BOARD of SUPERVISORS

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MEMORANDUM

Date: May 28, 2024

To: Planning Department / Commission

From: Victor Young, Clerk of the Rules Committee

Subject: Board of Supervisors Legislation Referral - File No. 240548
Charter Amendment and Initiative Ordinance - Commission Reform

☒ California Environmental Quality Act (CEQA) Determination
(California Public Resources Code, Sections 21000 et seq.)
☐ Ordinance / Resolution
☒ Ballot Measure

☐ Amendment to the Planning Code, including the following Findings:
(Planning Code, Section 302(b): 90 days for Planning Commission review)
☐ General Plan ☐ Planning Code, Section 101.1 ☐ Planning Code, Section 302

☐ Amendment to the Administrative Code, involving Land Use/Planning
(Board Rule 3.23: 30 days for possible Planning Department review)

☐ General Plan Referral for Non-Planning Code Amendments
(Charter, Section 4.105, and Administrative Code, Section 2A.53)
(Required for legislation concerning the acquisition, vacation, sale, or change in use of City property; subdivision of land; construction, improvement, extension, widening, narrowing, removal, or relocation of public ways, transportation routes, ground, open space, buildings, or structures; plans for public housing and publicly-assisted private housing; redevelopment plans; development agreements; the annual capital expenditure plan and six-year capital improvement program; and any capital improvement project or long-term financing proposal such as general obligation or revenue bonds.)

☐ Historic Preservation Commission
☐ Landmark *(Planning Code, Section 1004.3)*
☐ Cultural Districts *(Charter, Section 4.135 & Board Rule 3.23)*
☐ Mills Act Contract *(Government Code, Section 50280)*
☐ Designation for Significant/Contributory Buildings *(Planning Code, Article 11)*

Please send the Planning Department/Commission recommendation/determination to Victor Young at Victor.Young@sfgov.org.

FILE NO. 240548

LEGISLATIVE DIGEST
(First Draft, 5/21/2024)

[Charter Amendment and Initiative Ordinance - Commission Reform]

Describing and setting forth a proposal to the voters at an election to be held on November 5, 2024, to amend the Charter and the Municipal Code of the City and County of San Francisco to 1) establish the Commission Streamlining Task Force charged with making recommendations to the Mayor and the Board of Supervisors about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government; 2) require the City Attorney to prepare a Charter Amendment to implement the Task Force's recommendations relating to Charter commissions, for consideration by the Board of Supervisors; 3) authorize the Task Force to introduce an ordinance to effectuate its recommendations relating to appointive boards and commissions codified in the Municipal Code, which ordinance shall go into effect within 90 days unless rejected by a two-thirds vote of the Board of Supervisors; 4) remove from the Charter certain commissions that are purely advisory and move them to the Municipal Code; and 5) eliminate the Streets and Sanitation Commission and the Our Children Our Families Council.

Existing Law

Currently, there are over 100 appointive boards and commissions (hereinafter referred to collectively as "commissions") that perform work on behalf of the City or provide non-binding guidance to City officials and departments. The Charter establishes most of the commissions in San Francisco government that exercise the City's sovereign powers and have decisionmaking authority. But there also are several bodies created in the Charter that are purely advisory. Under state law, a locality's Charter may only be amended by a vote of the electors, Therefore, Charter-created commissions may not be eliminated, revised, or consolidated with other bodies without voter approval.

The Board of Supervisors also has the authority, by ordinance, to create boards and commissions that exercise the City's sovereign powers. There are a few boards and commissions created by ordinance that exercise the City's sovereign powers. But it is more common for ordinances to create advisory bodies, which lack the authority to set policy for the City. Where a commission is created by ordinance, the Board of Supervisors has the authority to eliminate, revise, or consolidate it with other bodies by ordinance.

Under the Charter, only the Mayor, members of the Board of Supervisors, a committee of the Board of Supervisors, and City departments may introduce ordinances.

Amendments to Current Law

The proposed Charter Amendment would establish a Commission Streamlining Task Force ("Task Force") charged with making recommendations to the Mayor and the Board of Supervisors about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government. The Task Force, which would be convened by no later than February 1, 2025, would be comprised of five members, including the City Administrator, or their designee, the Controller, or their designee, the City Attorney, or their designee, a representative of organized labor, appointed by the Board of Supervisors, and a person with expertise in open and accountable government, appointed by the Mayor.

The measure would require the Budget and Legislative Analyst to prepare a report by no later than September 1, 2025, analyzing the cost of the City's current system of boards and commissions, as well as the projected financial impact of eliminating or consolidating commissions.

The measure would require the Task Force to prepare and submit to the Mayor and the Board of Supervisors by no later than February 1, 2026, recommendations about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government. The City Attorney would be required to prepare a Charter Amendment to implement the Task Force's recommendations relating to commissions established in the Charter. The Board of Supervisors would be required to hold a hearing by not later than April 1, 2026 on the Task Force's recommendations and the draft Charter Amendment.

The measure would also authorize the Task Force to introduce ordinances to effectuate its recommendations relating to appointive boards and commissions codified in the Municipal Code, other than those bodies that may only be revised by the voters, which ordinances would go into effect within 90 days unless rejected by a two-thirds vote of the Board of Supervisors.

The measure would also remove from the Charter the following commissions that are purely advisory, and would move them to the Municipal Code. These commissions would continue to exist, but could be eliminated, revised, or consolidated by ordinance.

- Municipal Transportation Agency's Citizens' Advisory Council
- Public Utility Commission (PUC) Citizens' Advisory Committee
- PUC Rate Fairness Board
- Parks, Recreation, and Open Space Advisory Committee
- Children, Youth, and Their Families Oversight and Advisory Committee
- Department of Early Childhood's Citizens' Advisory Committee
- Dignity Fund Oversight and Advisory Committee.

The measure would also eliminate the Streets and Sanitation Commission and the Our Children, Our Families Council.

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[Charter Amendment and Initiative Ordinance - Commission Reform]

Describing and setting forth a proposal to the voters at an election to be held on November 5, 2024, to amend the Charter and the Municipal Code of the City and County of San Francisco to 1) establish the Commission Streamlining Task Force charged with making recommendations to the Mayor and the Board of Supervisors about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government; 2) require the City Attorney to prepare a Charter Amendment to implement the Task Force's recommendations relating to Charter commissions, for consideration by the Board of Supervisors; 3) authorize the Task Force to introduce an ordinance to effectuate its recommendations relating to appointive boards and commissions codified in the Municipal Code, which ordinance shall go into effect within 90 days unless rejected by a two-thirds vote of the Board of Supervisors; 4) remove from the Charter certain commissions that are purely advisory and move them to the Municipal Code; and 5) eliminate the Streets and Sanitation Commission and the Our Children Our Families Council.

SECTION 1. FINDINGS.

(a) The City and County of San Francisco has long been a place that values public service, creativity, political activism, and civic engagement. And the City's system of participatory government reflects those values. San Francisco is led not only by elected officials and professional City staff, but also by hundreds of City residents who volunteer their time to serve on City boards and commissions (together referred to in this Section as "commissions"), such as the Planning Commission, the Disability and Aging Services Commission, and the Human Rights Commission.

(b) San Francisco's commissions leverage the perspectives, lived experiences, and expertise of the City's residents, and ensure that important policy decisions are not made behind closed doors by a powerful few, but through a public and participatory process that is informed by the very people whom those decisions will impact.

(c) San Francisco's commissions have been in existence as long as the City has had a Charter. The first commission – the Police Commission – was established in 1878, followed by the Civil Service Commission in 1900, and the Public Utilities Commission in 1932. Since then, the voters have amended the City Charter numerous times to establish policy and oversight bodies that have helped shape city policies and programs.

(d) In addition to providing policy guidance, many commissions perform essential government functions that are required by law. For example, the Historic Preservation Commission acts as the City's local historic preservation review commission for the purposes of the federal Certified Local Government Program; the Health Commission serves as the governing body of General Hospital and Laguna Honda Hospital; the Board of Appeals affords due process to permit applicants wishing to appeal a permit decision; and the Building Inspection Commission helps to craft and enforce the safety standards of the Building Code. These and other functions performed by commissions cannot be summarily eliminated without creating significant uncertainty and disorder.

(e) Currently, there are over 100 commissions that perform work on behalf of the City or provide non-binding guidance to City officials and departments. Many of these bodies have existed for decades, without review or evaluation of their efficacy, or updates to maximize their utility. Some commissions have fulfilled their original mandate; some have outlived their useful purpose; and others perform work that duplicates the efforts of other City bodies. As the City enters a period in which it will have to make difficult budget choices, it is time to undertake a comprehensive, evidence-based review of the City's commissions to identify those bodies that

add value to the City, those that can be consolidated, streamlined, or improved, and those whose time has passed.

(f) This measure establishes a clear pathway for that review, starting with a study conducted by the Budget and Legislative Analyst of the annual financial cost of supporting the City's commissions. The measure will also establish a Task Force of experts in City management and operations. This Task Force will not only have the authority to make recommendations to the Mayor and Board of Supervisors about how to change the current commission system, but will also have the power to introduce legislation to effectuate those recommendations.

(g) Making significant changes to a system of government is no easy feat. And it cannot be done effectively by establishing arbitrary limits on the number of citizen-led commissions. But it is time for San Francisco to make tough choices, which requires looking at which parts of our current system of government work, and which don't. This measure provides a roadmap for that inquiry, and an expedited path to effective change.

SECTION 2. CHARTER AMENDMENT.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 5, 2024, a proposal to amend the Charter of the City and County, to read as follows:

NOTE: **Unchanged Charter text is** in plain font.
Additions are *single-underline italics Times New Roman font*.
Deletions are ~~*strike-through italics Times New Roman font*~~.
Asterisks (* * * *) indicate the omission of unchanged Charter subsections.

