

File No. 160585

Committee Item No. 3

Board Item No. 36

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date July 6, 2016

Board of Supervisors Meeting

Date July 19, 2016

#### Cmte Board

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| <input type="checkbox"/>            | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Resolution                                   |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Ordinance                                    |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form (for hearings)             |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/>            | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Public Correspondence                        |

#### OTHER (Use back side if additional space is needed)

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|-------------------------------------|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Charter Amendment (Third Draft)</u> |
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Completed by: Derek Evans Date July 1, 2016  
 Completed by: Derek Evans Date July 5, 2016

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
 The complete document can be found in the file.

1 [Charter Amendment - Dignity Fund]

2

3 **Describing and setting forth a proposal to the voters, at an election to be held on**

4 **November 8, 2016, to amend the Charter of the City and County of San Francisco to:**

5 **1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an**

6 **annual contribution by the City to the Fund including an annual baseline amount of**

7 **\$38 million, increasing by \$6 million for fiscal year 2017-2018, and increasing by \$3 million**

8 **a year for the next 9 years until fiscal year 2026-2027, and continuing at that amount,**

9 **adjusted annually for changes in aggregate discretionary City revenues, for the next 10**

10 **years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the**

11 **Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of**

12 **June 30, 2037; and, 6) change the “Commission on Aging” to the “Aging and Adult**

13 **Services Commission” and update its responsibilities.**

14

15 Section 1. The Board of Supervisors hereby submits to the qualified voters of the City

16 and County, at an election to be held on November 8, 2016, a proposal to amend the Charter of

17 the City and County by adding Sections 16.128-1 through 16.128-12, and amending

18 Section 4.120, to read as follows:

19 NOTE: **Unchanged Charter text and uncodified text** are in plain font.

20 **Additions** are *single-underline italics Times New Roman font*.

21 **Deletions** are *strike-through italics Times New Roman font*.

22 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Charter subsections.

23 **SEC. 16.128-1. DIGNITY FUND; PREAMBLE.**

24 *(a) There is hereby established a fund, which shall be called the Dignity Fund (“Fund”),*

25 *to be administered by the Department of Aging and Adult Services (“DAAS”), or any successor*

1 agency. Monies in the Fund shall be used or expended by DAAS, subject to the budgetary and  
2 fiscal provisions of the Charter, solely to help Seniors and Adults with Disabilities secure and  
3 utilize the services and support necessary to age with dignity in their own homes and  
4 communities. For purposes of Section 16.128-1 through 16.128.12, "Senior" shall mean a  
5 person 60 years old or older, and "Adult with a Disability" shall mean a person 18 years old or  
6 older with a disability as defined under the Americans With Disabilities Act.

7 (b) The Dignity Fund is needed to ensure the health and well-being of Seniors and Adults  
8 with Disabilities for the following reasons:

9 (1) DAAS and the San Francisco Long Term Care Coordinating Council have  
10 advanced a vision and set of long-term goals that highlight best practices, strengthen access to  
11 services, coordinate across agencies and City departments, and develop a unified strategy.

12 (2) Important safety net services to Seniors and Adults with Disabilities such as  
13 adult day programs and/or other state-funded services directed to low-income populations have  
14 suffered significant losses in funding due in part to the reorganization of California's health and  
15 long-term care services.

16 (3) San Francisco non-profit community based organizations are the City's most  
17 valuable public assets in terms of supporting Seniors and Adults with Disabilities to age with  
18 dignity in their own homes and communities.

19 (4) Seniors and Adults with Disabilities are valuable contributors to the City's  
20 vitality and must stay connected to friends and family who can help them age in place with  
21 dignity.

22 (5) Because a majority of the City's Seniors and Adults with Disabilities live on  
23 fixed incomes, the growing economic divisions in the City are putting them increasingly at risk of  
24 poor health outcomes and institutionalization.

1                   (6) San Francisco has the highest percentage of Seniors and Adults with  
2 Disabilities of any urban area in California and the number of Seniors continues to steadily  
3 increase, especially for those over the age of 85. Over 40% live alone with inadequate support  
4 networks, in part because their families have been forced to seek more affordable housing or  
5 employment elsewhere, or because they have no children or they lack supportive families.

6                   (7) The constant increase in economic pressure and lack of support for Seniors  
7 and Adults with Disabilities has impacted the cultural and ethnic diversity of the City.

8                   (8) As of 2015, over 19,200 people 55 years of age and older were living in San  
9 Francisco with Alzheimer's disease or dementia. This number is projected to increase to 26,868  
10 by 2030 – a 40% increase in 15 years.

11                   (9) Over 70% of veterans in the City are over the age of 55 and 28% of those  
12 have disabilities. As of 2015, 40% of all veterans rely on Veterans Administration health care  
13 with the remainder reliant on outside agencies to provide care, representing a massive  
14 undertaking by community based organizations.

15                   (10) As of 2015, approximately 60% of people with HIV in San Francisco were  
16 over 50 years old. In 2020, it is estimated, 70% of people with HIV in San Francisco will be  
17 over 50 years old.

18                   (11) In 2013, the Insight Center determined that a single person 65 years of age  
19 or older needed a monthly income of \$2,526 to rent housing and meet his or her basic needs in  
20 San Francisco. At that time, the fair market rent for a one-bedroom apartment was \$1,500 a  
21 month and 62% of all Seniors could not afford that rent. As of 2016, the fair market monthly  
22 rent for the same apartment is \$1,635. Many apartments have higher rents. The median rent for  
23 a one bedroom apartment in San Francisco is now approximately \$3,600 per month.

24  
25 / / /

1 **SEC. 16.128-2. GOALS OF THE DIGNITY FUND.**

2 The goals of expenditures from the Fund and the planning process created in  
3 Charter Sections 16.128-1 through 16.128-12, shall be:

4 (a) To ensure that San Francisco's Seniors and Adults with Disabilities are provided the  
5 opportunity to age with dignity and with affordable, quality services and support.

6 (b) To ensure San Francisco is an aging- and disability-friendly city, helping individuals  
7 age with dignity in communities as an important part of the City population and civic culture.

8 (c) To focus on the prevention of problems and on supporting and enhancing the  
9 strengths of older adults, people with disabilities, and their hands-on care providers.

10 (d) To complement the City's housing and community development efforts by providing  
11 needed long-term services and support in housing to keep individuals in their homes and  
12 communities.

13 (e) To strengthen a community-based network of services and support in all  
14 neighborhoods.

15 (f) To ensure that Seniors and Adults with Disabilities receive maximum benefit from the  
16 Fund and that equity is a guiding principle of the funding process.

17 (g) To distribute funds based on best practices, the highest need, and successful and  
18 innovative models in order to ensure maximum impact.

19 (h) To the maximum extent feasible, to distribute funds equitably among services for all  
20 eligible groups, regardless of race, ethnicity, sexual orientation, or gender identity or other  
21 identifying characteristics.

22 (i) To ensure Seniors and Adults with Disabilities are provided with gender responsive  
23 and culturally competent services.

1           (j) To strengthen collaboration around shared and agreed upon outcomes among service  
2 providers for Seniors and Adults with Disabilities and their hands-on care providers, including  
3 collaboration among public agencies and non-profit organizations.

4           (k) To fill gaps in services.

5           (l) To leverage other resources whenever feasible.

6           (m) To support programs that prioritize:

7                   (1) Stabilizing people, through food, homecare, transportation, and case  
8 management services;

9                   (2) Stabilizing housing to permit people to age in place successfully, through  
10 eviction protection, housing preservation, and accessibility improvements to existing housing;

11                   (3) Preventive health care and healthy aging;

12                   (4) Supporting transitions to the best home and community care and support,  
13 through ombudsman services, transitional care programs, and navigation assistance; and

14                   (5) Caregiver support.

15  
16 **SEC. 16.128-3. ANNUAL CONTRIBUTIONS TO THE FUND.**

17           (a) Annual Baseline Contributions to the Fund. Each year during the term of Charter  
18 Section 16.128-1 et seq., the City shall make an annual baseline contribution to the Fund in the  
19 amount of \$38 million, representing the amount the City spent in fiscal year 2016-2017 to  
20 provide eligible services as identified in Section 16.128-4 to Seniors and Adults with Disabilities.

