

BOARD of SUPERVISORS



City Hall
1 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

TO: All City Department Heads via Sophia Kittler, Mayor's Office
Vincent C. Matthews, Superintendent (SFUSD) MatthewsV@sfusd.edu

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: January 19, 2021

SUBJECT: LEGISLATION INTRODUCED

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

File No. 210032

Ordinance amending the Administrative Code to establish the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise the Board of Supervisors, the Mayor, and the San Francisco Unified School District regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs.

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: linda.wong@sfgov.org.

c: Eddie McCaffrey, Mayor's Office
Rebecca Peacock, Mayor's Office
Andres Power, Mayor's Office
Viva Mogi, SFUSD mogiv@sfusd.edu



City and County of San Francisco

Master Report

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

File Number: 210032 **File Type:** Ordinance **Status:** Pending Committee Action

Enacted: **Effective:**

Version: 1 **In Control:** Rules Committee

File Name: Administrative Code - Establishing the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group **Date Introduced:** 01/12/2021

Requester: **Cost:** **Final Action:**

Comment: **Title:** Ordinance amending the Administrative Code to establish the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise the Board of Supervisors, the Mayor, and the San Francisco Unified School District regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs.

Sponsors: Ronen; Melgar

History of Legislative File 210032

Ver	Acting Body	Date	Action	Sent To	Due Date	Result
1	President	01/12/2021	ASSIGNED	Rules Committee		
<i>1/14/21 - President Walton waived the 30-day rule pursuant to Board Rule No. 3.22.</i>						

1 [Administrative Code - Establishing the Students and Families RISE (Recovery with Inclusive
2 and Successful Enrichment) Working Group]

3 **Ordinance amending the Administrative Code to establish the Students and Families**
4 **RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise**
5 **the Board of Supervisors, the Mayor, and the San Francisco Unified School District**
6 **regarding the development, adoption, and implementation of a plan to coordinate**
7 **enrichment and retention services provided by City departments, the School District,**
8 **and community partners to youth and families adversely affected by COVID-19 school**
9 **closures and distance learning programs.**

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

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

18 Section 1. Chapter 5 of the Administrative Code is hereby amended by adding Article
19 XLVIII, consisting of Sections 5.48-1 through 5.48-7, to read as follows:

20 **ARTICLE XLVIII:**

21 **STUDENTS AND FAMILIES RISE (RECOVERY WITH INCLUSIVE AND SUCCESSFUL**
22 **ENRICHMENT) WORKING GROUP**

23 **SEC. 5.48-1. CREATION OF WORKING GROUP.**

24 *There is hereby established the Students and Families RISE (Recovery with Inclusive and*
25 *Successful Enrichment) Working Group (the “Working Group”) of the City and County of San*
Francisco.

1 **SEC. 5.48-2. PURPOSE.**

2 The purpose of the Working Group is to advise the Board of Supervisors, the Mayor, and the
3 San Francisco Unified School District (“SFUSD”) on the coordination and expansion of academic and
4 literacy supports, enrichment services, post-secondary education enrollment, summer learning and
5 transition supports, justice services, mentorship, out of school time programming, youth workforce
6 development, and family empowerment programs, to assist San Francisco youth whose academic
7 achievement and personal development have been negatively impacted by school closures and distance
8 learning during the COVID-19 public health emergency.

9
10 **SEC. 5.48-3. MEMBERSHIP.**

11 (a) The Working Group shall consist of 10 voting members.

12 (b) Seats 1 through 7 shall be appointed by the Board of Supervisors as follows:

13 (1) Seat 1 shall be held by a member of the United Educators of San Francisco. In
14 making the appointment, the Board of Supervisors shall consider any recommendations for the seat
15 made by the United Educators of San Francisco.

16 (2) Seat 2 shall be held by a parent or guardian of a youth enrolled, at the time of
17 appointment, in an SFUSD school, at any grade level from pre-kindergarten through 12th grade.

18 (3) Seat 3 shall be held by a person who works as, or has substantial experience
19 working as, a service provider delivering services to youth and families in San Francisco, preferably in
20 San Francisco low-income communities.