The Charter of the City and County of San Francisco is hereby amended by revising Sections 2.105, 4.100, 4.141, 8A.101, 8A.106, 8A.107, 8B.123, 8B.125, 16.107, 16.123-4 ,

16.128-4, 16.128-6, 16.128-7, 16.128-8, adding new Section 4.100.1, and deleting Sections 4.139, 8A.111, 16.108-1, 16.127-1, 16.127-2. 16.127-3, 16.127-4, 16.127-5, 16.127-6, 16.127-7, and 16.128-11, to read as follows:

SEC. 2.105. ORDINANCES AND RESOLUTIONS.

The Board of Supervisors shall meet and transact its business according to rules which it shall adopt.

The Board of Supervisors shall act only by written ordinance or resolution, except that it may act by motion on matters over which the Board of Supervisors has exclusive jurisdiction. All legislative acts shall be by ordinance. An ordinance or resolution may be introduced before the Board of Supervisors by a member of the Board, a committee of the Board ~~or~~, the Mayor, *or the Commission Streamlining Task Force subject to the limitations set forth in Section 4.100.1*, and shall be referred to and reported upon by an appropriate committee of the Board. An ordinance or resolution may be prepared in committee and reported out to the full Board for action, consistent with the public notice laws of the City. Except as otherwise provided in this Charter, passage of an ordinance or a resolution shall require the affirmative vote of a majority of the members of the Board.

* * * *

ARTICLE IV:

EXECUTIVE BRANCH – BOARDS, COMMISSIONS AND DEPARTMENTS

SEC. 4.100. GENERAL.

In addition to the office of the Mayor, the executive branch of the City and County shall be composed of departments, appointive boards, commissions, and other units of government

that perform the sovereign powers of the City and County. To the extent law permits, each appointive board, commission, or other unit of government of the City and County established by State or Federal law shall be subject to the provisions of this Article *IV* and this Charter.

SEC. 4.100.1. COMMISSION STREAMLINING TASK FORCE.

*(a) **Establishment of the Task Force.** By no later than February 1, 2025, a Commission Streamlining Task Force ("Streamlining Task Force") shall be convened for the purpose of advising the Mayor and the Board of Supervisors on ways to eliminate, consolidate, or limit the powers and duties of appointive boards and commissions for the more effective, efficient, and economical administration of City and County government, and introducing one or more ordinances to effectuate its recommendations. The Streamlining Task Force shall have the powers and duties set forth herein, and shall expire by operation of law 24 months after its first meeting.*

The City Administrator shall provide administrative support to the Streamlining Task Force. The Controller and the City Administrator shall provide professional and technical assistance to the Streamlining Task Force. All City and County officials, departments, and other agencies, and all appointive boards and commissions, shall cooperate with the Streamlining Task Force as it performs its responsibilities under this Section 4.100.1.

For purposes of this Section 4.100.1, an "appointive board" or "commission" includes any body that meets the definition of a "legislative body," under California Government Code § 54952, whether denominated a "board," "commission," "council," "committee," "task force," "advisory body," or otherwise.

*(b) **Composition of the Streamlining Task Force.** The Streamlining Task Force shall consist of five members. Seat 1 shall be held by the City Administrator or the City Administrator's designee, who must be an employee of the Office of the City Administrator. Seat*

2 shall be held by the Controller or the Controller's designee, who must be an employee of the Office of the Controller. Seat 3 shall be held by the City Attorney or the City Attorney's designee, who must be an employee of the Office of the City Attorney. Seat 4 shall be held by a representative of organized labor representing the public sector, appointed by the President of the Board of Supervisors. Seat 5 shall be held by an individual with expertise in open and accountable government, appointed by the Mayor. The Mayor's appointment shall not be subject to rejection by the Board of Supervisors under Charter Section 3.100(18). Members in seats 4 and 5 shall serve at the pleasure of their appointing authority.

*(c) **Budget and Legislative Analyst Report.** The Streamlining Task Force shall undertake a comprehensive review of the City and County's appointive boards and commissions, including those created by voter-approved ordinance. To inform that review, by no later than September 1, 2025, the Budget and Legislative Analyst shall prepare and submit to the Streamlining Task Force, the Mayor, and the Clerk of the Board of Supervisors a report that assesses for each appointive board or commission established in the Charter (1) the annual financial cost to the City to operate the body, including but not limited to the costs of City staff time spent to support, brief, meet with, develop materials for, or otherwise enable the functioning of the body; and (2) the projected financial impact of eliminating the appointive board or commission, or consolidating it with another body. The report shall also include an estimate of the average annual financial cost to the City of operating an appointive board or commission that is established by ordinance for the purpose of providing non-binding advice to City officials on a given topic.*

*(d) **Streamlining Task Force Report and Recommendations**. By no later than February 1, 2026, the Streamlining Task Force shall prepare and submit to the Mayor and the Clerk of the Board of Supervisors a report containing the Streamlining Task Force's recommendations as to which existing appointive boards and commissions, if any, should be*

eliminated in their entirety, consolidated, revised to limit their powers and/or duties, or revised to expand their powers and/or duties as a result of a consolidation.

For each recommendation made pursuant to this subsection (d), the Streamlining Task Force shall provide a rationale; analyze whether any function(s) performed by the appointive board or commission that is recommended to be eliminated, consolidated, or revised are required by law or essential to the effective operation of City and County government; and identify the City and County officers, departments, or other units of government that could assume responsibility for any legally required or essential function(s).

*(e) **Effectuation of Recommendations.***

By no later than March 1, 2026, the City Attorney shall prepare a draft Charter Amendment to implement the Streamlining Task Force's recommendations relating to commissions established in the Charter, and shall submit such draft to the Clerk of the Board of Supervisors. By no later than April 1, 2026, the Streamlining Task Force's report and recommendations and the draft Charter Amendment shall be the subject of a hearing before the Board of Supervisors. Any Supervisors(s) wishing to seek voter approval of the draft Charter Amendment, or a modified version thereof, shall be required to introduce the Charter Amendment for consideration by the Board of Supervisors, consistent with the process and deadlines set forth in the Municipal Elections Code and the Board's Rules of Order at that time.

During its tenure, the Streamlining Task Force shall have the authority to introduce one or more ordinances to effectuate its recommendations relating to the elimination, consolidation, or revision of any appointive board or commission established by ordinance, other than any appointive board or commission that was established or amended by the adoption of an ordinance approved by the voters and cannot be amended or rescinded without voter approval. Such ordinance(s) shall go into effect 90 days after the date of introduction unless before the

expiration of the 90-day period two-thirds of all members of the Board of Supervisors vote to disapprove the ordinance.

*(f) **Expiration.** This Section 4.100.1 shall expire by operation of law on December 31, 2026, and the City Attorney shall cause it to be removed the Charter thereafter.*

~~***SEC. 4.139. SANITATION AND STREETS COMMISSION.***~~

~~*(a) Purpose. There is hereby established a Sanitation and Streets Commission.*~~

~~*(b) Membership and Terms of Office.*~~

~~*(1) The Commission shall consist of five members, appointed as follows: Seats 1 and 2 shall be appointed by the Board of Supervisors. Seat 3 shall be appointed by the Controller subject to confirmation by the Board of Supervisors. Seats 4 and 5 shall be appointed by the Mayor subject to confirmation by the Board of Supervisors.*~~

~~*Each nomination of the Mayor and the Controller shall be subject to approval by the Board of Supervisors, and shall be the subject of a public hearing and vote within 60 days of the date the Clerk of the Board receives notice of the nomination from the Mayor or Controller. If the Board fails to act on the nomination within those 60 days, the nominee shall be deemed approved. The appointment shall become effective on the date the Board adopts a motion approving the nomination or on the 61st day after the Clerk of the Board receives notice of the nomination, whichever is earlier.*~~

~~*Qualifications for commissioners that are desirable, but not required, include a background or experience in cleaning and maintaining public spaces, urban forestry, urban design, construction, skilled crafts and trades, finance and audits, architecture, landscape architecture, engineering, or performance measurement and management.*~~

~~*(2) Members of the Commission shall serve four-year terms; provided, however, the term of the initial appointees in Seats 1 and 4 shall be two years.*~~

~~*(3) Members may be removed at will by their respective appointing officer.*~~

~~*(c) Duties. The Commission shall hold public hearings and set policies for the Department of Public Works (the "Department") regarding sanitation standards and protocols, and maintenance of the public right of way. In addition, the Commission shall:*~~

~~*(1) review and evaluate data regarding the condition of the public right of way, including but not limited to data collected by the Department and annual reports generated by the Controller; and*~~

~~*(2) establish minimum standards of cleanliness for the public right of way, and set baselines for services to be administered by the Department to maintain cleanliness of the public right of way.*~~

~~*Notwithstanding Sections 4.102, 4.103, and 4.104 of this Charter, the Commission shall exercise only the powers set forth in this subsection (c), and the Public Works Commission shall exercise the oversight authority described in those sections over the Department of Public Works, as set forth in Section 4.141.*~~

~~*(d) Transition following November 8, 2022 election. The tenures and terms of members of the Commission on November 8, 2022 shall continue as provided in this Section 4.139.*~~

SEC. 4.141. PUBLIC WORKS COMMISSION.

* * * *

(c) **Powers and Duties.** With regard to the Department of Public Works, the Commission shall exercise all the powers and duties of boards and commissions set forth in Sections 4.102, 4.103, and 4.104, ~~*except for the authority conferred on the Sanitation and Streets Commission in Section 4.139,*~~ and may take other actions as prescribed by ordinance.

* * * *

SEC. 8A.101. MUNICIPAL TRANSPORTATION AGENCY.