21           (b) Additional Contributions for FY 2017-2018 through FY 2026-2027. For fiscal  
22 year 2017-2018, the City shall increase its contribution to the Fund over the baseline amount in  
23 subsection (a) by \$6 million. For each fiscal year from 2018-2019 through 2026-2027, the City  
24 shall increase its additional contribution to the Fund under this subsection (b) by \$3 million over  
25 the prior year.

1           (c) Projected Budget Deficits. Notwithstanding the provisions of subsection (b), the City  
2 may freeze the City's annual contribution to the Fund for any fiscal year 2017-2018 through  
3 2026-2027 at the then-current amount when the City's projected budget deficit for the upcoming  
4 fiscal year at the time of the Joint Report or Update to the Five Year Financial Plan as prepared  
5 jointly by the Controller, the Mayor's Budget Director, and the Board of Supervisors' Budget  
6 Analyst exceeds \$200 million, adjusted annually beginning with fiscal year 2017-2018 by the  
7 percentage increase or decrease in aggregate City discretionary revenues, as determined by the  
8 Controller, based on calculations consistent from year to year. In determining aggregate City  
9 discretionary revenues, the Controller shall only include revenues received by the City that are  
10 unrestricted and may be used at the option of the Mayor and the Board of Supervisors for any  
11 lawful City purpose.

12           (d) Additional Contributions for FY 2027-2028 through FY 2036-2037. For fiscal years  
13 2027-28 through 2036-2037, the City's annual contribution to the Fund shall equal its total  
14 contribution, including the baseline amount under subsection (a), for the prior year, beginning  
15 with Fiscal Year 2026-2027, adjusted by the percentage increase or decrease in aggregate City  
16 discretionary revenues, as determined by the Controller, based on calculations consistent from  
17 year to year. For purposes of this subsection (d), the "additional contribution" for these years  
18 shall mean the amount in excess of the baseline amount.

19           (e) The City may in any year contribute more to the Fund than the amounts required  
20 under subsections (a) through (d), but those increases shall not alter or affect the amounts of the  
21 City's required contributions for subsequent years.

22           (f) The Controller shall maintain the Fund separate and apart from all other City funds.  
23 Any amount in the Fund unspent or uncommitted at the end of the fiscal year shall be carried  
24 forward to the next fiscal year and, subject to the budgetary and fiscal limitations of this  
25

1 Charter, shall be appropriated then or thereafter for the services and purposes specified in  
2 Section 16.128-4.

3  
4 **SEC. 16.128-4. ELIGIBLE SERVICES.**

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

7 (a) Home and Community Based Long Term Care and Support: Home care, adult day  
8 health care, adult social day care, IHSS emergency homecare, short term interim housing  
9 options, housing stabilization and support services, respite care, transitional housing for those  
10 leaving institutional care, related transportation (not already mandated or funded), accessible  
11 transportation programs, and other similar services funded through the City's Aging and Adult  
12 Services Community Living Fund, or any successor legislation.

13 (b) Food and Nutrition Programs: Nutrition programs, including group meals,  
14 home-delivered meals, home-delivered groceries, food stamps outreach, and related education  
15 and outreach programs such as chronic disease self-management programs.

16 (c) Consumer and Caregiver Education, Empowerment, and Support: Programs  
17 including computers and digital learning, peer support programs, employment and training  
18 programs not otherwise mandated, senior companions, information and assistance programs,  
19 health insurance counseling and advocacy counseling, service connection programs, including  
20 resource centers supporting those with Alzheimer's disease and dementia, and family caregiver  
21 support programs.

22 (d) Senior/Disabled Community and Service Centers: Programs including senior  
23 centers, neighborhood-based village projects and similar programs, case management and care  
24 coordination, housing-based service connection programs, and other community-building  
25 activities that lead to more aging- and disability-friendly neighborhoods.



1 (e) Empowerment, Self-Advocacy and Legal Services Programs: Programs including  
2 benefits counseling and advocacy, eviction prevention, housing advocacy, long term care  
3 consumer rights, ombudsman programs, naturalization services, legal services and support, and  
4 IHSS/Supplemental Security Income ("SSI")/Medi-Cal advocacy, including strengthening share  
5 of cost options.

6 (f) Health and Wellness Promotion: Programs including abuse and fraud prevention,  
7 grief counseling and suicide prevention, telephone reassurance, medication management, money  
8 management, and behavioral health not otherwise funded or mandated, health promotion and  
9 screening, and other activities that promote well-being and decrease social isolation.

10 (g) Targeted Services: Outreach, planning and targeted services and support to LGBT  
11 seniors, veterans, ethnic communities, people with disabilities and chronic conditions, their  
12 caregivers and other high-need groups as strong and integrated components of the service  
13 categories above.

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

17 (i) Administration of the Fund and evaluation of Fund goals and services;

18 (j) Technical assistance and capacity-building for service providers and community-  
19 based partners; and,

20 (k) Services that supplement, expand, or enhance existing programs for Seniors or  
21 Adults with Disabilities.

22  
23 **SEC. 16.128-5. EXCLUDED SERVICES.**

24 Notwithstanding Section 16.128-4, services paid for by the Fund shall not include:  
25

1           (a) Services provided by the Police Department or other law enforcement agencies,  
2 courts, the District Attorney, Public Defender, City Attorney, the Fire Department, and detention  
3 or probation services mandated by state or federal law;

4           (b) Any service that benefits Seniors or Adults with Disabilities incidentally or only as  
5 members of a larger population of adults;

6           (c) Any service realigned by the State or for which a fixed or minimum level of  
7 expenditure is mandated and funded by state or federal law, to the extent of the level of funding  
8 provided;

9           (d) Acquisition of any capital item unless for the primary and direct use by Seniors and  
10 Adults with Disabilities and that is necessary for the expansion of services and support;

11           (e) Acquisition, other than by lease for a term of ten years or less, of any real property  
12 or land, or capital expenditures, or predevelopment or construction costs for housing;

13           (f) Maintenance, utilities, or any similar operating costs of any facility not used  
14 primarily and directly by Seniors and Adults with Disabilities or of any recreation or park  
15 facility, library, hospital, or housing;

16           (g) Medical health services, other than prevention, education, and behavioral and  
17 mental health support services; or

18           (h) Services provided by hospitals and long-term care institutions.

19  
20 **SEC. 16.128-6. PLANNING CYCLE.**

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

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

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

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

22 The outreach for the CNA shall create opportunities for a robust cross-section of  
23 stakeholders, including Seniors, Adults with Disabilities, their caregivers, nonprofit agencies,  
24 and other members of the public, to provide input. By September 1, DAAS shall provide its plan  
25 for conducting the CNA to the Oversight and Advisory Committee, the Service Provider Working

1 Group created in Section 16.128-11(e), the Aging and Adult Services Commission and the Board  
2 of Supervisors. The plan shall be a public document.

3 By March 1, DAAS shall complete a draft CNA and provide this draft to the Oversight  
4 and Advisory Committee and the Service Provider Working Group for review. DAAS shall also  
5 provide the draft CNA to interested City departments and commissions, including but not limited  
6 to the Aging and Adult Services Commission, the Mayor's Office on Disability, the Long Term  
7 Care Coordinating Council, the Human Services Commission, the Health Commission, the  
8 Recreation and Park Commission, the Adult Probation Department, the Veterans Affairs  
9 Commission, the Commission on the Status of Women, the Police Commission, the Library  
10 Commission, and the Arts Commission. The CNA shall include an Executive Summary and clear  
11 description of the categories of services provided and unmet needs to be addressed.