21 (4) Seat 4 shall be held by a person with expertise or substantial experience in the
22 field of public health, preferably a person specializing in pediatric public health or child development.

23 (5) Seat 5 shall be held by a person with expertise or substantial experience in the
24 field of education research, preferably focused on student achievement and retention.

1 (6) Seat 6 shall be held by a person representing a philanthropic organization,
2 foundation, or network.

3 (7) Seat 7 shall be held by a person 19 years old or younger at the time of
4 appointment for the term who is either enrolled in, or has recently graduated from a SFUSD school.

5 (c) Seat 8 shall be held by an employee of the Department of Children, Youth, and their
6 Families (“DCYF”), appointed by the Mayor.

7 (d) Seat 9 shall be held by a Commissioner serving on, and designated by, the SFUSD
8 Board of Education. If at any time the SFUSD Board of Education declines to designate a
9 Commissioner to participate, and seat 9 is vacant for 60 days or longer, the Board of Supervisors may
10 appoint a member of the public to fill the seat until such time as the SFUSD Board of Education
11 designates a Commissioner.

12 (e) Seat 10 shall be held by the SFUSD Superintendent of Schools (“the Superintendent”) or
13 the Superintendent’s designee. If at any time the Superintendent declines to participate, and also
14 declines to name a designee, and leaves seat 10 vacant for 60 days or longer, the Board of Supervisors
15 may appoint a member of the public to fill the seat until such time as the Superintendent elects to
16 participate or name a designee.

17
18 **SEC. 5.48-4. ORGANIZATION AND TERMS OF OFFICE.**

19 (a) Members of the Working Group holding seats 1 through 8 shall serve at the pleasure of
20 their appointing authority and may be removed by their appointing authority at any time. Each
21 member of the Working Group holding seats 1 through 8 shall serve a one-year term, unless removed
22 by their appointing authority.

23 (b) Service in the Working Group shall be voluntary, and members shall not be
24 compensated for their time, except that the person appointed to Seat 8 shall receive their City salary for
25

1 time spent serving on the Working Group, which shall be considered part of their responsibilities as a
2 City official or employee.

3 (c) Any member who misses three regular meetings of the Working Group within a six-
4 month period without the express approval of the Working Group at or before each missed meeting
5 shall be deemed to have resigned from the Working Group 10 days after the third unapproved absence.
6 The Working Group shall inform the Board of Supervisors of any such resignation.

7 (d) DCYF shall provide administrative support for the Working Group.

8 (e) At the request of the Working Group, and subject to the fiscal, budgetary, and civil
9 service provisions of the Charter and all applicable rules regarding competitive selection, DCYF may
10 retain consultants with appropriate expertise to assist the Working Group in its development of the San
11 Francisco Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Plan.

12 **SEC. 5.48-5. MEETINGS AND PROCEDURES.**

13 (a) The appointing authorities shall make initial appointments to the Working Group within
14 30 days of the effective date of this Article.

15 (b) The Working Group shall hold its inaugural meeting not more than 45 days after the
16 effective date of the ordinance in Board File No. _____ enacting this Article XLVIII. There shall
17 be at least ten days' public notice of the inaugural meeting. Following the inaugural meeting, the
18 Working Group shall hold a regular meeting not less than once each month.

19 (c) The Working Group shall elect a chair and such other officers as it deems appropriate,
20 and may establish bylaws and rules for its organization and procedures.

21 **SEC. 5.48-6. POWERS AND DUTIES.**

22 (a) The Working Group shall advise the Board of Supervisors, Mayor, and SFUSD in the
23 development, adoption, and implementation of a San Francisco Students and Families RISE (Recovery
24 with Inclusive and Successful Enrichment) Plan ("Plan") to coordinate services provided to youth and
25 families by City departments, SFUSD, and community partners, and to maximize support for youth in

1 San Francisco whose academic experience has been hindered by school closures, distance learning,
2 and the COVID-19 pandemic. In developing the Plan, the Working Group shall consider the following:

3 (1) Data on student performance including attendance, course completion,
4 standardized tests scores, and student surveys, available across various disaggregated demographic
5 categories.