(a) There shall be a Municipal Transportation Agency. The Agency shall include a Board of Directors and a Director of Transportation. The Agency shall include the Municipal Railway and the former Department of Parking and Traffic, as well as any other departments, bureaus or operating divisions hereafter created or placed under the Agency. ~~*There shall also be a Citizens Advisory Committee to assist the Agency.*~~

* * * *

SEC. 8A.106. BUDGET.

The Agency shall be subject to the provisions of Article IX of this Charter except:

(a) No later than May 1 of each even-numbered year, after professional review~~,~~ *and* public hearing ~~*and after receiving the recommendations of the Citizens' Advisory Council*~~, the Agency shall submit its proposed budget with annual appropriation detail in a form approved by the Controller for each of the next two fiscal years to the Mayor and the Board of Supervisors for their review and consideration. The Agency shall propose a budget that is balanced without the need for additional funds over the Base Amount, but may include fare increases and decreases, and reductions or abandonment of service. The Mayor shall submit the budget to the Board of Supervisors, without change. Should the Agency request additional general fund support over the Base Amount, it shall submit an augmentation request for those funds in the standard budget process and subject to normal budgetary review and amendment under the general provisions of Article IX.

* * * *

SEC. 8A.107. MUNICIPAL TRANSPORTATION QUALITY REVIEW.

(a) The Agency shall biennially contract with a nationally recognized management or transportation consulting firm with offices in the City and County for an independent review of the quality of its operations. The contract shall be competitively bid and approved by the Controller and Board of Supervisors. The review shall contain:

1. A detailed analysis of the extent to which the Agency has met the goals, objectives, and performance standards it is required to adopt under Section 8A.103, and the extent to which the Agency is expected to meet those goals, objectives, and performance standards in the two fiscal years for which the review is submitted, and independent verification of the Agency's reported performance under the performance measures adopted pursuant to Section 4 of this measure; and

2. Such recommendations for improvement in the operation of the Agency as the firm conducting the review deems appropriate.

(b) The results of the review shall be presented promptly to ~~*the Citizens' Advisory Council,*~~ the Agency, the Board of Supervisors, and the Mayor by the reviewing firm; and ~~*the Citizens' Advisory Council,*~~ the Agency~~,~~ and the Board of Supervisors shall each promptly hold at least one public hearing thereon.

~~***SEC. 8A.111. CITIZENS' ADVISORY COUNCIL.***~~

~~*The Agency shall establish a Citizens' Advisory Council of fifteen members which shall consist of one person appointed by each member of the Board of Supervisors and four members appointed by the Mayor. Each member must be a resident of the City and County. No fewer than ten members of the Council must be regular riders of the Municipal Rail-way. At least two members must use the Municipal Railway's paratransit system, and at least three of the members must be senior citizens over the age of 60. The membership of the Council shall be reflective of the diversity and neighborhoods of the City and County. The Council may provide*~~

~~*recommendations to the Agency with respect to any matter within the jurisdiction of the Agency and shall be allowed to present reports to the Agency's board of directors. The members of the Council shall be appointed to four-year terms and shall serve at the pleasure of their appointing power. Staggered terms for the initial appointees to the Council shall be determined by lot.*~~

SEC. 8B.123. PLANNING AND REPORTING.

~~*(A) Planning and Reporting*~~

The Public Utilities Commission shall annually hold public hearings to review, update and adopt:

(~~*1*~~*a*) A Long-Term Capital Improvement Program, covering projects during the next 10-year period; including cost estimates and schedules.

(~~*2*~~*b*) A Long-Range Financial Plan, for a 10-year period, including estimates of operation and maintenance expenses, repair and replacement costs, debt costs and rate increase requirements.

(~~*3*~~*c*) A Long-Term Strategic Plan, setting forth strategic goals and objectives and establishing performance standards as appropriate.

The Capital Improvement Program and Long-Range Financial Plan shall serve as a basis and supporting documentation for the Commission's capital budget, the issuance of revenue bonds, other forms of indebtedness and execution of governmental loans under this Charter.

~~*(B) Citizens' Advisory Committee*~~

~~*The Board of Supervisors, in consultation with the General Manager of the Public Utilities Commission, shall establish by ordinance a Citizens' Advisory Committee to provide recommendations to the General Manager of the Public Utilities Commission, the Public Utilities Commission and the Board of Supervisors.*~~

SEC. 8B.125. RATES.

Notwithstanding Charter sections 2.109, 3.100 and 4.102 or any ordinance (including, without limitation, Administrative Code Appendix 39, the Public Utilities Commission shall set rates, fees and other charges in connection with providing the utility services under its jurisdiction, subject to rejection – within 30 days of submission – by resolution of the Board of Supervisors. If the Board of Supervisors fails to act within 30 days the rates shall become effective without further action.

In setting retail rates, fees and charges the Commission shall:

* * * *

~~*7. Establish a Rate Fairness Board consisting of seven members: the City Administrator or his or her designee; the Controller or his or her designee; the Director of the Mayor's Office of Public Finance or his or her designee; two residential City retail customers, consisting of one appointed by the Mayor and one by the Board of Supervisors; and two City retail business customers, consisting of a large business customer appointed by the Mayor and a small business customer appointed by the Board of Supervisors.*~~

~~*The Rate Fairness Board may:*~~

~~*i. Review the five-year rate forecast;*~~

~~*ii. Hold one or more public hearings on annual rate recommendations before the Public Utilities Commission adopts rates;*~~

~~*iii. Provide a report and recommendations to the Public Utilities Commission on the rate proposal; and*~~

~~*iv. In connection with periodic rate studies, submit to the Public Utilities Commission rate policy recommendations for the Commission's consideration, including recommendations to reallocate costs among various retail utility customer classifications, subject to any outstanding bond requirements.*~~

~~*These provisions shall be effective January 3, 2003 for the setting of retail rates, fees and charges related to the clean water system. If the voters approve bonds for the Public Utilities Commission's Capital Improvement Program at the November 5, 2002 election then the provisions of this section shall take effect on July 2, 2006 for the setting of retail rates, fees and charges related to the water system. If the voters do not approve such bonds then this section will take effect on January 3, 2003.*~~

SEC. 16.107. PARK, RECREATION AND OPEN SPACE FUND.

(a) **Establishment of Fund.** There is hereby established the Park, Recreation and Open Space Fund ("Fund") to be administered by the Recreation and Park Department ("Department") as directed by the Recreation and Park Commission ("Commission"). Monies in the Fund shall be expended or used solely by the Department, subject to the budgetary and fiscal provisions of the Charter, to provide park and recreational services and facilities. The Department embraces socio-economic and geographic equity as a guiding principle and commits to expending the funds across its open space and recreational programs to provide park and recreational access to all of San Francisco's diverse neighborhoods and communities.

* * * *

Prior to the adoption of the annual budget by the Recreation and Park Commission, the Department~~*, in conjunction with the Parks, Recreation, and Open Space Advisory Committee ("Advisory Committee") discussed in subsection (i), below*~~, shall conduct two public hearings in the evenings or on weekends to permit the public to comment on the Department's full budget and programming allocations.

The Board of Supervisors shall consider and apply the Planning and Reporting Measures, including equity metrics, required in subsection (h) when reviewing and approving the Department's budget.

(h) **Planning and Reporting Measures.** The Commission shall adopt several long-term plans that include, but are not limited to, the following:

(1) **Metrics.** The Department shall develop, and the Commission shall adopt, a set of equity metrics to be used to establish a baseline of existing Recreation and Park services and resources in low-income neighborhoods and disadvantaged communities, compared to services and resources available in the City as a whole. Following Commission approval, the Department shall submit its Equity Metrics to the Mayor and the Board of Supervisors.

(2) **Strategic Plan.** By February 1, 2017, and every five years thereafter, the Department shall prepare, for Commission consideration and approval, a five-year Strategic Plan that establishes or reaffirms the mission, vision, goals and objectives for the Department. The Strategic Plan shall include an equity analysis of Recreation and Park services and resources, using the equity metrics adopted under subsection (h)(1), and shall include strategies to mitigate any equity deficiencies identified in the Plan.

The Department shall submit the proposed Strategic Plan ~~*to the Parks, Recreation, and Open Space Advisory Committee for its review and comment before submitting the Plan*~~ to the Commission for its approval. Following Commission approval of the Strategic Plan, the Department shall submit the Strategic Plan to the Mayor and the Board of Supervisors. The Board of Supervisors shall consider and by resolution express its approval or disapproval of the Plan, but may not modify the Plan. If the Board expresses its disapproval of the Plan or makes recommendations regarding the Plan to the Department, the Department may modify and resubmit the Plan.

* * * *

The Department shall submit the proposed Capital Expenditure Plan to ~~*the Parks, Recreation, and Open Space Advisory Committee for its review and comment before submitting the Plan to*~~ the Commission for its approval. Following Commission approval, the Department

shall submit the Capital Expenditure Plan to the Mayor and the Board of Supervisors. The Board of Supervisors shall consider and by resolution express its approval or disapproval of the Plan, but may not modify the Plan. If the Board expresses its disapproval of the Plan or makes recommendations regarding the Plan to the Department, the Department may modify and resubmit the Plan.

The Department shall further cooperate in the development of the City's Capital Expenditure Plan under Administrative Code Section 3.20, as amended, or any successor legislation.

(4) **Operational Plan.** By February 1, 2017, and for each annual or biennial budgetary cycle thereafter, as determined under Charter Section 9.101, the Department shall prepare, for Commission consideration and approval, an Operational Plan. The Department shall base the Operational Plan on the then-current Strategic Plan, and the Operational Plan shall be in addition to the Department's budget. The Department shall include in the Operational Plan a statement of the objectives and initiatives within the Strategic Plan that the Department plans to undertake and/or accomplish during the next budgetary period, including performance indicators and targets. The Operational Plan shall include an equity analysis of Recreation and Park services and resources, using the equity metrics adopted under subsection (h)(1). Each Operational Plan shall further include an assessment of the Department's progress on the previous Operational Plan.