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

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

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

24 (c) Year 2 – Services and Allocation Plan. Beginning in fiscal year 2018-2019 and  
25 during every fourth fiscal year thereafter, DAAS, in consultation with the Oversight and

1 Advisory Committee, shall prepare a Services and Allocation Plan ("SAP") to determine  
2 services that will receive monies from the Fund. All services identified in Section 16.128-4 are  
3 potentially eligible to receive funding, but DAAS is not required to classify allocations according  
4 to the service categories in that section. DAAS shall use the following process to prepare the  
5 SAP:

6 (1) DAAS shall disseminate a draft SAP to interested City departments and  
7 commissions, including but not limited to the Aging and Adult Services Commission, the Mayor's  
8 Office on Disability, the Long Term Care Coordinating Council, the Human Services  
9 Commission, the Health Commission, the Recreation and Park Commission, the Adult Probation  
10 Department, the Commission on the Status of Women, the Police Commission, the Library  
11 Commission, and the Arts Commission. In preparing the draft SAP, DAAS shall confer with the  
12 Department of Children, Youth and Their Families to coordinate funding for services for  
13 Transitional-Aged Youth, as defined in Charter Section 16.108(e), with Disabilities from both the  
14 Dignity Fund and the Children and Youth Fund.

15 The SAP must:

16 (A) Demonstrate consistency with the CNA and with Citywide vision and  
17 goals for the Fund;

18 (B) Include all services for Seniors and Adults with Disabilities to secure  
19 and utilize the services and support necessary to age with dignity in their own homes and  
20 communities;

21 (C) Be outcome-oriented and include goals and measurable and  
22 verifiable objectives and outcomes;

23 (D) Include capacity-building and evaluation of services as separate  
24 funding areas;

1 (E) State how services will be coordinated and have specific amounts  
2 allocated towards specific goals, service models, populations, and neighborhoods;

3 (F) Include funding for neighborhood-initiated projects totaling at least  
4 3% of the total proposed expenditures from the Fund for the four-year planning cycle established  
5 in this Section 16.128-6;

6 (G) Include funding for pilot programs to develop and test new and  
7 innovative programs, in an amount not to exceed 3% of the total proposed expenditures from the  
8 Fund for the cycle;

9 (H) Include funding for an undesignated contingency reserve, in an  
10 amount not to exceed 2% of the total proposed expenditures from the Fund for the cycle;

11 (I) Include, as a separate line item, an allocation of funds required for the  
12 preparation, monitoring, and evaluation of the CNA and SAP required under this  
13 Section 16.128-6 and the Evaluation and Data Report required under Section 16.128-7;

14 (J) Include evaluation data from the previous funding cycle; and

15 (K) Incorporate strategies to coordinate and align services for Seniors  
16 and Adults with Disabilities funded by all governmental or private entities and administered by  
17 the City, whether or not those services are eligible to receive monies from the Fund.

18 (2) The SAP shall reference the gap analysis and equity analysis of services and  
19 resources for Seniors, Adults with Disabilities, and their caregivers included in the CNA. Using  
20 the equity metrics developed for preparation of the CNA, the SAP shall compare proposed new,  
21 augmented, and coordinated services and resources for low-income and moderate-income  
22 neighborhoods and disadvantaged communities with services and resources available to the City  
23 as a whole.

24 (3) Subject to the budgetary and fiscal provisions of the Charter, DAAS may  
25 contract with consultants and outside experts for such services as the Department may require to

1 prepare the SAP, including the equity analysis of services and resources for Seniors, Adults with  
2 Disabilities, and their caregivers.

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

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

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

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

22  
23 **SEC. 16.128-7. EVALUATION.**

24 DAAS shall provide for the evaluation on a regular basis of all services funded through  
25 the Fund, and shall prepare on a regular basis an Evaluation and Data Report for the Oversight

1 and Advisory Committee. Subject to the budgetary and fiscal provisions of the Charter, DAAS  
2 may contract with consultants and outside experts for such services as the Department may  
3 require to conduct such evaluations and to prepare the Evaluation and Data Report. This  
4 evaluation process is intended to be reasonable in scope and to build on and strengthen existing  
5 program evaluations.

6  
7 **SEC. 16.128-8. SELECTION OF CONTRACTORS.**

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

12  
13 **SEC. 16.128-9. IMPLEMENTATION.**

14 (a) The Board of Supervisors may by ordinance implement Sections 16.128-1 through  
15 16.128-12.

16 (b) In implementing Sections 16.128-1 through 16.128-12, primary goals shall include  
17 facilitating public participation and maximizing availability of information to the public.

18  
19 **SEC. 16.128-10. EFFECT OF PROCEDURAL ERRORS.**

20 No appropriation, contract, or other action shall be held invalid or set aside by reason of  
21 any error, including without limitation any irregularity, informality, neglect, or omission, in  
22 carrying out procedures specified in Sections 16.128-1 through 16.128-12, unless a court finds  
23 that the party challenging the action suffered substantial injury from the error and that a  
24 different result would have been probable had the error not occurred.



1 SEC. 16.128-11. ADVISORY COMMITTEE.

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

6 (b) Responsibilities.

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

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

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

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

23 (c) Composition. The Oversight and Advisory Committee shall have 11 members. The  
24 Aging and Adult Services Commission shall appoint two of its members to the Oversight and  
25 Advisory Committee. The Advisory Council to the Department of Aging and Adult Services shall

1 appoint three of its members to the Oversight and Advisory Committee. And the Long Term  
2 Care Council shall appoint three of its members to the Oversight and Advisory Committee. The  
3 Mayor shall appoint the remaining three at-large members of the Oversight and Advisory  
4 Council, subject to rejection by the Board of Supervisors within 30 days following transmittal of  
5 the Notice of Appointment.

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

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

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

1 of the initial co-chairs expire, the Working Group shall select its own chairs. Working Group  
2 meetings shall be open to the public and encourage widespread participation.

3  
4 **SEC. 16.128-12. SUNSET.**

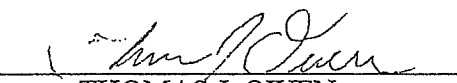
5 The provisions of Sections 16.128-1 through 16.128-12 shall expire at the end of Fiscal  
6 Year 2036-37.

7  
8 **SEC. 4.120. AGING AND ADULT SERVICES COMMISSION-ON-AGING.**

9 The Aging and Adult Services Commission ~~on the Aging~~ shall consist of seven members  
10 appointed by the Mayor, pursuant to Section 3.100, for four-year terms. Members may be  
11 removed by the Mayor. The Commission shall oversee the Department of Aging and Adult  
12 Services, including the functions of the Public Guardian/Administrator, as well as carry out any  
13 additional duties and functions assigned to the Commission by ordinance or pursuant to  
14 Section 4.132. The duties and functions of the Commission shall be assigned pursuant to Section  
15 4.132.

16  
17 Section 2. The provisions of this Charter amendment shall become operative on  
18 January 1, 2017, unless otherwise provided in the legislation.

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

22  
23 By:   
24 THOMAS J. OWEN  
25 Deputy City Attorney

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**LEGISLATIVE DIGEST**

(Third Draft, 6/30/2016)

[Charter Amendment – Dignity Fund]

**Describing and setting forth a proposal to the voters, at an election to be held on November 8, 2016, to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund including an annual baseline amount of \$38 million, increasing by \$6 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the “Commission on Aging” to the “Aging and Adult Services Commission” and update its responsibilities.**

Existing Law

The City currently does not have a specific fund to pay for services to seniors and adults with disabilities.

The City has a Commission on Aging that oversees programs for seniors and related programs, including programs for adults with disabilities.

Amendments to Current Law

The proposal is a Charter amendment that would create a Dignity Fund (“the Fund”) to pay for increased programs and services to assist seniors and adults with disabilities.

Each year during the 20-year term of the amendment, the City would be required to make an annual contribution to the Fund from any legally available sources, as follows:

- For each during the term of the amendment, the City would contribute a baseline amount of \$38 million, representing the amount the City spent in fiscal year 2016-2017 to provide services to Seniors and Adults with Disabilities.
- For fiscal year 2017-2018, the City’s contribution would increase by \$6 million, to \$44 million.
- For fiscal years 2018-2019 through 2026-2027, the City’s contribution would increase by \$3 million each year, reaching \$72 million in fiscal year 2026-2027. During this period, the City could freeze its contribution

to the Fund at the then-current amount when the City faced a projected budget deficit exceeding \$200 million.