6 (2) Data on the number of youths who left the public school system during the
7 COVID-19 pandemic.

8 (3) Best practices and academic interventions in and outside of the classroom for
9 addressing student learning loss, academic setbacks, and social and emotional challenges stemming
10 from school closures and trauma associated with the COVID-19 health crisis.

11 (4) Accessibility of enrichment and retention services for youth and families.

12 (5) Equitable prioritization in the delivery of services to the youth and families with
13 the greatest needs and who have been disproportionately impacted by school closures and the COVID-
14 19 pandemic.

15 (6) Input or recommendations from San Francisco youth leaders including, but not
16 limited to, representatives from the San Francisco Youth Commission and the SFUSD Student Advisory
17 Council.

18 (b) The Plan shall include an equity analysis of services and resources for youth and
19 families and a five-year budget estimate of additional revenue needed by SFUSD to remediate learning
20 loss due to the COVID-19 pandemic and expand enrichment and wraparound services consistent with a
21 community schools' model.

22 (c) By August 1, 2021, the Working Group shall submit the Plan to the Board of
23 Supervisors, the Mayor, and SFUSD. The Plan shall be accompanied by a proposed resolution for the
24 Board of Supervisors to accept the Plan, and the Board may act by resolution to accept or reject the
25 Plan.

1 **SEC. 5.48-7. SUNSET.**

2 Unless the Board of Supervisors by ordinance extends the term of the Working Group, this
3 Article XLVIII shall expire by operation of law, and the Working Group shall terminate, one year after
4 the effective date of the ordinance in Board File No. _____ enacting this Article. In that
5 event, after the sunset date, the City Attorney shall cause this Article XLVIII to be removed from the
6 Administrative Code.

7
8 Section 2. Effective Date. This ordinance shall become effective 30 days after
9 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
10 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
11 of Supervisors overrides the Mayor’s veto of the ordinance.

12
13
14 APPROVED AS TO FORM:
15 DENNIS J. HERRERA, City Attorney

16 By: /S/ Jana Clark
17 JANA CLARK
18 Deputy City Attorney

19
20
21
22
23
24
25
n:\legana\as2021\2100250\01505393.docx

LEGISLATIVE DIGEST

[Administrative Code - Establishing the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group]

Ordinance amending the Administrative Code to establish the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise the Board of Supervisors, the Mayor, and the San Francisco Unified School District regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs.

Existing Law

There is currently no City advisory body dedicated to planning or coordinating advice regarding enrichment and retention services provided the City and San Francisco School District ("SFUSD") to youth and families adversely affected by the COVID 19 school closures.

Amendments to Current Law

The proposed ordinance would create a 10-member advisory body called Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group ("Working Group") to advise the City and SFUSD regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs. Seven members would be appointed by the Board of Supervisors. The Mayor would appoint an employee of the Department of Children, Youth, and their Families ("DCYF") to one seat. One seat would be held by a Commissioner serving on, and designated by, the SFUSD Board of Education. One seat would be held by the SFUSD Superintendent of Schools ("the Superintendent") or the Superintendent's designee. If at any time either the School Board or the Superintendent declined to participate, and either seat remained vacant for 60 days or longer, the Board of Supervisors would fill the seat until such time as the Superintendent or School Board elected to participate or name a designee.

By August 1, 2021, the Working Group would prepare and submit to the Board, the Mayor, and SFUSD a San Francisco Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Plan to coordinate services provided to youth and families by City departments, SFUSD, and community partners, and to maximize support for youth in San Francisco whose academic experience has been hindered by school closures, distance

FILE NO. 210032

learning, and the COVID-19 pandemic. The Working Group would terminate in one years, unless extended by ordinance adopted by the Board.

n:\legana\as2021\2100250\01505397.docx

Introduction Form

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

Sponsor(s):

Ronen; Melgar

Subject:

Administrative Code - Establishing the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group

The text is listed:

Ordinance amending the Administrative Code to establish the Students and Families RISE (Recovery with Inclusive and Successful Enrichment) Working Group to advise the Board of Supervisors, the Mayor, and the San Francisco Unified School District regarding the development, adoption, and implementation of a plan to coordinate enrichment and retention services provided by City departments, the School District, and community partners to youth and families adversely affected by COVID-19 school closures and distance learning programs.