The Department shall submit the proposed Operational Plan ~~*to the Parks, Recreation, and Open Space Advisory Committee for its review and comment before submitting the Plan*~~ to the Commission for its approval. Following Commission approval, the Department shall submit the Operational Plan to the Mayor and the Board of Supervisors.

The Commission shall establish a community input process, ~~*which shall include the Parks, Recreation, and Open Space Advisory Committee discussed in section (i), below,*~~ through

which citizens of the City and County of San Francisco will provide assistance to the Commission as it develops criteria and establishes the plans required by this subsection. Prior to the adoption of any Strategic Plan, the Department shall conduct at least five hearings in locations distributed geographically throughout the City to receive and to consider the public's comments upon the plan. The Commission shall ensure that at least two of these hearings are held in the evenings or on weekends for the public's convenience.

In the fourth year of each Strategic Plan under subsection (h)(2), the Controller's City Services Auditor shall conduct a performance audit of the Department to assess the Department's progress under the Strategic Plan and to inform the development of the Department's next Strategic Plan. The audit shall include an analysis of the Department's compliance with the planning and reporting measures in this subsection (h). The costs of the audit may be charged to the baseline established in subsection (c).

If the audit finds that the Department has not complied with the requirements in this subsection (h), the Board of Supervisors may place up to 5% of the baseline appropriation under subsection (c) for the next fiscal year on reserve, pending subsequent release of the reserve by Board action upon finding progress toward these requirements. The preceding sentence is not intended to modify the Board's authority under the fiscal and budgetary provisions of the Charter.

The Commission may modify any deadlines contained in this subsection (h) by resolution adopted by a two-thirds vote of its members, and a resolution adopted by the Board of Supervisors and approved by the Mayor.

~~*(i) Parks, Recreation, and Open Space Advisory Committee. The Board of Supervisors shall establish, by ordinance, a Parks, Recreation, and Open Space Advisory Committee, such as the committee established in Park Code Section 13.01, as amended, or any successor legislation.*~~

(~~j~~i) **Equity Fund.** The City shall establish an Equity Fund to accept and expend private gifts, grants, and donations received by the Department and intended to support initiatives and programs addressing unmet program and capital needs identified in the equity analyses required under subsection (h).

(~~k~~j) **Environmental and Design Guidelines.** The Department shall maintain written environmental and design guidelines for new facilities, parks, and open spaces and the renovation or rehabilitation of existing facilities, parks, and open spaces.

(~~l~~k) **Capital Projects.** Notwithstanding the provisions of Section 3.104 of this Charter, the Commission shall have the authority to prepare and approve the plans, specifications, and estimates for all contracts and orders, and to award, execute, and manage all contracts and orders, for capital projects on real property under its jurisdiction or management. Capital projects supported by the Fund, other than those projects identified by the Department as long-term projects, must be fully constructed within three years of the initial budget allocation for those projects. Long-term projects must be fully constructed within five years of the initial budget allocation. Any exceptions to this provision must be authorized by a two-thirds vote of the Commission.

(~~m~~l) In addition to the requirements set forth by this Section 16.107, all expenditures from the Fund shall be subject to the budget and fiscal provisions of the Charter.

(~~n~~m) This Section 16.107 shall expire by operation of law at the end of fiscal year 2045-2046 and the City Attorney shall cause it to be removed from future editions of the Charter unless the Section is extended by the voters.

~~***SEC. 16.108-1. CHILDREN, YOUTH AND THEIR FAMILIES OVERSIGHT AND ADVISORY COMMITTEE.***~~

~~*(a) Creation. There shall be a Children, Youth and Their Families Oversight and Advisory Committee ("Oversight and Advisory Committee") to review the governance and policies of the Department of Children, Youth and Their Families ("DCYF"), to monitor and participate in the administration of the Children and Youth Fund as provided in Charter Section 16.108 ("Fund"), and to take steps to ensure that the Fund is administered in a manner accountable to the community.*~~

~~*(b) Responsibilities.*~~

~~*(1) The Oversight and Advisory Committee shall develop recommendations for DCYF and the Fund regarding outcomes for children and youth services, the evaluation of services, common data systems, a process for making funding decisions, program improvement and capacity-building of service providers, community engagement in planning and evaluating services, leveraging dollars of the Fund and the use of the Fund as a catalyst for innovation. The Oversight and Advisory Committee shall promote and facilitate transparency in the administration of the Fund.*~~

~~*(2) As provided in Section 16.108, the Oversight and Advisory Committee shall review and approve the planning process for the Community Needs Assessment ("CNA") and the final CNA, the Services and Allocation Plan, and DCYF's overall spending plan (including, as separate items, approval of the departmental budget and of DCYF's proposed grants as a package), and shall review the annual Data and Evaluation Report. Nothing in this Section shall limit the authority of the Mayor and the Board of Supervisors to propose, amend, and adopt a budget under Article IX of the Charter.*~~

~~*(3) The Oversight and Advisory Committee shall participate in the evaluation of the Director of DCYF, assist in recruitment for the Director when the position is vacant, and may recommend candidates to the Mayor.*~~

~~*(4) The Oversight and Advisory Committee shall establish and maintain a Service Provider Working Group as provided in subsection (e).*~~

~~*(5) The Oversight and Advisory Committee shall meet at least six times a year.*~~

~~*(c) Composition. The Oversight and Advisory Committee shall have eleven members. The Mayor shall appoint members for Seats 1 through 6. The Board of Supervisors shall appoint members for Seats 7 through 11. The Mayor and the Board of Supervisors shall appoint the initial members of the Committee by July 1, 2015. The terms of the initial appointees to the Committee shall commence on the date of the first meeting of the Committee, which may occur when at least eight members have been appointed and are present.*~~

~~*(d) Implementation. The Board of Supervisors shall further provide by ordinance for the membership, structure, functions, appointment criteria, terms and support of the Oversight and Advisory Committee. The Board of Supervisors shall adopt such legislation to be effective by July 1, 2015.*~~

~~*(e) Service Provider Working Group. The Oversight and Advisory Committee shall create a Service Provider Working Group ("Working Group") to advise the Oversight and Advisory Committee on funding priorities, policy development, the planning cycle, evaluation design and plans, and any other issues of concern to the Working Group related to the Fund or the responsibilities of DCYF or other departments receiving monies from the Fund. The Working Group shall engage a broad cross-section of service providers in providing information, education and consultation to the Oversight and Advisory Committee. All members of the Working Group shall be actively providing services to children, youth and their families. The Working Group shall be supported by DCYF staff, and shall meet at least four times a year. The Oversight and Advisory Committee shall appoint two initial co-chairs of the Working Group, who shall be responsible for developing the structure of the Working Group and facilitating the*~~

~~*meetings. After the terms of the initial co-chairs expire, the Working Group shall select its own chairs. Working Group meetings shall be open and encourage widespread participation.*~~

SEC. 16.123-4. UNIVERSAL ACCESS TO EARLY EDUCATION.

(a) Universal Access to Early Education. It shall be the goal of the City and County of San Francisco to provide all children between the ages of three and five years who are City residents the opportunity to attend quality early education programs, giving priority to four year old children. It is the goal of the people in adopting this measure to expand such access beginning no later than September 1, 2015, building upon the work of the City's existing Preschool for All program. This portion of the Fund may also be used to support the development of services for children from birth to three years old.

(b) Planning Process. No later than January 1, 2016, the OECE, in consultation with the San Francisco Child Care Planning and Advisory Council, the First Five Commission, the San Francisco Unified School District, the San Francisco Human Services Agency, the San Francisco Department of Children, Youth and Their Families, and community stakeholders, shall submit to the Board of Supervisors a proposal for expanding quality universal early education for San Francisco. The Board of Supervisors shall approve the plan by resolution; if the Board does not approve the plan, it may refer the plan back to the OECE for revision.

In preparing the plan, the OECE may consult with the First Five Commission to develop universal early education funding guidelines consistent with the findings of the 2012-2013 Child Care Planning and Advisory Council's San Francisco Child Care Needs Assessment, the 2012 San Francisco Citywide Plan for Early Education, First ~~*5*~~*Five* San Francisco's 2013 Evaluations of the Preschool for All program, the San Francisco Unified School District's 2014 Kindergarten Readiness Data, and the Office of Early Care and Education's 2014 Financing Study.

The plan shall include goals for the quality of early care and education programs, shall align with emerging developments in state and/or federal early care and education policy, and shall address the professional development needs of center-based and family child care providers. "Professional development" as used in this Section 16.123-4 includes education, technical assistance and coaching, training, and supports, and shall be aligned with the City's goals for early care and education program quality. Additionally, in preparing the plan, the OECE shall develop guidelines designed to meet neighborhood-specific needs, including school readiness, subsidy availability, children's dual language development, facility development, parent engagement and education, inclusion of children with special needs, and provider support for both family child care homes and child care centers. Such funding guidelines also shall address the unmet need for universal early education and child care slots in specific City neighborhoods.

The plan shall also include an equity analysis of services and resources for children and families. ~~*The OECE Citizens' Advisory Committee shall develop a set of equity metrics to be used to compare existing services and resources in low-income and disadvantaged communities with services and resources available in the City as a whole.*~~

Following the Board of Supervisors' approval of the plan, the OECE, in collaboration with the San Francisco Unified School District and First Five Commission, shall develop an evaluation plan for tracking the results of the City's investments in early care and education.

(c) Annual Disbursements. For Fiscal Year 2014-2015, the City shall appropriate one-third of the money in the Public Education Enrichment Fund to the First Five Commission for universal preschool programs administered by the Commission. Beginning July 1, 2015, the City each year shall appropriate one-third of the money in the Public Education Enrichment Fund to the OECE for early education programs to be administered by that office or entity or its successor.