- For fiscal years 2027-28 through 2036-2037, the City's annual contribution to the Fund would equal its contribution for the prior year, adjusted for changes in aggregate City discretionary revenues.

The proposal would define what types of services could be supported by the Fund, and would establish a four-year planning process for spending from the Fund in excess of the baseline amounts. As part of each four-year cycle, the Department of Aging and Adult Services (DAAS), in consultation with other City agencies, would prepare a Community Needs Assessment, a Services and Allocation Plan, and an Equity Analysis. The proposal would require evaluation on a regular basis of services and programs supported by the Fund.

The proposal would create an Oversight and Advisory Committee and establish its powers and duties. The Committee would consist of 11 members. The Mayor would appoint 3 at-large members, subject to rejection by the Board of Supervisors. The remaining members would be drawn from the City's Aging and Adult Services Commission, the Advisory Council to DAAS, and the Long Term Care Council. The Oversight and Advisory Committee would establish a Service Provider Working Group to work with the Committee.

The Fund, including the mandatory annual contribution, would expire at the end of fiscal year 2036-2037.

The proposal would also re-name the "Commission on Aging" as the "Aging and Adult Services Commission." The Commission would oversee DAAS.

[Charter Amendment - Dignity Fund]

1  
2 Describing and setting forth a proposal to the voters, at an election to be held on  
3 November 8, 2016, to amend the Charter of the City and County of San Francisco to:  
4 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an  
5 annual contribution by the City to the Fund ~~starting at \$41~~including an annual baseline  
6 amount of \$38 million, increasing by \$6 million for fiscal year 2017-2018, and increasing by  
7 \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in  
8 fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in  
9 aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037;  
10 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and  
11 Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the  
12 “Commission on Aging” to the “Aging and Adult Services Commission” and update its  
13 responsibilities.  
14

15 Section 1. The Board of Supervisors hereby submits to the qualified voters of the City  
16 and County, at an election to be held on November 8, 2016, a proposal to amend the Charter of  
17 the City and County by adding Sections 16.128-1 through 16.128-12, and amending  
18 Section 4.120, to read as follows:  
19

20 NOTE: **Unchanged Charter text and uncodified text** are in plain font.  
21 **Additions** are *single-underline italics Times New Roman font*.  
22 **Deletions** are *strike-through italics Times New Roman font*.  
23 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Charter  
24 subsections.

**SEC. 16.128-1. DIGNITY FUND; PREAMBLE.**

24 (a) There is hereby established a fund, which shall be called the Dignity Fund (“Fund”),  
25 to be administered by the Department of Aging and Adult Services (“DAAS”), or any successor

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1 agency. Monies in the Fund shall be used or expended by DAAS, subject to the budgetary and  
2 fiscal provisions of the Charter, solely to help Seniors and Adults with Disabilities secure and  
3 utilize the services and support necessary to age with dignity in their own homes and  
4 communities. For purposes of Section 16.128-1 through 16.128.12, "Senior" shall mean a  
5 person 60 years old or older, and "Adult with a Disability" shall mean a person 18 years old or  
6 older with a disability as defined under the Americans With Disabilities Act.

7 (b) The Dignity Fund is needed to ensure the health and well-being of Seniors and Adults  
8 with Disabilities for the following reasons:

9 (1) DAAS and the San Francisco Long Term Care Coordinating Council have  
10 advanced a vision and set of long-term goals that highlight best practices, strengthen access to  
11 services, coordinate across agencies and City departments, and develop a unified strategy.

12 (2) Important safety net services to Seniors and Adults with Disabilities such as  
13 adult day programs and/or other state-funded services directed to low-income populations have  
14 suffered significant losses in funding due in part to the reorganization of California's health and  
15 long-term care services.

16 (3) San Francisco non-profit community based organizations are the City's most  
17 valuable public assets in terms of supporting Seniors and Adults with Disabilities to age with  
18 dignity in their own homes and communities.

19 (4) Seniors and Adults with Disabilities are valuable contributors to the City's  
20 vitality and must stay connected to friends and family who can help them age in place with  
21 dignity.

22 (5) Because a majority of the City's Seniors and Adults with Disabilities live on  
23 fixed incomes, the growing economic divisions in the City are putting them increasingly at risk of  
24 poor health outcomes and institutionalization.



1                   (6) San Francisco has the highest percentage of Seniors and Adults with  
2 Disabilities of any urban area in California and the number of Seniors continues to steadily  
3 increase, especially for those over the age of 85. Over 40% live alone with inadequate support  
4 networks, in part because their families have been forced to seek more affordable housing or  
5 employment elsewhere, or because they have no children or they lack supportive families.

6                   (7) The constant increase in economic pressure and lack of support for Seniors  
7 and Adults with Disabilities has impacted the cultural and ethnic diversity of the City.

8                   (8) As of 2015, over 19,200 people 55 years of age and older were living in San  
9 Francisco with Alzheimer's disease or dementia. This number is projected to increase to 26,868  
10 by 2030 – a 40% increase in 15 years.

11                   (9) Over 70% of veterans in the City are over the age of 55 and 28% of those  
12 have disabilities. As of 2015, 40% of all veterans rely on Veterans Administration health care  
13 with the remainder reliant on outside agencies to provide care, representing a massive  
14 undertaking by community based organizations.

15                   (10) As of 2015, approximately 60% of people with HIV in San Francisco were  
16 over 50 years old. In 2020, it is estimated, 70% of people with HIV in San Francisco will be  
17 over 50 years old.

18                   (11) In 2013, the Insight Center determined that a single person 65 years of age  
19 or older needed a monthly income of \$2,526 to rent housing and meet his or her basic needs in  
20 San Francisco. At that time, the fair market rent for a one-bedroom apartment was \$1,500 a  
21 month and 62% of all Seniors could not afford that rent. As of 2016, the fair market monthly  
22 rent for the same apartment is \$1,635. Many apartments have higher rents. The median rent for  
23 a one bedroom apartment in San Francisco is now approximately \$3,600 per month.

24  
25 / / /

1     **SEC. 16.128-2. GOALS OF THE DIGNITY FUND.**

2             The goals of expenditures from the Fund and the planning process created in  
3 Charter Sections 16.128-1 through 16.128-12, shall be:

4             (a) To ensure that San Francisco's Seniors and Adults with Disabilities are provided the  
5 opportunity to age with dignity and with affordable, quality services and support.

6             (b) To ensure San Francisco is an aging- and disability-friendly city, helping individuals  
7 age with dignity in communities as an important part of the City population and civic culture.

8             (c) To focus on the prevention of problems and on supporting and enhancing the  
9 strengths of older adults, people with disabilities, and their hands-on care providers.

10            (d) To complement the City's housing and community development efforts by providing  
11 needed long-term services and support in housing to keep individuals in their homes and  
12 communities.

13            (e) To strengthen a community-based network of services and support in all  
14 neighborhoods.

15            (f) To ensure that Seniors and Adults with Disabilities receive maximum benefit from the  
16 Fund and that equity is a guiding principle of the funding process.

17            (g) To distribute funds based on best practices, the highest need, and successful and  
18 innovative models in order to ensure maximum impact.

19            (h) To the maximum extent feasible, to distribute funds equitably among services for all  
20 eligible groups, regardless of race, ethnicity, sexual orientation, or gender identity or other  
21 identifying characteristics.

22            (i) To ensure Seniors and Adults with Disabilities are provided with gender responsive  
23 and culturally competent services.

24

25

1            (j) To strengthen collaboration around shared and agreed upon outcomes among service  
2 providers for Seniors and Adults with Disabilities and their hands-on care providers, including  
3 collaboration among public agencies and non-profit organizations.

4            (k) To fill gaps in services.

5            (l) To leverage other resources whenever feasible.

