors - Clerk's Office
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
(415) 554-7708 | (415) 554-5163
arthur.khoo@sfgov.org | www.sfbos.org

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.

President, District 7
BOARD of SUPERVISORS

2019 JAN 19 11:47:20

BY NY



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Tel. No. 554-6516
Fax No. 554-7674
TDD/TTY No. 544-6546

Norman Yee

PRESIDENTIAL ACTION

Date: 1/18/2019

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. _____
Title. _____ (Primary Sponsor)

Transferring (Board Rule No 3.3)

File No. 181210 Mayor _____
Title. Administrative Code - Our City, Our Home Oversight Committee
(Primary Sponsor)

From: Rules _____ Committee

To: Government Audit & Oversight _____ Committee

Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor _____

Replacing Supervisor _____

For: _____ Meeting
(Date) (Committee)

Norman Yee, President
Board of Supervisors

BOARD of SUPERVISORS



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AHSHA SAFAÍ

DATE: January 14, 2019

TO: President Norman Yee
Board of Supervisors

FROM: Supervisor Ahsha Safaí, Rules Committee Chair

RE: Transfer File 181210 from the Rules Committee to Government Audit &
Oversight Committee

Mister President,

I am kindly requesting **File 181210, Our City, Our Home Oversight Committee**, be moved from the Rules Committee to the Government Audit and Oversight Committee (GAO) as requested by Supervisor Vallie Brown's office on January 3, 2019. As Chair, I am waiving the Rules Committee's authority of this matter given that it is an Administrative Code amendment and establishes the creation of a body.

Thank you for your time and assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Ahsha Safaí".

Ahsha Safaí

AS/thh

OFFICE OF THE MAYOR
SAN FRANCISCO



LONDON N. BREED
MAYOR

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Kanishka Karunaratne Cheng *KKC*
RE: Administrative Code - Our City, Our Home Oversight Committee
DATE: December 11, 2018

Ordinance amending the Administrative Code to establish the Our City, Our Home Oversight Committee as an advisory committee to monitor the City's use of tax revenue received under the Homelessness Gross Receipts Tax established by Proposition C (November 2018), advise the Board of Supervisors and the Mayor regarding administration of the Our City, Our Home Fund, and recommend ways to reduce barriers that prevent people from exiting homelessness.

Please note that Supervisors Fewer and Brown are co-sponsors of this legislation.

Should you have any questions, please contact Kanishka Karunaratne Cheng at 415-554-6696.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2018 DEC 11 PM 4:18
BY *[Signature]*

1 DR. CARLTON B. GOODLETT PLACE, ROOM 200
SAN FRANCISCO, CALIFORNIA 94102-4681
TELEPHONE: (415) 554-6141