~~*(d) Citizens Advisory Committee. No later than March 1, 2015, the Board of Supervisors shall establish, by ordinance, a Citizens Advisory Committee to provide recommendations to the OECE on universal access to early education and the funds appropriated under this Section.*~~

~~***SEC. 16.127-1. OUR CHILDREN, OUR FAMILIES COUNCIL; PREAMBLE.***~~

~~*(a) San Francisco has historically shown great concern and compassion for its most vulnerable residents – its children. The City and the community have demonstrated this commitment through the adoption of progressive, innovative and creative ideals supporting the well-being of San Francisco's children and families.*~~

~~*(b) To continue its legacy as a champion of children, it is imperative for San Francisco to further invest in the City's children and families.*~~

~~*(c) The people of the City and County of San Francisco previously supported the passage of the unprecedented Children's Amendment in 1991 and 2000 and the Public Education Enrichment Fund in 2004. While these initiatives dedicated funding to services, the level of unmet needs in providing critical programming and services still falls short.*~~

~~*(d) In order to advance a Citywide vision and long-term set of goals, City leaders, departments, the San Francisco Unified School District ("SFUSD"), and community partners must come together to align needs with services, coordinate across agencies, and develop a strategy.*~~

~~*(e) The Our Children, Our Families Council, comprised of department heads from the City and SFUSD, and community stakeholders, will build a platform that will place children and families at the center of every policy decision.*~~

~~*(f) With the renewal of the Children and Youth Fund and the Public Education Enrichment Fund in November 2014, the City must seize this opportunity to develop a long-term*~~

~~*Citywide vision, create a set of strategies, coordinate services, and identify shared goals to not only ensure that all children and families already here are able to thrive, but to encourage other families to live here.*~~

~~*(g) The percentage of children under the age of 18 in San Francisco has steadily declined. As of 2010, 13.4 percent of the City's total population was under the age of 18, the lowest percentage of any major city nationwide.*~~

~~*(h) Families continue to leave San Francisco, especially those families in the low to moderate income brackets.*~~

~~*(i) San Francisco's children population is declining, with over 10 percent of 1 to 4 year olds moving out of the City annually and fewer children moving in.*~~

~~*(j) The declining numbers of children and families in the City cost the community financially as less money is spent on the local economy.*~~

~~*(k) This measure will put in place a collaborative approach around the following points of unity:*~~

~~*(1) Ensuring equity, and giving priority to children and youth with the highest needs;*~~

~~*(2) Empowering parents, youth, and community stakeholders by giving them a voice in the implementation of this Citywide vision; and,*~~

~~*(3) Building public trust through transparency and accountability meeting the needs of children and families.*~~

~~***SEC. 16.127-2. OUR CHILDREN, OUR FAMILIES COUNCIL; CREATION.***~~

~~*There shall be an Our Children, Our Families Council ("the Council") to advise the City on the unmet needs, services, and basic needs infrastructure of children and families in San Francisco through the creation of a Children and Families Plan for the City.*~~

~~***SEC. 16.127-3. OUR CHILDREN, OUR FAMILIES COUNCIL; PURPOSE.***~~

~~*In order to advance a Citywide vision centered on the needs of children and families, City leaders and departments, SFUSD, and community partners must come together to coordinate their efforts across agencies and develop a strategy for achieving shared goals. The purpose of the Children and Families Plan to be developed by the Council will be to create an aligned and connected system of programs and services, in order to strengthen the City's ability to best serve children, youth and their families, with the specific goals of promoting coordination among and increased accessibility to such programs and services, and enhancing their overall effectiveness.*~~

~~***SEC. 16.127-4. OUR CHILDREN, OUR FAMILIES COUNCIL; COMPOSITION.***~~

~~*The Mayor shall chair the Council, and shall invite the Superintendent of SFUSD to serve as co-chair of the Council. Other members of the Council shall include the heads of City departments with responsibilities for services to children and families, members of the community, and stakeholders. The Mayor shall also invite the heads of SFUSD divisions identified by the Superintendent to serve as members of the Council.*~~

~~***SEC. 16.127-5. OUR CHILDREN, OUR FAMILIES COUNCIL; RESPONSIBILITIES.***~~

~~*(a) In order to ensure that all children in every neighborhood, especially those neighborhoods with the greatest needs, have access to the resources to achieve, the Council will be responsible for developing a Citywide vision, Citywide shared priorities, Citywide program goals, and Citywide best practices for addressing those needs.*~~

~~*(b) The San Francisco Children and Families Plan. The Council shall craft a San Francisco Children and Families Plan ("the Plan") and identify relevant goals and strategies to align and coordinate the services to children and families provided by City departments, SFUSD, and community partners and to maximize support for children and families. The Plan shall consider the following elements:*~~

~~*(1) Ease of access for children, youth and families in receiving services;*~~

~~*(2) Educational milestones developed by SFUSD and youth development milestones developed by the Department of Children, Youth, and Their Families ("DCYF") and the Council;*~~

~~*(3) Existing quality of service benchmarks established by City and SFUSD departments;*~~

~~*(4) Framework for a basic needs infrastructure, including, but not limited to, housing, transit, and job placement resources; and*~~

~~*(5) Fairness in prioritizing the delivery of services to the children and families with the most need.*~~

~~*The Plan shall also include an equity analysis of services and resources for children, youth, and families. The Council shall develop a set of equity metrics to be used to compare existing services and resources in low-income and disadvantaged communities with services and resources available in the City as a whole. The Council may draw upon metrics used by departments including DCYF and the Office of Early Care and Education (or any successor agency).*~~

~~*(c) No later than May 1, 2016, and every fifth year thereafter, the Council shall develop and adopt a set of proposed Citywide outcomes for services to children and families, including an outcomes framework responsive to the evolving needs of the community. No later than July 1, 2016, and every fifth year thereafter, the Council shall prepare and adopt a Children and Families Plan for the City, which shall include a comprehensive assessment of City*~~

~~*policies and programs, both public and private, addressing the needs of children and families in San Francisco, and policy-level recommendations for making the City more supportive of children and families. The Council shall emphasize solicitation and incorporation of community input in the development of the initial Plan and subsequent Plans.*~~

~~*(d) No later than October 1, 2017, and each year thereafter, the Board of Supervisors shall conduct a noticed public hearing to review the Council's performance and the City's overall progress under the current Plan and to update interested parties on the status of the next Plan.*~~

~~*(e) All City Departments shall consider the Plan in developing their own strategic plans to make the City more supportive of children and families.*~~

~~*(f) Planning. Following the adoption of implementing legislation under Section 16.126-71 , the Mayor shall appoint members to the Council and the Council shall convene to make initial decisions regarding staffing, organization, and implementation. The Council shall also begin planning for the start of the five-year planning cycle in Fiscal Year 2016-2017. The Council may recommend, and the Board of Supervisors may approve by ordinance, changes to the due dates and timelines provided in this Section 16.127-5.*~~

~~*(g) Coordination of Stakeholders. The Council shall ensure that various community groups, agencies, and organizations responsible for providing support, including the City, SFUSD, and community partners, work together in aligned, coherent, and effective ways.*~~

~~*(h) Coordination of Departments. The Council shall facilitate cooperation and coordination between relevant departments of the City and SFUSD to maximize alignment and improve outcomes for children and youth. The Council shall oversee development and implementation of a data-sharing agreement between SFUSD and relevant City departments. The Council, in cooperation with the Board of Supervisors, the San Francisco Board of Education, and community groups, shall work to ensure that funds spent to benefit children and*~~

~~*families are targeted to those most in need of specific services and that the funds are used strategically to leverage and complement existing and anticipated federal, state, and local resources.*~~

~~*(i) Continued Autonomy of City and SFUSD. The Council will be a policy coordinating body dedicated to improving coordination between the City and its departments, SFUSD and its departments, and community-based organizations funded by those agencies. While the Council will make recommendations to the City and SFUSD, the City and SFUSD will each retain its full independence and authority regarding programmatic and funding decisions.*~~

~~*(j) Evaluation. Every five years, the Controller shall review the Council's operations and the Plan. The Controller shall submit the results of the review to the Council, the Board of Supervisors, and the Board of Education. The Council shall consider the results of the Controller's review in the preparation of the next Plan. The Council shall also report to the general public on the Council's efforts and achievements through the creation of an annual San Francisco Children and Families First Progress Report. The Progress Report shall provide the results of the efforts of the City, SFUSD, and the community to serve children and families under the Plan, measured against quantifiable standards and metrics and in light of the Council's previously-adopted goals and priorities.*~~

~~***SEC. 16.127-6. OUR CHILDREN, OUR FAMILIES COUNCIL; STAFFING.***~~

~~*(a) Staffing Support. Subject to the fiscal and budgetary provisions of the Charter, the City shall provide staff to the Council ("Council Staff") for administrative, organizational, policy, and research support. Funding for Council Staff shall come from the General Fund; provided, however, that SFUSD, participating City departments, and members of the public may provide additional support and contributions.*~~

~~*(b) Staff Roles and Responsibilities. Subject to the direction of the Council, Council Staff shall:*~~

~~*(1) Provide administrative, organizational, policy, planning, and research support to the Council and its outcomes framework;*~~

~~*(2) Engage department heads from the City and SFUSD to coordinate the implementation of services;*~~

~~*(3) Provide support for the Council, including developing a joint data-sharing agreement between the City and SFUSD, monitoring the planning cycle, providing technical support, and developing policy briefs on key issues relevant to implementation of the Plan;*~~

~~*(4) Support the development of an inventory of all Citywide services for children and youth, including state and federally funded programs; and,*~~

~~*(5) Support the development of the Children and Families First Progress Report.*~~

~~*(c) Funding. It shall be the policy of the City to provide sufficient funding and administrative support for the Council and Council Staff to perform these functions. Funding for administrative support for the Council shall come from the General Fund; provided, however, that SFUSD, participating City departments, and members of the public may provide additional support and contributions.*~~

~~***SEC. 16.127-7. OUR CHILDREN, OUR FAMILIES COUNCIL; IMPLEMENTATION.***~~

~~*The Board of Supervisors shall further provide by ordinance for the membership, structure, functions and support of the Council, consistent with the provisions of Sections 16.126-1 through 16.126-61 .*~~

SEC. 16.128-4. ELIGIBLE SERVICES.