Signature of Sponsoring Supervisor: /s/ Hillary Ronen

From: [Clark, Jana \(CAT\)](#)
To: [BOS Legislation, \(BOS\)](#); [Monge, Paul \(BOS\)](#); [BOS Legislation, \(BOS\)](#)
Cc: [Ronen, Hillary](#); [Low, Jen \(BOS\)](#)
Subject: RE: Ordinance Establishing RISE Workgroup
Date: Tuesday, January 12, 2021 6:11:35 PM
Attachments: [image001.png](#)

I approve

Confidential and privileged communication

Jana Clark
Deputy City Attorney
Office of the City Attorney
1 Dr. Carlton B. Goodlett Place, Suite 234
San Francisco, CA 94102
(415) 554-4634

From: BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Sent: Tuesday, January 12, 2021 4:32 PM
To: Monge, Paul (BOS) <paul.monge@sfgov.org>; BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Cc: Ronen, Hillary (BOS) <hillary.ronen@sfgov.org>; Low, Jen (BOS) <jen.low@sfgov.org>; Clark, Jana (CAT) <Jana.Clark@sfcityatty.org>
Subject: RE: Ordinance Establishing RISE Workgroup

Thank you Paul. We will also need Deputy City Attorney Jana Clark's approval for use of electronic signature and approval as to form of the Ordinance, by reply to this email.

Best regards,

Jocelyn Wong

San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T: 415.554.7702 | F: 415.554.5163
jocelyn.wong@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

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.

From: Monge, Paul (BOS) <paul.monge@sfgov.org>
Sent: Tuesday, January 12, 2021 4:28 PM
To: BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Cc: Ronen, Hillary <hillary.ronen@sfgov.org>; Low, Jen (BOS) <jen.low@sfgov.org>
Subject: Ordinance Establishing RISE Workgroup

Hello,

Attached please find the introduction form, language, and legislative digest for an ordinance introduced by Supervisors Ronen and Melgar to establish the Students and Families RISE Working Group.

This email confirms that the use of the symbol “/s/ Hillary Ronen” is intended to have the same effect as Supervisor Ronen’s signature and confirms the Supervisor’s intent to approve the documents.

I have also cc'd Jen Low of Supervisor Melgar's office.

Thank you and please let me know if you have any questions.

Best,

Paul Monge, JD, MPP

Legislative Aide

Office of Supervisor Hillary Ronen I District 9

San Francisco Board of Supervisors

Pronouns: He/Him

FILE NO. 210033

RESOLUTION NO.

1 [Multifamily Housing Revenue Bonds ~~---~~ 1360-43rd Avenue (Shirley Chisholm Village) - Not
2 to Exceed \$108,000,000]

Formatted: Not Superscript/ Subscript

3 **Resolution declaring the intent of the City and County of San Francisco ("City") to**
4 **reimburse certain expenditures from proceeds of future bonded indebtedness in an**
5 **aggregate principal amount not to exceed \$108,000,000; authorizing the Director of the**
6 **Mayor's Office of Housing and Community Development ("Director") to submit an**
7 **application and related documents to the California Debt Limit Allocation Committee**
8 **("CDLAC") to permit the issuance of residential mortgage revenue bonds in an**
9 **aggregate principal amount not to exceed \$108,000,000 for 1360-43rd Avenue (Shirley**
10 **Chisholm VillageSan Francisco, California 94122); authorizing and directing the**
11 **Director to direct the Controller's Office to hold in trust an amount not to exceed**
12 **\$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to**
13 **CDLAC that the City has on deposit the required amount; authorizing the Director to**
14 **pay an amount equal to such deposit to the State of California if the City fails to issue**
15 **the residential mortgage revenue bonds; authorizing and directing the execution of any**
16 **documents necessary to implement this Resolution; and ratifying and approving any**
17 **action heretofore taken in connection with the Project, as defined herein, and the**
18 **Application, as defined herein.**

