

1 [Business and Tax Regulations Code – Establish a Citizen's Advisory Committee for the
2 Central Market Street and Tenderloin Area]

3 **Ordinance amending Article 12-A of the San Francisco Business and Tax Regulations**
4 **Code by adding Section 906.3-1 to establish a Citizen's Advisory Committee for the**
5 **Central Market Street and Tenderloin Area.**

6 NOTE: Additions are *single-underline italics Times New Roman*;
7 deletions are ~~*strike-through italics Times New Roman*~~.
8 Board amendment additions are double-underlined;
9 Board amendment deletions are ~~striketrough normal~~.

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

10 Section 1. Findings. The Board of Supervisors hereby finds that:

11 (a) In April 2011, the Board of Supervisors approved the Central Market Street and
12 Tenderloin Area Payroll Expense Tax Exclusion.

13 (b) Under the Central Market Street and Tenderloin Area Payroll Expense Tax
14 Exclusion, a person with an annual payroll expense of more than \$1,000,000 must enter into a
15 Community Benefits Agreement with the City Administrator in order to be eligible to claim the
16 exclusion.

17 (c) Residents of the Central Market Street and Tenderloin Area have a unique
18 understanding of the needs and issues of their community.

19 (d) Residents of the Central Market Street and Tenderloin Area are aware of the
20 resources their community can provide to taxpayers wishing to claim the Central Market
21 Street and Tenderloin Area Payroll Expense Tax Exclusion.

22 (e) Residents of the Central Market Street and Tenderloin Area are cognizant of
23 how development as a result of the Central Market Street and Tenderloin Area Payroll
24 Expense Tax Exclusion may affect their community and have ideas on ways to mitigate its
25 potentially unwanted effects.

1 (e) Residents of the Central Market Street and Tenderloin Area can provide useful
2 advise to the Mayor, City Administrator and Board of Supervisors on the administration of the
3 Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion.

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5 Section 2. The San Francisco Business and Tax Regulations Code is hereby amended
6 by adding Section 906.3-1, to read as follows:

7 **SEC. 906.3-1. CENTRAL MARKET STREET AND TENDERLOIN AREA CITIZEN'S**
8 **ADVISORY COMMITTEE.**

9 (a) There shall be a Central Market Street and Tenderloin Area Citizen's Advisory
10 Committee.

11 (b) The Citizen's Advisory Committee shall be an advisory body whose purpose is to make
12 recommendations to the Mayor and Board of Supervisors on policies and programs that mitigate the
13 negative effects of development and seek to stabilize and protect existing tenants and small businesses
14 in and around the Central Market Street and Tenderloin Area.

15 (c) Duties of the Citizen's Advisory Committee may include:

16 (1) Advise the Mayor, City Administrator, and Office of Economic and Workforce
17 Development of community issues in order to better align the Community Benefits Agreements called
18 for under the Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion with the
19 community needs.

20 (2) Make recommendations to the Mayor, City Administrator, and Office of
21 Economic and Workforce Development about terms and conditions in the Community Benefits
22 Agreements called for under the Central Market Street and Tenderloin Area Payroll Expense Tax
23 Exclusion.

1 (3) Advise the Mayor and City Administrator on the creation of a community
2 development fund that may support workforce development, community infrastructure and programs to
3 mitigate potential displacement of small business and tenants.

4 (4) Help facilitate partnerships between persons claiming the Central Market Street
5 and Tenderloin Area Payroll Expense Tax Exclusion and community organizations, local schools and
6 small businesses.

7 (5) Hold public hearings regarding Community Benefits Agreements prior to their
8 execution by the City Administrator.

9 (6) Establish a regular Citizen's Advisory Committee meeting schedule, which shall
10 consist of no less than six meetings per year.

11 (d) The Citizen's Advisory Committee shall be composed of seven members:

12 (1) One member representing low-income families who lives with his or her family
13 in the Central Market Street and Tenderloin Area or adjacent area;

14 (2) One member who has expertise in employment development and or represents
15 labor;

16 (3) One member who is a senior or disabled resident of the Central Market Street
17 and Tenderloin Area or adjacent area;

18 (4) One member who has expertise in affordable housing or tenant protection and
19 anti-displacement policies and strategies, and has familiarity with the Central Market Street and
20 Tenderloin Area;

21 (5) One member who represents a community-based organization or provides direct
22 services to the Central Market Street and Tenderloin Area or adjacent area;

23 (6) One member who has small business expertise and familiarity with the Central
24 Market Street and Tenderloin Area; and

1 (7) One member with expertise on homelessness, transitional age youth, or
2 supportive housing and familiarity with the Central Market Street and Tenderloin Area.

3 (e) Each member shall be nominated by the District Six Supervisor.

4 (f) Each member shall be confirmed by the Board of Supervisors.

5 (g) The members of the Citizen's Advisory Committee shall be appointed for a term of four
6 years; provided, however, that members first appointed shall, by lot at the first meeting, classify their
7 terms so that three shall serve for a term of two years and four shall serve for a term of four years. At
8 the initial meeting of the Citizen's Advisory Committee and yearly thereafter, the Citizen's Advisory
9 Committee members shall select such officer or officers as deemed necessary by the Citizen's Advisory
10 Committee. The Citizen's Advisory Committee shall promulgate such rules and regulations as are
11 necessary for the conduct of its business under this Section. In the event a vacancy occurs, a successor
12 shall be appointed to fill the vacancy consistent with the process and requirements to appoint the
13 previous appointee. When a vacancy occurs for a reason other than the expiration of a term of office,
14 the appointee to fill such vacancy shall hold office for the unexpired term of his or her predecessor.
15 Any appointee who misses four meetings within a twelve-month period, without the approval of the
16 Citizen's Advisory Committee, shall be deemed to have resigned.

17 (h) The Citizen's Advisory Committee shall comply with all applicable public records and
18 meetings laws and shall be subject to the Conflict of Interest provisions of the City's Charter and
19 Administrative Code. The initial meeting of the Citizen's Advisory Committee shall be called within 30
20 days from the day the Board of Supervisors confirms its initial appointments. The City Administrator
21 shall provide administrative support to the Citizen's Advisory Committee.

22 (i) The provisions of this ordinance and the operation of the Citizen's Advisory Committee
23 shall expire upon expiration of the Central Market Street and Tenderloin Area Payroll Expense Tax
24 Exclusion under Section 906.3 of this Article.

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

3 By: _____
4 STEPHANIE PROFITT
5 Deputy City Attorney

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