The City shall only use monies from the Fund for the following categories of services and purposes, to benefit Seniors and Adults with Disabilities:

* * * *

(h) Funding for the Department of Disability and Aging Services to ~~*staff the Oversight and Advisory Committee created in Section 16.128-11 ("Oversight and Advisory Committee"), and to*~~ support planning and evaluation processes, and facilitate funding allocation;

* * * *

SEC. 16.128-6. PLANNING CYCLE.

(a) The City shall appropriate the additional contributions to the Fund under Section 16.128-3(b) and (d) according to a four-year planning process. This process is intended to: (1) increase transparency, accountability, and public engagement; (2) provide time and opportunities for community participation and planning; (3) ensure program stability; and (4) maximize the effectiveness of the services funded.

(b) **Year 1 – Community Needs Assessment.** Beginning in fiscal year 2017-2018 and during every fourth fiscal year thereafter, DA~~A~~S shall conduct a Community Needs Assessment (CNA) to identify services to receive monies from the Fund. The CNA shall include qualitative and quantitative data sets collected through interviews, focus groups, surveys, or other outreach mechanisms to determine service gaps and unmet needs. In conducting the CNA, DAAS shall also review needs assessments prepared by community and other governmental entities. Subject to the budgetary and fiscal provisions of the Charter, DAAS may contract with consultants and outside experts for such services as it may require to prepare the CNA. DAAS shall undertake a robust community process to solicit input from Seniors and Adults with Disabilities, in consultation with the Mayor's Office on Disability or any successor agency.

DAAS shall~~, *in consultation with the Oversight and Advisory Committee,*~~ develop a plan for how to conduct the CNA ~~*with the Oversight and Advisory Committee*~~. The CNA shall include a gap analysis comparing actual performance with potential or desired performance and an equity analysis of services and resources for Seniors, Adults with Disabilities, and their caregivers.

DAAS shall develop a set of equity metrics to be used to establish a baseline of existing services and resources for Seniors and Adults with Disabilities in low-income neighborhoods and disadvantaged communities, compared to services and resources available in the City as a whole. This equity analysis shall include an examination of eligibility for existing programs and will seek to provide more services and support for those low and ~~*modest*~~*moderate* income residents who are not currently eligible for assistance with home and community-based services.

The outreach for the CNA shall create opportunities for a robust cross-section of stakeholders, including Seniors, Adults with Disabilities, their caregivers, nonprofit agencies, and other members of the public, to provide input. By September 1, DAAS shall provide its plan for conducting the CNA to ~~*the Oversight and Advisory Committee, the Service Provider Working Group created in Section 16.128-11(e),*~~ the Disability and Aging Services Commission and the Board of Supervisors. The plan shall be a public document.

By March 1, DAAS shall complete a draft CNA and provide this draft to ~~*the Oversight and Advisory Committee and the Service Provider Working Group for review. DAAS shall also provide the draft CNA to*~~ interested City departments and commissions~~*, including but not limited to the Disability and Aging Services Commission, the Mayor's Office on Disability, the Long Term Care Coordinating Council, the Human Services Commission, the Health Commission, the Recreation and Park Commission, the Adult Probation Department, the Veterans Affairs Commission, the Commission on the Status of Women, the Police Commission,*~~

~~*the Library Commission, and the Arts Commission*~~. The CNA shall include an Executive Summary and clear description of the categories of services provided and unmet needs to be addressed.

By April 1, DAAS shall submit a final version of the CNA to the Disability and Aging Services Commission ~~*and the DAAS Advisory Council. The final version of the CNA may incorporate any comments or suggestions made by the Oversight and Advisory Committee, the public, or the agencies that received copies of the draft CNA*~~. The Disability and Aging Services Commission ~~*and the Oversight and Advisory Committee*~~ shall hold a ~~*joint*~~ public hearing to review the CNA.

By May 1, the Disability and Aging Services Commission shall provide input on and approve or disapprove the CNA. If the Disability and Aging Services Commission disapproves the report, DAAS may modify and resubmit the report.

By June 1, the Board of Supervisors shall consider and approve or disapprove, or modify, the CNA. If the Board disapproves the CNA, DAAS may modify and resubmit the CNA, provided, however, that the City may not expend monies from the Fund until the Board of Supervisors has approved the CNA.

(c) **Year 2 – Services and Allocation Plan.** Beginning in fiscal year 2018-2019 and during every fourth fiscal year thereafter, DAAS~~*, in consultation with the Oversight and Advisory Committee,*~~ shall prepare a Services and Allocation Plan ("SAP") to determine services that will receive monies from the Fund. All services identified in Section 16.128-4 are potentially eligible to receive funding, but DAAS is not required to classify allocations according to the service categories in that section. DAAS shall use the following process to prepare the SAP:

(1) DAAS shall disseminate a draft SAP to interested City departments and commissions~~*, including but not limited to the Disability and Aging Services Commission, the Mayor's Office on Disability, the Long Term Care Coordinating Council, the Human Services*~~

~~*Commission, the Health Commission, the Recreation and Park Commission, the Adult Probation Department, the Commission on the Status of Women, the Police Commission, the Library Commission, and the Arts Commission*~~. In preparing the draft SAP, DAAS shall confer with the Department of Children, Youth and Their Families to coordinate funding for services for Transitional-Aged Youth, as defined in Charter Section 16.108(e), with Disabilities from both the Dignity Fund and the Children and Youth Fund.

* * * *

(4) The Board of Supervisors shall by ordinance outline the timeline for the development of the Services and Allocation Plan. Prior to completion of the first SAP and while the first planning cycle is in process, DAAS~~, *in consultation with the Oversight and Advisory Committee,*~~ may expend monies from the Fund based on existing needs assessment analysis.

(d) **Years 3 and 4 – Selection of Contractors.** Beginning with Fiscal Years 2019-2020 and 2020-2021 and during every fourth fiscal year thereafter, DAAS shall conduct competitive solicitations for services to be funded from the Fund. Requests for proposals will be grouped by issue area and spread out on a schedule known in advance to provide for a smooth and efficient timeline. The Human Services Agency and the Department of Disability and Aging Services shall work together and manage resources so that the RFP process will keep to the schedule and contract awards will be made within a reasonable time.

(e) **Years 3 and 4 – Service Cycle Begins.** Contracts for services shall start on July 1, beginning with Fiscal Year 2019-2020. During subsequent years of the four-year planning cycle established in this Section 16.128-6, DAAS~~, *with the consultation and input of the Oversight and Advisory Committee,*~~ may issue supplemental competitive solicitations to address amendments to the SAP and emerging needs.

(f) DAAS may recommend, ~~*and the Oversight and Advisory Committee*~~ and the Board of Supervisors may approve, changes to the due dates and timelines provided in this Section 16.128-6. The Board of Supervisors shall approve such changes by ordinance.

SEC. 16.128-7. EVALUATION.

DAAS shall provide for the evaluation on a regular basis of all services funded through the Fund, and shall prepare on a regular basis an Evaluation and Data Report ~~*for the Oversight and Advisory Committee*~~. Subject to the budgetary and fiscal provisions of the Charter, DAAS may contract with consultants and outside experts for such services as the Department may require to conduct such evaluations and to prepare the Evaluation and Data Report. This evaluation process is intended to be reasonable in scope and to build on and strengthen existing program evaluations.

SEC. 16.128-8. SELECTION OF CONTRACTORS.

~~*The Oversight and Advisory Committee shall recommend standards and procedures for the selection of contractors to be funded from the Fund.*~~ It shall be the policy of the City to use competitive solicitation processes where appropriate and to give priority to the participation of non-profit agencies.

~~***SEC. 16.128-11. ADVISORY COMMITTEE.***~~

~~*(a) Creation. There shall be a Dignity Fund Oversight and Advisory Committee ("Oversight and Advisory Committee") to monitor and participate in the administration of the Dignity Fund as provided in Charter Sections 16.128-1 et seq., and to take steps to ensure that the Fund is administered in a manner accountable to the community.*~~

~~*(b) Responsibilities.*~~

~~*(1) The Oversight and Advisory Committee shall develop recommendations for DAAS and the Fund regarding outcomes for services to Seniors and Adults with Disabilities, the evaluation of services, common data systems, a process for making funding decisions, program improvement and capacity-building of service providers, community engagement in planning and evaluating services, leveraging dollars of the Fund, and the use of the Fund as a catalyst for innovation. The Oversight and Advisory Committee shall promote and facilitate transparency and accountability in the administration of the Fund and in the planning and allocation process.*~~

~~*(2) As provided in Section 16.128-6, the Oversight and Advisory Committee shall provide input into the planning process for the Community Needs Assessment ("CNA") and the final CNA, the Services and Allocation Plan, and the over-all spending plan for the Fund to be presented to the Disability and Aging Services Commission, and shall review the annual Data and Evaluation Report. Nothing in this Section 16.128-11 shall limit the authority of the Mayor and the Board of Supervisors to propose, amend, and adopt a budget under Article IX of the Charter.*~~

~~*(3) The Oversight and Advisory Committee shall establish and maintain a Service Provider Working Group as provided in subsection (e).*~~