Formatted: Not Superscript/ Subscript

Formatted: Indent: First line: 0"

19
20
21 WHEREAS, The Board of Supervisors of the City and County of San Francisco ("Board
22 of Supervisors"), after careful study and consideration, has determined that there is a
23 shortage of safe and sanitary housing within the City and County of San Francisco ("City"),
24 particularly for low and moderate income persons, and that it is in the best interest of the
25 residents of the City and in furtherance of the health, safety, and welfare of the public for the

1 City to assist in the financing of multi-family rental housing units; and

2 WHEREAS, Acting under and pursuant to the powers reserved to the City under
3 Sections 3, 5, and 7 of Article XI of the Constitution of the State of California and Sections
4 1.101 and 9.107 of the Charter of the City and County of San Francisco, the City has enacted
5 the City and County of San Francisco Residential Mortgage Revenue Bond Law ("City Law"),
6 constituting Article I of Chapter 43 of the San Francisco Administrative Code, in order to
7 establish a procedure for the authorization, issuance and sale of residential mortgage revenue
8 bonds by the City for the purpose of providing funds to encourage the availability of adequate
9 housing and home finance for persons and families of low or moderate income, and to
10 develop viable communities by providing decent housing, enhanced living environments, and
11 increased economic opportunities for persons and families of low or moderate income; and

12 WHEREAS, In addition, pursuant to Division 31 of the Health and Safety Code of the
13 State of California, and particularly Chapter 7 of Part 5 thereof ("State Law"), the City is
14 empowered to issue and sell bonds for the purpose of making mortgage loans or otherwise
15 providing funds to finance the development and/or rehabilitation of multi-family rental housing
16 including units for lower income households and very low income households; and

17 WHEREAS, MP Francis Scott Key 2 Associates, L.P., a California limited partnership
18 (or an affiliate thereof or successor thereto) (the "Borrower") desires to construct or
19 rehabilitate an 135-unit affordable residential rental housing development located at 1360
20 43rd Avenue, San Francisco, CA 94122 ("Project"); and

21 WHEREAS, The Borrower has requested that the City assist in the financing of the
22 Project through the issuance of one or more series of tax-exempt mortgage revenue bonds
23 ("Bonds"); and

24 WHEREAS, The City expects that proceeds of the Bonds will be used to pay certain
25 costs incurred in connection with the Project prior to the date of issuance of the Bonds; and

Formatted: Not Superscript/ Subscript

1 ///

2 WHEREAS, The City intends to issue the Bonds in an amount not to exceed
3 \$108,000,000 and to loan the proceeds of the Bonds to the Borrower (“Loan”) to finance the
4 costs of the Project; and

5 WHEREAS, The Bonds will be limited obligations, payable solely from pledged
6 security, including Project revenues, and will not constitute a debt of the City; and

7 WHEREAS, The Board of Supervisors has determined that the moneys advanced and
8 to be advanced to pay certain expenditures of the Project are or will be available only for a
9 temporary period and it is necessary to reimburse such expenditures with respect to the
10 Project from the proceeds of the Bonds; and

11 WHEREAS, Section 1.150-2 of the United States Treasury Regulations requires that
12 the Board of Supervisors declare its reasonable official intent to reimburse prior expenditures
13 for the Project with proceeds of the Bonds; and

14 WHEREAS, The Project is located wholly within the City; and

15 WHEREAS, Section 146 of the Code limits the amount of tax-exempt private activity
16 bonds, which include qualified mortgage bonds, that may be issued in any calendar year by
17 entities within a state and authorizes the legislature of each state to provide the method of
18 allocating authority to issue tax-exempt private activity bonds within the respective state; and