6            (m) To support programs that prioritize:

7                    (1) Stabilizing people, through food, homecare, transportation, and case  
8 management services;

9                    (2) Stabilizing housing to permit people to age in place successfully, through  
10 eviction protection, housing preservation, and accessibility improvements to existing housing;

11                    (3) Preventive health care and healthy aging;

12                    (4) Supporting transitions to the best home and community care and support,  
13 through ombudsman services, transitional care programs, and navigation assistance; and

14                    (5) Caregiver support.

15  
16            **SEC. 16.128-3. ANNUAL CONTRIBUTIONS TO THE FUND.**

17            (a) Annual Baseline Contributions to the Fund. Each year during the term of Charter  
18 Section 16.128-1 et seq., the City shall make an annual baseline contribution to the Fund, in the  
19 amount of \$38 million, representing the amount the City spent in fiscal year 2016-2017 to  
20 provide eligible services as specified identified in this Section 16.128-3, from any legally  
21 available sources, to Seniors and Adults with Disabilities.

22            (b) Additional Contributions for FY 2017-2018 through FY 2026-2027. The City's  
23 contribution to the Fund for For fiscal year 2017-2018 shall be \$41, the City shall increase its  
24 contribution to the Fund over the baseline amount in subsection (a) by \$6 million. Each year  
25 for For each fiscal years year from 2018-2019 through 2026-2027, the City shall increase its

1 additional contribution to the Fund under this subsection (b) by \$3 million over the prior year,  
2 until the required contribution reaches \$68 million for fiscal year 2026-2027.

3 (c) Projected Budget Deficits. Notwithstanding the provisions of subsection (b), the City  
4 may freeze the City's annual contribution to the Fund for any fiscal year 2017-2018 through  
5 2026-2027 at the then-current amount when the City's projected budget deficit for the upcoming  
6 fiscal year at the time of the Joint Report or Update to the Five Year Financial Plan as prepared  
7 jointly by the Controller, the Mayor's Budget Director, and the Board of Supervisors' Budget  
8 Analyst exceeds \$200 million, adjusted annually beginning with fiscal year 2017-2018 by the  
9 percentage increase or decrease in aggregate City discretionary revenues, as determined by the  
10 Controller, based on calculations consistent from year to year. In determining aggregate City  
11 discretionary revenues, the Controller shall only include revenues received by the City that are  
12 unrestricted and may be used at the option of the Mayor and the Board of Supervisors for any  
13 lawful City purpose.

14 ~~(d)~~ (d) Additional Contributions for FY 2027-2028 through FY 2036-2037. For fiscal  
15 years 2027-28 through 2036-2037, the City's annual contribution to the Fund shall equal its  
16 total contribution, including the baseline amount under subsection (a), for the prior year,  
17 beginning with Fiscal Year 2026-2027, adjusted by the percentage increase or decrease in  
18 aggregate City discretionary revenues, as determined by the Controller, based on calculations  
19 consistent from year to year. For purposes of this subsection (d), the "additional contribution"  
20 for these years shall mean the amount in excess of the baseline amount.

21 (e) The City may in any year contribute more to the Fund than the amounts required  
22 under subsections (a) through (d), but those increases shall not alter or affect the amounts of the  
23 City's required contributions for subsequent years.

24 (f) The Controller shall maintain the Fund separate and apart from all other City funds.  
25 Any amount in the Fund unspent or uncommitted at the end of the fiscal year shall be carried

1 forward to the next fiscal year and, subject to the budgetary and fiscal limitations of this  
2 Charter, shall be appropriated then or thereafter for the services and purposes specified in  
3 Section 16.128-4.

4  
5 **SEC. 16.128-4. ELIGIBLE SERVICES.**

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

8 (a) Home and Community Based Long Term Care and Support: Home care, adult day  
9 health care, adult social day care, IHSS emergency homecare, short term interim housing  
10 options, housing stabilization and support services, respite care, transitional housing for those  
11 leaving institutional care, related transportation (not already mandated or funded), accessible  
12 transportation programs, and other similar services funded through the City's Aging and Adult  
13 Services Community Living Fund, or any successor legislation.

14 (b) Food and Nutrition Programs: Nutrition programs, including group meals,  
15 home-delivered meals, home-delivered groceries, food stamps outreach, and related education  
16 and outreach programs such as chronic disease self-management programs.

17 (c) Consumer and Caregiver Education, Empowerment, and Support: Programs  
18 including computers and digital learning, peer support programs, employment and training  
19 programs not otherwise mandated, senior companions, information and assistance programs,  
20 health insurance counseling and advocacy counseling, service connection programs, including  
21 resource centers supporting those with Alzheimer's disease and dementia, and family caregiver  
22 support programs.

23 (d) Senior/Disabled Community and Service Centers: Programs including senior  
24 centers, neighborhood-based village projects and similar programs, case management and care  
25

1 coordination, housing-based service connection programs, and other community-building  
2 activities that lead to more aging- and disability-friendly neighborhoods.

3 (e) Empowerment, Self-Advocacy and Legal Services Programs: Programs including  
4 benefits counseling and advocacy, eviction prevention, housing advocacy, long term care  
5 consumer rights, ombudsman programs, naturalization services, legal services and support, and  
6 IHSS/Supplemental Security Income (“SSI”)/Medi-Cal advocacy, including strengthening share  
7 of cost options.

8 (f) Health and Wellness Promotion: Programs including abuse and fraud prevention,  
9 grief counseling and suicide prevention, telephone reassurance, medication management, money  
10 management, and behavioral health not otherwise funded or mandated, health promotion and  
11 screening, and other activities that promote well-being and decrease social isolation.

12 (g) Targeted Services: Outreach, planning and targeted services and support to LGBT  
13 seniors, veterans, ethnic communities, people with disabilities and chronic conditions, their  
14 caregivers and other high-need groups as strong and integrated components of the service  
15 categories above.

16 (h) Funding for the Department of Aging and Adult Services to staff the Oversight and  
17 Advisory Committee created in Section 16.128-11 (“Oversight and Advisory Committee”), and  
18 to support planning and evaluation processes, and facilitate funding allocation;

19 (i) Administration of the Fund and evaluation of Fund goals and services;

20 (j) Technical assistance and capacity-building for service providers and community-  
21 based partners; and,

22 (k) Services that supplement, expand, or enhance existing programs for Seniors or  
23 Adults with Disabilities.

24  
25 **SEC. 16.128-5. EXCLUDED SERVICES.**

1 Notwithstanding Section 16.128-4, services paid for by the Fund shall not include:

2 (a) Services provided by the Police Department or other law enforcement agencies,  
3 courts, the District Attorney, Public Defender, City Attorney, the Fire Department, and detention  
4 or probation services mandated by state or federal law;

5 (b) Any service that benefits Seniors or Adults with Disabilities incidentally or only as  
6 members of a larger population of adults;

7 (c) Any service realigned by the State or for which a fixed or minimum level of  
8 expenditure is mandated and funded by state or federal law, to the extent of the level of funding  
9 provided;

10 (d) Acquisition of any capital item unless for the primary and direct use by Seniors and  
11 Adults with Disabilities and that is necessary for the expansion of services and support;

12 (e) Acquisition, other than by lease for a term of ten years or less, of any real property  
13 or land, or capital expenditures, or predevelopment or construction costs for housing;

14 (f) Maintenance, utilities, or any similar operating costs of any facility not used  
15 primarily and directly by Seniors and Adults with Disabilities or of any recreation or park  
16 facility, library, hospital, or housing;

17 (g) Medical health services, other than prevention, education, and behavioral and  
18 mental health support services; or

19 (h) Services provided by hospitals and long-term care institutions.

20  
21 **SEC. 16.128-6. PLANNING CYCLE.**

22 (a) The City shall appropriate monies from the additional contributions to the Fund  
23 under Section 16.128-3(b) and (d) according to a four-year planning process. This process is  
24 intended to: (1) increase transparency, accountability, and public engagement; (2) provide time  
25

1 and opportunities for community participation and planning; (3) ensure program stability; and  
2 (4) maximize the effectiveness of the services funded.