~~*(4) The Oversight and Advisory Committee shall meet at least six times a year.*~~

~~*(c) Composition. The Oversight and Advisory Committee shall have 11 members. The Disability and Aging Services Commission shall appoint two of its members to the Oversight and Advisory Committee. The Advisory Council to the Department of Disability and Aging Services shall appoint three of its members to the Oversight and Advisory Committee. And the Long Term Care Council shall appoint three of its members to the Oversight and Advisory Committee. The Mayor shall appoint the remaining three at-large members of the Oversight and Advisory Committee, subject to rejection by the Board of Supervisors within 30 days following transmittal of the Notice of Appointment.*~~

~~*The appointing authorities shall appoint the initial members by February 1, 2017. The terms of the initial appointees to the Committee shall commence on the date of the first meeting of the Committee, which may occur when at least eight members have been appointed and are present.*~~

~~*(d) Implementation. The Board of Supervisors shall further provide by ordinance for the membership, structure, functions, appointment criteria, terms, and administrative and clerical support of the Oversight and Advisory Committee. The Board of Supervisors shall adopt such legislation to be effective by January 1, 2017.*~~

~~*(e) Service Provider Working Group. The Oversight and Advisory Committee shall create a Service Provider Working Group ("Working Group") to advise the Oversight and Advisory Committee on funding priorities, policy development, the planning cycle, evaluation design and plans, and any other issues of concern to the Working Group related to the Fund or the responsibilities of DAAS or other departments receiving monies from the Fund. The Working Group shall engage a broad cross-section of service providers in providing information, education, and consultation to the Oversight and Advisory Committee. All members of the Working Group shall be actively providing services to Seniors, Adults with Disabilities, and their caregivers. DAAS staff shall provide administrative and clerical support to the Working Group. The Working Group shall meet at least four times a year. The Oversight and Advisory Committee shall appoint two initial co-chairs of the Working Group, who shall be responsible for developing the structure of the Working Group and facilitating the meetings. After the terms of the initial co-chairs expire, the Working Group shall select its own chairs. Working Group meetings shall be open to the public and encourage widespread participation.*~~

SECTION 3. MUNICIPAL CODE AMENDMENTS.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 5, 2024, a proposal to amend the San Francisco Municipal Code, to read as follows:

NOTE: **Unchanged Code text and uncodified text** are in plain font.
Additions to Codes are in *single-underline italics Times New Roman font*.
Deletions to Codes are in *~~strikethrough italics Times New Roman font~~*.
Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

(a) Article XV of Chapter 2A of the Administrative Code is hereby amended by revising Sections 2A.233 and 2A.234, to read as follows:

SEC. 2A.233. CHILDREN, YOUTH AND THEIR FAMILIES OVERSIGHT AND ADVISORY COMMITTEE.

(a) **Purpose.** *~~As provided in Charter Section 16.108-1, t~~*There shall be a Children, Youth and Their Families Oversight and Advisory Committee ("Oversight and Advisory Committee" or "Committee") to review the governance and policies of the Department of Children, Youth and Their Families ("DCYF"), and to take steps to ensure that the Children and Youth Fund ("Fund") is administered in a manner accountable to the community.

~~The Oversight and Advisory Committee replaces the Children's Fund Citizens Advisory Committee formerly established by Charter Section 16.108(n) as adopted by the voters in November 2000. Subsection (n) was repealed and the advisory committee terminated by operation of law upon the adoption of Proposition C by the voters in November 2014.~~

(b) **Duties and Functions.** The Oversight and Advisory Committee shall carry out the following duties and functions*~~, some of which are specified in Charter Section 16.108-1, and~~*

~~*some of which are not specified by Charter but adopted by ordinance under the authority provided in Section 16.108-1*~~:

(1) The Oversight and Advisory Committee shall develop recommendations for DCYF regarding outcomes for children and youth services, the evaluation of services, common data systems, processes for making funding decisions, program improvement and capacity-building of service providers, community engagement in planning and evaluating services, leveraging dollars of the Fund and the use of the Fund as a catalyst for innovation.

(2) The Oversight and Advisory Committee shall promote transparency for the Fund and its processes.

(3) ~~*Pursuant to Charter Section 16.108, t*~~*T*he Oversight and Advisory Committee shall review and approve the planning process for the Children and Youth Fund Community Needs Assessment ("CNA") and final CNA, the Services and Allocation Plan (SAP), and the annual Data and Evaluation Report.

(4) The Oversight and Advisory Committee shall review and approve DCYF's overall annual budget expenditures (including the approval of grants as a package, work orders, supplemental funds, and add-back funds), and shall conduct a mid-year budget review each year to prepare for the following year's budget process and may request budget information as necessary for any of its meetings. The Committee shall review best practices developed or identified by DCYF and its Director for the grant-making process, including add-back and supplemental funding, and for interdepartmental work orders. These practices shall be designed to promote, among other things, transparency and accountability in the grant-making process and coordination with the Children and Youth Fund SAP and CNA. The Committee shall review any changes or adjustments in revenue to the Children and Youth Fund and the Baseline as defined in Section 16.108. Nothing in this Section shall limit the authority of the Mayor and Board of Supervisors to propose, amend, and adopt a budget under Article IX of the Charter.

(5) The Oversight and Advisory Committee shall participate in the evaluation of the Director of DCYF and assist in recruitment for the Director when the position is vacant, and may recommend candidates to the Mayor for appointment.

(6) The Oversight and Advisory Committee shall establish and maintain a Service Provider Working Group as provided in ~~*Charter Section 16.108-1 and*~~ Administrative Code Section 2A.234.

(7) The Oversight and Advisory Committee shall confer with the Director of DCYF at least once a year on DCYF's effectiveness and impact.

(c) **Meetings.** The Oversight and Advisory Committee shall meet at least six times each calendar year. Any member who fails to attend at least half of the meetings in a calendar year shall be deemed to have resigned from the Committee.

(d) **Composition.** ~~*As provided in Charter Section 16.108-1, the*~~ *The* Mayor shall appoint members for Seats l, 2, 3, 4, 5, and 6 on the Oversight and Advisory Committee; the Board of Supervisors shall appoint members for Seats 7, 8, 9, 10, and 11 on the Committee. The Mayor's appointments shall take effect 30 days after transmittal of the Mayor's notice of appointment to the Board of Supervisors. The Board of Supervisors may hold a public hearing on each of the Mayor's appointees to the Committee. If a vacancy occurs in any seat on the Committee, the appointing authority for the vacated seat shall appoint a successor.

* * * *

(j) Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 2A.233 by ordinance.

SEC. 2A.234. SERVICE PROVIDER WORKING GROUP.

(a) **Purpose.** ~~*Pursuant to Charter Section 16.108-1, t*~~*T*he Children, Youth and Their Families Oversight and Advisory Committee ("Oversight and Advisory Committee" or "Committee")

shall create a Service Provider Working Group ("SP Working Group" or "Working Group"). The purpose of the SP Working Group shall be to advise the Committee on funding priorities, policy development, the planning cycle, evaluation design and plans, and any other issues of concern to the SP Working Group related to the Children and Youth Fund ("Fund") established in Charter Section 16.108, or the responsibilities of the Department of Children Youth and Their Families ("DCYF") or other departments receiving monies from the Fund.

* * * *

(d) Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 2A.234 by ordinance.

(b) Article XV of Chapter 5 of the Administrative Code is hereby amended by revising Section 5.140 to read as follows:

SEC. 5.140. PUBLIC UTILITIES CITIZEN'S ADVISORY COMMITTEE – ESTABLISHMENT AND PURPOSE.

(a) ~~*Pursuant to Charter Section 8B.123(B), t*~~There is hereby established the Public Utilities Citizen's Advisory Committee for the purpose of providing recommendations to the General Manager of the Public Utilities Commission, the Public Utilities Commission and the Board of Supervisors on the success of the Department in achieving the Goals and Objectives set out in Section 8B.122 of the City Charter (with the exception of 8B.122(a)(2)). At a minimum, these functions will include review of and recommendations for the Public Utilities Commission's long term strategic, financial, and capital improvement plans.

~~*(b) The Wastewater Citizen's Advisory Committee established by Board of Supervisors uncodified Resolution No. 19-73 is hereby abolished.*~~

(~~c~~*b*) The Public Utilities Citizen's Advisory Committee is not intended to and shall not duplicate the functions of the Public Utilities Rate Fairness Board or the Public Utilities Revenue Bond Oversight Committee.

(c) Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.140 by ordinance.

(c) Article XXXIV of Chapter 5 of the Administrative Code is hereby amended by revising Sections 5.34-1, 5.34-2, 5.34-3, to read as follows:

SEC. 5.34-1. ESTABLISHMENT OF *DIGNITY FUND* OVERSIGHT AND ADVISORY BODY.

~~*Charter Section 16.128-11 establishes the Dignity Fund Oversight and Advisory Committee (the "Committee") to monitor and participate in the administration of the Dignity Fund (the "Fund") as provided in Charter Section 16.128-1 et seq., and to take steps to ensure that the Fund is administered in a manner accountable to the community. Section 16.128-11 provides, among other things, for the Committee's composition, Committee members' respective appointing authorities, timing of initial appointments, the minimum number of meetings the Committee must hold each year, and the Committee's creation of a Service Provider Working Group. Sections 16.128-6, 16.128-7, 16.128-8, and 16.128-11 establish the Committee's duties and responsibilities. Section 16.128-11 also authorizes the Board of Supervisors to provide by ordinance further details regarding the membership, structure, functions, appointment criteria, terms, and administrative and clerical support of the Committee. This Article XXXIV is established under the authority of Section 16.128-11(d).*~~

*(a) **Creation.** There shall be a Dignity Fund Oversight and Advisory Committee ("Oversight and Advisory Committee") to monitor and participate in the administration of the*

Dignity Fund (the "Fund") established in Charter Section 16.128-1 et seq., and to take steps to ensure that the Fund is administered in a manner accountable to the community.