19 WHEREAS, Chapter 11.8 of Division 1 of Title 2 of the Government Code of the State
20 of California governs the allocation in the State of California of the state ceiling established by
21 Section 146 of the Code among governmental units in the State having the authority to issue
22 tax-exempt private activity bonds; and

23 WHEREAS, Section 8869.85(b) of the Government Code requires that a local agency
24 file an application for a portion of the state ceiling with or upon the direction of the California
25

1 Debt Limit Allocation Committee ("CDLAC") prior to the issuance of tax-exempt private activity
2 bonds, including qualified mortgage bonds; and

3 WHEREAS, CDLAC procedures require an applicant for a portion of the state ceiling to
4 certify to CDLAC that applicant has on deposit an amount equal to one-half of one percent
5 (0.5%) of the amount of allocation requested not to exceed \$100,000; now, therefore, be it

6 RESOLVED, By the Board of Supervisors of the City and County of San Francisco, as
7 follows:

8 Section 1. The Board of Supervisors finds and determines that the foregoing recitals
9 are true and correct.

10 Section 2. The Board of Supervisors adopts this Resolution for purposes of
11 establishing compliance with the requirements of Section 1.150-2 of the United States
12 Treasury Regulations. This Resolution does not bind the Board of Supervisors to issue the
13 Bonds, approve the Loan or to make any expenditure, incur any indebtedness or proceed with
14 the Project.

15 Section 3. The Board of Supervisors hereby declares its official intent under United
16 States Treasury Regulations Section 1.150-2 to use proceeds of the Bonds to reimburse
17 expenditures incurred in connection with the Project. The Board of Supervisors hereby further
18 declares its intent to use such proceeds to reimburse the Borrower for actual expenditures
19 made by the Borrower on the Project.

20 Section 4. On the date of the expenditure to be reimbursed, all reimbursable costs of
21 the Project will be of a type properly chargeable to a capital account under general federal
22 income tax principles.

23 Section 5. The maximum principal amount of debt expected to be issued for the Project
24 is \$122,015,143.

25 Section 6. This resolution is neither an approval of the underlying credit issues of the

1 proposed Project nor an approval of the financial structure of the Bonds.

2 ///

3 Section 7. The Board of Supervisors hereby authorizes the Director of the Mayor’s
4 Office of Housing and Community Development, including any acting or interim director, or
5 such person’s designee (“Director”), on behalf of the City, to submit an application
6 (“Application”), and such other documents as may be required, to CDLAC pursuant to
7 Government Code Section 8869.85 for an allocation for the Project of a portion of the state
8 ceiling for private activity bonds in a principal amount not to exceed \$108,000,000.

9 Section 9. An amount equal to one-half of one percent (0.5%) of the amount of the
10 CDLAC allocation requested for the Project, not to exceed \$100,000 (“Deposit”), is hereby
11 authorized to be held on deposit in connection with the Application and the applicable CDLAC
12 procedures, and the Director is authorized to certify to CDLAC that such funds are available.

13 Section 10. If the City receives a CDLAC allocation for the Project and the Bonds are
14 not issued, the Mayor’s Office of Housing and Community Development is hereby authorized
15 to cause an amount equal to the Deposit to be paid to the State of California, if and to the
16 extent required by CDLAC.

17 Section 11. The officers and employees of the City, including the Director, are hereby
18 authorized and directed, jointly and severally, to do any and all things necessary or advisable
19 to consummate the receipt of an allocation from CDLAC and otherwise effectuate the
20 purposes of this Resolution, consistent with the documents cited herein and this Resolution,
21 and all actions previously taken by such officers and employees with respect to the Project,
22 consistent with the documents cited herein and this Resolution, including but not limited to the
23 submission of the application to CDLAC, are hereby ratified and approved.

24 ///

25 ///

1 ///

2 ///

3 Section 12. This Resolution shall take effect from and after its adoption by the Board and
4 approval by the Mayor.

5

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

8

9 By: /s/ HEIDI J. GEWERTZ
10 HEIDI J. GEWERTZ
11 Deputy City Attorney
12 n:\landas2020\1300402\01499559.docx

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25