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

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

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

24 The outreach for the CNA shall create opportunities for a robust cross-section of  
25 stakeholders, including Seniors, Adults with Disabilities, their caregivers, nonprofit agencies,



1 and other members of the public, to provide input. By September 1, DAAS shall provide its plan  
2 for conducting the CNA to the Oversight and Advisory Committee, the Service Provider Working  
3 Group created in Section 16.128-11(e), the Aging and Adult Services Commission and the Board  
4 of Supervisors. The plan shall be a public document.

5 By March 1, DAAS shall complete a draft CNA and provide this draft to the Oversight  
6 and Advisory Committee and the Service Provider Working Group for review. DAAS shall also  
7 provide the draft CNA to interested City departments and commissions, including but not limited  
8 to the Aging and Adult Services Commission, the Mayor's Office on Disability, the Long Term  
9 Care Coordinating Council, the Human Services Commission, the Health Commission, the  
10 Recreation and Park Commission, the Adult Probation Department, the Veterans Affairs  
11 Commission, the Commission on the Status of Women, the Police Commission, the Library  
12 Commission, and the Arts Commission. The CNA shall include an Executive Summary and clear  
13 description of the categories of services provided and unmet needs to be addressed.

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

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

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

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

8                   (1) DAAS shall disseminate a draft SAP to interested City departments and  
9 commissions, including but not limited to the Aging and Adult Services Commission, the  
10 Mayor’s Office on Disability, the Long Term Care Coordinating Council, the Human Services  
11 Commission, the Health Commission, the Recreation and Park Commission, the Adult Probation  
12 Department, the Commission on the Status of Women, the Police Commission, the Library  
13 Commission, and the Arts Commission. In preparing the draft SAP, DAAS shall confer with the  
14 Department of Children, Youth and Their Families to coordinate funding for services for  
15 Transitional-Aged Youth, as defined in Charter Section 16.108(e), with Disabilities from both the  
16 Dignity Fund and the Children and Youth Fund.

17                   The SAP must:

18                           (A) Demonstrate consistency with the CNA and with Citywide vision and  
19 goals for the Fund;

20                           (B) Include all services for Seniors and Adults with Disabilities to secure  
21 and utilize the services and support necessary to age with dignity in their own homes and  
22 communities.

23                           (C) Be outcome-oriented and include goals and measurable and  
24 verifiable objectives and outcomes;

1 (D) Include capacity-building and evaluation of services as separate  
2 funding areas;

3 (E) State how services will be coordinated and have specific amounts  
4 allocated towards specific goals, service models, populations, and neighborhoods;

5 (F) Include funding for neighborhood-initiated projects totaling at least  
6 3% of the total proposed expenditures from the Fund for the four-year planning cycle established  
7 in this Section 16.128-6;

8 (G) Include funding for pilot programs to develop and test new and  
9 innovative programs, in an amount not to exceed 3% of the total proposed expenditures from the  
10 Fund for the cycle;

11 (H) Include funding for an undesignated contingency reserve, in an  
12 amount not to exceed 2% of the total proposed expenditures from the Fund for the cycle;

13 (I) Include, as a separate line item, an allocation of funds required for the  
14 preparation, monitoring, and evaluation of the CNA and SAP required under this  
15 Section 16.128-6 and the Evaluation and Data Report required under Section 16.128-7;

16 (J) Include evaluation data from the previous funding cycle; and

17 (K) Incorporate strategies to coordinate and align services for Seniors  
18 and Adults with Disabilities funded by all governmental or private entities and administered by  
19 the City, whether or not those services are eligible to receive monies from the Fund.

20 (2) The SAP shall reference the gap analysis and equity analysis of services and  
21 resources for Seniors, Adults with Disabilities, and their caregivers included in the CNA. Using  
22 the equity metrics developed for preparation of the CNA, the SAP shall compare proposed new,  
23 augmented, and coordinated services and resources for low-income and moderate-income  
24 neighborhoods and disadvantaged communities with services and resources available to the City  
25 as a whole.

1                   (3) Subject to the budgetary and fiscal provisions of the Charter, DAAS may  
2 contract with consultants and outside experts for such services as the Department may require to  
3 prepare the SAP, including the equity analysis of services and resources for Seniors, Adults with  
4 Disabilities, and their caregivers.

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

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

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

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

24  
25                   **SEC. 16.128-7. EVALUATION.**

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

8  
9 **SEC. 16.128-8. SELECTION OF CONTRACTORS.**

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

14  
15 **SEC. 16.128-9. IMPLEMENTATION.**

16 (a) The Board of Supervisors may by ordinance implement Sections 16.128-1 through  
17 16.128-12.

18 (b) In implementing Sections 16.128-1 through 16.128-12, primary goals shall include  
19 facilitating public participation and maximizing availability of information to the public.

20  
21 **SEC. 16.128-10. EFFECT OF PROCEDURAL ERRORS.**

22 No appropriation, contract, or other action shall be held invalid or set aside by reason of  
23 any error, including without limitation any irregularity, informality, neglect, or omission, in  
24 carrying out procedures specified in Sections 16.128-1 through 16.128-12, unless a court finds

1 that the party challenging the action suffered substantial injury from the error and that a  
2 different result would have been probable had the error not occurred.

3  
4 **SEC. 16.128-11. ADVISORY COMMITTEE.**

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

9 (b) Responsibilities.

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

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

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

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

1           (c) Composition. The Oversight and Advisory Committee shall have 11 members. The  
2 Aging and Adult Services Commission shall appoint two of its members to the Oversight and  
3 Advisory Committee. The Advisory Council to the Department of Aging and Adult Services shall  
4 appoint three of its members to the Oversight and Advisory Committee. And the Long Term  
5 Care Council shall appoint three of its members to the Oversight and Advisory Committee. The  
6 Mayor shall appoint the remaining three at-large members of the Oversight and Advisory  
7 Council, subject to confirmationrejection by the Board of Supervisors. If the Board fails to act  
8 on the Mayor's appointments within 6030 days following transmittal of their submittal to the  
9 Board, the appointments shall be deemed confirmed.the Notice of Appointment.

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

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

18           (e) Service Provider Working Group. The Oversight and Advisory Committee shall  
19 create a Service Provider Working Group ("Working Group") to advise the Oversight and  
20 Advisory Committee on funding priorities, policy development, the planning cycle, evaluation  
21 design and plans, and any other issues of concern to the Working Group related to the Fund or  
22 the responsibilities of DAAS or other departments receiving monies from the Fund. The Working  
23 Group shall engage a broad cross-section of service providers in providing information,  
24 education, and consultation to the Oversight and Advisory Committee. All members of the  
25 Working Group shall be actively providing services to Seniors, Adults with Disabilities, and their

1 caregivers. DAAS staff shall provide administrative and clerical support to the Working Group.  
2 The Working Group shall meet at least four times a year. The Oversight and Advisory  
3 Committee shall appoint two initial co-chairs of the Working Group, who shall be responsible  
4 for developing the structure of the Working Group and facilitating the meetings. After the terms  
5 of the initial co-chairs expire, the Working Group shall select its own chairs. Working Group  
6 meetings shall be open to the public and encourage widespread participation.

7  
8 **SEC. 16.128-12. SUNSET.**

9 The provisions of Sections 16.128-1 through 16.128-12 shall expire at the end of Fiscal  
10 Year 2036-37.

11  
12 **SEC. 4.120. AGING AND ADULT SERVICES COMMISSION-ON AGING.**

13 The Aging and Adult Services Commission ~~on the Aging~~ shall consist of seven members  
14 appointed by the Mayor, pursuant to Section 3.100, for four-year terms. Members may be  
15 removed by the Mayor. The Commission shall oversee the Department of Aging and Adult  
16 Services, including the functions of the Public Guardian/Administrator, as well as carry out any  
17 additional duties and functions assigned to the Commission by ordinance or pursuant to  
18 Section 4.132. The duties and functions of the Commission shall be assigned pursuant to Section  
19 4.132.

20  
21 Section 2. The provisions of this Charter amendment shall become operative on  
22 January 1, 2017, unless otherwise provided in the legislation.