(b) ***Responsibilities.***

(1) The Oversight and Advisory Committee shall develop recommendations for the Department of Disability and Aging Services ("DAS") and the Fund regarding outcomes for services to Seniors and Adults with Disabilities, as those terms are defined in Charter Section 16.128-1, the evaluation of services, common data systems, a process for making funding decisions, program improvement and capacity-building of service providers, community engagement in planning and evaluating services, leveraging dollars of the Fund, and the use of the Fund as a catalyst for innovation. The Oversight and Advisory Committee shall promote and facilitate transparency and accountability in the administration of the Fund and in the planning and allocation process.

(2) The Oversight and Advisory Committee shall provide input into the planning process for the Community Needs Assessment ("CNA") under Charter Section 16.128-6(b) and the final CNA, the Services and Allocation Plan under Charter Section 16.128-6(c), and the over-all spending plan for the Fund to be presented to the Disability and Aging Services Commission, and shall review the annual Data and Evaluation Report under Charter Section 16.128-7.

(3) The Oversight and Advisory Committee shall establish and maintain a Service Provider Working Group as provided in subsection (d).

(4) The Oversight and Advisory Committee shall meet at least six times a year.

(c) ***Composition.*** *The Oversight and Advisory Committee shall have 11 members. The Disability and Aging Services Commission shall appoint two of its members to the Oversight and Advisory Committee. The Advisory Council to the Department of Disability and Aging Services, as established under Administrative Code Section 5.54, shall appoint three of its members to the*

Oversight and Advisory Committee. And the Long Term Care Council shall appoint three of its members to the Oversight and Advisory Committee. The Mayor shall appoint the remaining three at-large members of the Oversight and Advisory Committee, subject to rejection by the Board of Supervisors within 30 days following transmittal of the Notice of Appointment. Notwithstanding the forgoing, all members holding office on November 5, 2024 shall be eligible to complete their term.

*(d) **Service Provider Working Group.** The Oversight and Advisory Committee shall create a Service Provider Working Group ("Working Group") to advise the Oversight and Advisory Committee on funding priorities, policy development, the planning cycle, evaluation design and plans, and any other issues of concern to the Working Group related to the Fund or the responsibilities of DAS or other departments receiving monies from the Fund. The Working Group shall engage a broad cross-section of service providers in providing information, education, and consultation to the Oversight and Advisory Committee. All members of the Working Group shall be actively providing services to Seniors, Adults with Disabilities, and their caregivers. DAS staff shall provide administrative and clerical support to the Working Group. The Working Group shall meet at least four times a year.*

(e) Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.34-1 by ordinance.

SEC. 5.34-2. MEMBERSHIP.

(a) ~~*Membership of the Committee is set forth in Charter Section 16.128-11(c).*~~ In making appointments to the Committee, the appointing authorities shall endeavor to ensure that the Committee is broadly representative of communities of interest, neighborhoods, and the demographic diversity of the City in terms of ethnicity, race, age, gender, sexual orientation, types of disabilities, and languages spoken. The appointing authorities shall also endeavor to

ensure that the Committee includes members who are seniors, adults with disabilities, people with HIV/AIDS, and veterans.

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(f) Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.34-2 by ordinance.

SEC. 5.34-3. ADMINISTRATIVE AND TECHNICAL SUPPORT.

~~*Consistent with Charter Section 16.128-4(h), t*~~The Department of *Disability and* Aging ~~*and Adult*~~ Services shall provide administrative and technical support to the Committee. ~~*The Department shall also provide administrative and technical support to the Service Provider Working Group required by Charter Section 16.128-11.*~~ *Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.34-3 by ordinance.*

(d) Chapter 5 of the Administrative Code is amended by adding new Article XLIX, consisting of Section 5.49-1, to read as follows:

ARTICLE XLIX

MUNICIPAL TRANSPORTATION AGENCY CITIZENS' ADVISORY COUNCIL

SEC. 5.49-1. CITIZENS' ADVISORY COUNCIL.

The Municipal Transportation Agency shall establish a Citizens' Advisory Council of 15 members which shall consist of one person nominated by each member of the Board of Supervisors, and appointed by the Board of Supervisors, and four members appointed by the Mayor. Each member must be a resident of the City. No fewer than ten members of the Council must be regular riders of the Municipal Railway. At least two members must use the Municipal

Railway's paratransit system, and at least three members must be over the age of 60. The membership of the Council shall be reflective of the diversity and neighborhoods of the City. The Council may provide recommendations to the Agency with respect to any matter within the jurisdiction of the Agency and shall be allowed to present reports to the Agency's board of directors. The members of the Council shall be appointed to four-year terms and shall serve at the pleasure of their appointing authority. Notwithstanding the forgoing, all members holding office on November 5, 2024, shall be eligible to complete their terms.

Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.49-1 by ordinance.

(e) Chapter 5 of the Administrative Code is amended by adding new Article L, consisting of Section 5.50-1, to read as follows:

ARTICLE L

PUBLIC UTILITIES COMMISSION RATE FAIRNESS BOARD

SEC. 5.50-1. PUBLIC UTILITIES COMMISSION RATE FAIRNESS BOARD.

There shall be a Rate Fairness Board consisting of seven members: the City Administrator or the City Administrator's designee; the Controller or the Controller's designee; the Director of the Office of Public Finance or the Director's designee; two residential City retail customers, consisting of one appointed by the Mayor and one by the Board of Supervisors; and two City retail business customers, consisting of a large business customer appointed by the Mayor and a small business customer appointed by the Board of Supervisors.

The Rate Fairness Board may:

(a) Review the five-year rate forecast;

(b) Hold one or more public hearings on annual rate recommendations before the Public Utilities Commission adopts rates;

(c) Provide a report and recommendations to the Public Utilities Commission on the rate proposal; and

(d) In connection with periodic rate studies, submit to the Public Utilities Commission rate policy recommendations for the Commission's consideration, including recommendations to reallocate costs among various retail utility customer classifications, subject to any outstanding bond requirements.

Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 5.50-1 by ordinance.

(f) Article 13 of the Park Code is hereby amended by revising Section 13.01, to read as follows:

SEC. 13.01. CITIZENS' ADVISORY COMMITTEE.

(a) Membership. The Park, Recreation and Open Space Advisory Committee ("Committee") shall be comprised of 13 voting members. Eleven members shall be appointed by the members of the Board of Supervisors and approved by the full Board, with one member appointed by each Supervisor from their supervisorial district; and each Supervisor shall also appoint from their supervisorial district a specific alternate for the regular voting member, subject to approval by the full Board. The alternates shall not be seated on the Committee, but if a regular voting member is unavailable to attend or unable to vote as a result of recusal, then that regular voting member's specific alternate shall be seated and shall act in the place of the regular voting member. Alternates are expected to attend and participate in meetings of the Committee. The Mayor shall appoint one member of the Committee. The President of the Board of Supervisors shall appoint one additional member of the Committee, subject to approval by the

Board of Supervisors. The Committee members shall all be City residents and shall have relevant experience with park, environmental, recreational, cultural, sports, youth, disability, racial equity, or senior citizen issues. Where a voting seat that is subject to appointment by a Supervisor is vacant for more than 30 days, the Committee shall advise the appointing Supervisor of the vacancy. If the vacancy is not filled within 30 days of transmission of the notice of vacancy to the appointing Supervisor, the President shall appoint a member to the vacant seat, subject to approval by the Board of Supervisors, and shall become the member's appointing authority for the remainder of the member's term, at the end of which the authority to appoint a member to the seat shall revert back to the appointing Supervisor.

* * * *

(6) ~~*In addition to the duties described in Charter Section 16.107 and set forth below, t*~~*T*he Committee shall have such duties as maybe fixed by the Commission or the Board of Supervisors.

Notwithstanding Charter Section 14.101, the Board of Supervisors may amend or repeal this Section 13.01 by ordinance.

SECTION 4. CORRECTION OF DEPARTMENT NAMES.

The City Attorney is hereby directed to replace the following references in the Charter, including references that appear in this measure: the City Attorney shall replace references to Office of Early Care and Education or OECE with Department of Early Childhood or DEC, and the City Attorney shall replace the acronym DAAS with DAS in sections where that acronym refers to the Department of Disability and Aging Services.

SECTION 5. SEVERABILITY.

If any provision of this measure, or part thereof is for any reason held to be invalid or unconstitutional, the remaining provisions shall not be affected, but shall remain in full force and effect, and to this end the provisions of this measure are severable. The voters declare that this measure, and each section, sub-section, sentence, clause, phrase, part, or portion thereof, would have been adopted or passed irrespective of the fact that any one or more sections, sub-sections, sentences, clauses, phrases, part, or portion is found to be invalid. If any provision of this measure is held invalid as applied to any person or circumstance, such invalidity does not affect any application of this measure that can be given effect without the invalid application.

SECTION 6. CONFLICTING BALLOT MEASURES.

This measure is intended as the voters' only decision in this election on the composition of City appointive boards and commissions. In the event that this measure and another measure or measures relating to the structure and powers of appointive commissions and advisory bodies shall appear on the same municipal election ballot, the provisions of such other measures shall be deemed to be in conflict with this measure. In the event that this measure shall receive a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and each and every provision of the other measure or measures that conflict, in whole or in part, with

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this measure shall be null and void in their entirety. In the event that the other measure or measures shall receive a greater number of affirmative votes than this measure, the provisions of this measure shall take effect to the maximum extent permitted by law.

APPROVED AS TO FORM:
DAVID CHIU, City Attorney

By: /s/
ANNE PEARSON
Deputy City Attorney

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