23  
24 APPROVED AS TO FORM:  
25 DENNIS J. HERRERA, City Attorney



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By: \_\_\_\_\_  
THOMAS J. OWEN  
Deputy City Attorney

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**CITY AND COUNTY OF SAN FRANCISCO**  
**OFFICE OF THE CONTROLLER**

**Ben Rosenfield**  
**Controller**

**Todd Rydstrom**  
**Deputy Controller**

June 20, 2016

Ms. Angela Calvillo  
Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlett Place Room 244  
San Francisco, CA 94102-4689

RE: File 160585 -- Charter amendment establishing a fund for seniors and adults with disabilities

Dear Ms. Calvillo,

Should the proposed charter amendment be approved by the voters, in my opinion, it would have a significant impact on the cost of government.

The proposed charter amendment would establish a new fund (the Dignity Fund) to support seniors and adults with disabilities by creating a new property tax set-aside of two cents per hundred dollars of assessed value in the City, equal to approximately \$43.3 million annually as of the current budget. Property tax revenue is currently available for any public purpose and if these revenues are shifted to programs for seniors and the disabled, other City spending would have to be reduced or new revenues identified.

In addition to the property tax set-aside, the amendment would set a "baseline" budget requirement—specifying that the City maintain the same levels of funding for senior and disabled services as were budgeted in FY16-17, currently approximately \$36.7 million annually. Like other baselines in the charter, the Dignity Fund required amount would increase or decrease each year at the same rate as the City's discretionary revenue.

The proposed amendment would establish the set-aside and the baseline requirement beginning July 1, 2017 and continuing for a period of 20 years through fiscal year 2036-37.

The proposed increase in this property tax set-aside would decrease the City's overall discretionary revenue and would therefore affect other City programs with voter-adopted baseline budget requirements. Baseline budget requirements are in effect for a variety of purposes, including public transportation, children and youth, library, and public school services. The proposed measure would decrease baseline required funding levels for these services by an aggregate \$9.6 million based on current fiscal year required funding levels.

The amendment would change the appointment method for the Commission that currently advises the City on services for seniors and adults with disabilities from having all seven members appointed by the Mayor to having three members appointed by the Board of Supervisors. The proposed amendment would also create a new eleven member Oversight and Advisory Committee to make recommendations regarding the planning, programming, evaluation, reporting and other aspects of administering the Dignity Fund.

The proposed amendment specifies a four year planning cycle that requires community consultation, equity analysis and working with service providers on how to allocate Dignity Fund dollars, among other requirements.

This proposed amendment is not in compliance with a non-binding, voter-adopted city policy regarding set-asides. The policy seeks to limit set-asides which reduce General Fund dollars that could otherwise be allocated by the Mayor and the Board of Supervisors in the annual budget process.

The Controller's Office will work with the Mayor, Board of Supervisors and City departments to clarify the financial effects of the proposed Charter amendment as it and other related measures are considered for the ballot.

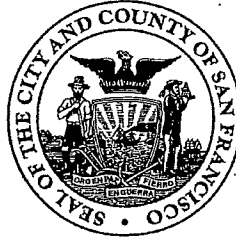
Sincerely,



Ben Rosenfield  
Controller

Note: This analysis reflects our understanding of the proposal as of the date shown. At times further information is provided to us which may result in revisions being made to this analysis before the final Controller's statement appears in the Voter Information Pamphlet.


BOARD of SUPERVISORS



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

## MEMORANDUM

TO: Nicole Elliott, Mayor's Office  
Jon Givner, Office of the City Attorney  
John Arntz, Director, Department of Elections  
Shireen McSpadden, Department of Aging and Adult Services  
Trent Rhorer, Human Services Agency

FROM:  Derek Evans, Clerk, Rules Committee  
Board of Supervisors

DATE: June 24, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED  
November 8, 2016, Election

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The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Cohen on May 24, 2016, and amended at the June 23, 2016, Rules Committee meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

**File No. 160585 Charter Amendment - Dignity Fund**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

Please review and submit any reports or comments to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7702 or email: [derek.evans@sfbgov.org](mailto:derek.evans@sfbgov.org). To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Bridget Badasow, Department of Aging and Adult Services  
Krista Ballard, Human Services Agency  
Louise Rainey, Human Services Agency

BOARD of SUPERVISORS



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

June 24, 2016

File No. 160585

Sarah Jones  
Environmental Review Officer  
Planning Department  
1650 Mission Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

Dear Ms. Jones:

On May 24, 2016, Supervisor Cohen introduced legislation for the following proposed Charter Amendment, which was amended at the June 23, 2016, Rules Committee, for the November 8, 2016, Election:

**File No. 160585 Charter Amendment - Dignity Fund**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

A handwritten signature in black ink, appearing to be "AC", written over a horizontal line.

By: Derek Evans, Assistant Clerk  
Rules Committee

Attachment

c: John Rahaim, Director, Planning Department  
AnMarie Rodgers, Planning Department  
Aaron Starr, Planning Department  
Joy Navarrete, Environmental Planner  
Jeanie Poling, Environmental Planner

Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Joy  
Navarrete

Digitally signed by Joy Navarrete  
DN: cn=Joy Navarrete, o=Planning,  
ou=Environmental Planning,  
email=joy.navarrete@sfgov.org, c=US  
Date: 2016.06.30 08:09:56 -07'00'





CITY AND COUNTY OF SAN FRANCISCO  
OFFICE OF THE CONTROLLER

Ben Rosenfield  
Controller

Todd Rydstrom  
Deputy Controller

July 5, 2016

Ms. Angela Calvillo  
Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlett Place Room 244  
San Francisco, CA 94102-4689

RE: File 160585 Charter amend (3rd Draft) establishing a fund for seniors & adults with disabilities

Dear Ms. Calvillo,

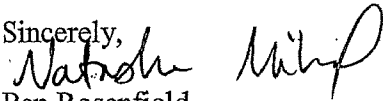
Should the proposed charter amendment be approved by the voters, in my opinion, it would have a significant impact on the cost of government. The amendment would create an annual baseline for services for seniors and adults with disabilities at a required level of \$38 million beginning in fiscal year (FY) 2016-17 and increasing over time. In fiscal year 2015-16, the City's general fund budget for these services was approximately \$32 million.

The proposed charter amendment would establish a new fund (the Dignity Fund) to support seniors and adults with disabilities. The Dignity Fund would be used exclusively for services to seniors and adults with disabilities, such as home and community-based long term care, food programs, caregiver programs, community centers, advocacy programs and wellness programs.

Under the proposed amendment, the City would be required to create a \$38 million baseline for the Dignity Fund in FY 2016-17. In FY 2017-18, the City would increase the Dignity Fund by \$6 million, and beginning in FY 2018-19 increase that amount by \$3 million per year for nine years, reaching an annual budget amount of \$71 million in fiscal year 2026-27. For the subsequent ten year period to fiscal year 2036-37, the budget would be adjusted by the aggregate change in the City's overall discretionary revenues. The City would be able to temporarily suspend the required budget increases in any year beginning in FY 2017-18 in which a general fund deficit of \$200 million or more was forecast.

The amendment would modify the powers and duties of the Commission that advises the City on services for seniors and adults with disabilities and would create a new eleven member Oversight and Advisory Committee to make recommendations regarding the planning, evaluation, reporting and other aspects of administering the Dignity Fund. The proposed amendment specifies a four year planning cycle that requires community consultation, equity analysis and working with service providers on how to allocate Dignity Fund dollars, among other requirements.

The proposed amendment is not in compliance with a non-binding, voter-adopted city policy regarding set-asides. The policy seeks to limit set-asides which reduce General Fund dollars that could otherwise be allocated by the Mayor and the Board of Supervisors in the annual budget process.

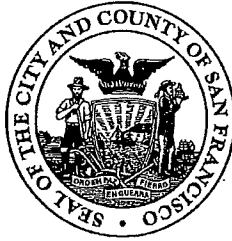
Sincerely,  
  
Ben Rosenfield  
Controller

Note: This analysis reflects our understanding of the proposal as of the date shown. At times further information is provided to us which may result in revisions being made to this analysis before the final Controller's statement appears in the Voter Information Pamphlet.






BOARD of SUPERVISORS



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

## MEMORANDUM

TO: Ben Rosenfield, City Controller

FROM:  Derek Evans, Clerk, Rules Committee  
Board of Supervisors

DATE: June 24, 2016

SUBJECT: LEGISLATION INTRODUCED - CHARTER AMENDMENT

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The Board of Supervisors Rules Committee has received the following legislation, introduced by Supervisor Cohen on May 24, 2016, and amended at the June 23, 2016, Rules Committee. This matter is being referred to you in accordance with Rules of Order 2.22.3.

**File No. 160585 Charter Amendment - Dignity Fund**

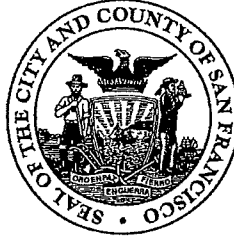
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

Please review and submit your written statement pursuant to the Charter to be included with the legislative file.

If you have any questions or concerns please call me at (415) 554-7702 or email [derek.evans@sfgov.org](mailto:derek.evans@sfgov.org). To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Todd Rydstrom, Office of the City Controller  
Maura Lane, Office of the City Controller  
Natasha Mihal, Office of the City Controller

BOARD of SUPERVISORS



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

June 24, 2016

File No. 160585

Sarah Jones  
Environmental Review Officer  
Planning Department  
1650 Mission Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

Dear Ms. Jones:

On May 24, 2016, Supervisor Cohen introduced legislation for the following proposed Charter Amendment, which was amended at the June 23, 2016, Rules Committee, for the November 8, 2016, Election:

**File No. 160585 Charter Amendment - Dignity Fund**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

A handwritten signature in black ink, appearing to read "Derek Evans".

By: Derek Evans, Assistant Clerk  
Rules Committee

Attachment

c: John Rahaim, Director, Planning Department  
AnMarie Rodgers, Planning Department  
Aaron Starr, Planning Department  
Joy Navarrete, Environmental Planner  
Jeanie Poling, Environmental Planner

## Evans, Derek

---

**From:** Evans, Derek  
**Sent:** Friday, June 24, 2016 4:17 PM  
**To:** Jones, Sarah (CPC)  
**Cc:** Rahaim, John (CPC); Rodgers, AnMarie (CPC); Starr, Aaron (CPC); Navarrete, Joy (CPC); Poling, Jeanie (CPC)  
**Subject:** BOS Referral: File No. 160585 - Charter Amendment - Dignity Fund (2nd Draft) (Environmental Review)  
**Attachments:** 160585-2 - Referral - CEQA.pdf

Hello,

On May 24, 2016, Supervisor Cohen introduced legislation for the following proposed Charter Amendment, which was amended at the June 23, 2016, Rules Committee meeting, for the November 8, 2016, Election:

**File No. 160585            Charter Amendment - Dignity Fund**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

This legislation is being transmitted to you for environmental review.

**Derek K. Evans**

Assistant Clerk, Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-7702 | Fax: (415) 554-5163  
[Derek.Evans@sfgov.org](mailto:Derek.Evans@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)



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

**Evans, Derek**

---

**From:** Evans, Derek  
**Sent:** Friday, June 24, 2016 4:17 PM  
**To:** Arntz, John (REG); Givner, Jon (CAT); Elliott, Nicole (MYR); McSpadden, Shireen (HSA) (DSS); Rhorer, Trent (HSA) (DSS)  
**Cc:** Badasow, Bridget (HSA) (DSS); Ballard, Krista [HSA]; Rainey, Louise (HSA) (DSS)  
**Subject:** BOS Referral: File No. 160585 - Charter Amendment - Dignity Fund (2nd Draft)  
**Attachments:** 160585-2 - Referral - Mandated.pdf

Hello,

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Cohen on May 24, 2016, and amended at the June 23, 2016, Rules Committee meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

**File No. 160585 Charter Amendment - Dignity Fund**


Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) require an annual contribution by the City to the Fund starting at \$41 million for fiscal year 2017-2018, and increasing by \$3 million a year for the next 9 years until the annual contribution reaches \$68 million in fiscal year 2026-2027, and continuing at that amount, adjusted annually for changes in aggregate discretionary City revenues, for the next 10 years until fiscal year 2036-2037; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission and update its responsibilities, at an election to be held on November 8, 2016.

Please review and submit any reports or comments to be included with the legislative file.

If you have any questions or concerns please call me at (415) 554-7702 or email [derek.evans@sfgov.org](mailto:derek.evans@sfgov.org). To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Regards,

**Derek K. Evans**  
Assistant Clerk, Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-7702 | Fax: (415) 554-5163  
[Derek.Evans@sfgov.org](mailto:Derek.Evans@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

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**Evans, Derek**

---

**From:** Evans, Derek  
**Sent:** Friday, June 24, 2016 4:17 PM  
**To:** Rosenfield, Ben (CON)  
**Cc:** Rydstrom, Todd (CON); Lane, Maura (CON); Mihal, Natasha (CON)  
**Subject:** BOS Referral: File No. 160585 - Charter Amendment - Dignity Fund (2nd Draft)  
**Attachments:** 160585-2 - Referral - CTRL.pdf

Hello,

The Board of Supervisors Rules Committee has received the following legislation, introduced by Supervisor Cohen on May 24, 2016, and amended at the June 23, 2016, Rules Committee meeting. This matter is being referred to you in accordance with Rules of Order 2.22.3.


**File No. 160585 Charter Amendment - Dignity Fund**

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Please review and submit your written statement pursuant to the Charter to be included with the legislative file.

Regards,

**Derek K. Evans**  
Assistant Clerk, Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-7702 | Fax: (415) 554-5163  
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BOARD of SUPERVISORS



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

June 3, 2016

File No. 160585

Sarah Jones  
Environmental Review Officer  
Planning Department  
1650 Mission Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

Dear Ms. Jones:

On May 24, 2016, Supervisor Cohen introduced legislation for the following proposed Charter Amendment for the November 8, 2016, Election:

**File No. 160585 Charter Amendment - Dignity Fund**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) create an annual set-aside from the property tax for the Dignity Fund in an amount equivalent to an annual tax of two cents for each \$100 of assessed valuation, and a baseline appropriation based on City spending for these purposes in FY2016-2017; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission, update its responsibilities, and divide the appointing power between the Mayor and the Board of Supervisors, at an election to be held on November 8, 2016.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

A handwritten signature in black ink, appearing to be "Angela Calvillo".

By: Derek Evans, Assistant Clerk  
Rules Committee

Attachment

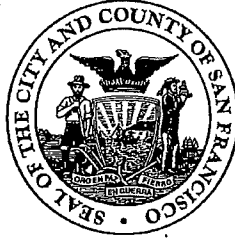
c: John Rahaim, Director, Planning Department  
AnMarie Rodgers, Planning Department  
Aaron Starr, Planning Department  
Joy Navarrete, Environmental Planner  
Jeanie Poling, Environmental Planner

Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c) (2) because it does not result in a physical change in the environment.

Joy  
Navarrete

Digitally signed by Joy Navarrete  
DN: cn=Joy Navarrete, o=Planning,  
ou=Environmental Planning,  
email=joy.navarrete@sfgov.org,  
c=US  
Date: 2016.06.22 14:23:19 -07'00'

BOARD of SUPERVISORS



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

June 3, 2016

File No. 160585

Sarah Jones  
Environmental Review Officer  
Planning Department  
1650 Mission Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

Dear Ms. Jones:

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**File No. 160585 Charter Amendment - Dignity Fund**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) create an annual set-aside from the property tax for the Dignity Fund in an amount equivalent to an annual tax of two cents for each \$100 of assessed valuation, and a baseline appropriation based on City spending for these purposes in FY2016-2017; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission, update its responsibilities, and divide the appointing power between the Mayor and the Board of Supervisors, at an election to be held on November 8, 2016.

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Angela Calvillo, Clerk of the Board

A handwritten signature in black ink, appearing to read "Derek Evans".

By: Derek Evans, Assistant Clerk  
Rules Committee

Attachment

c: John Rahaim, Director, Planning Department  
AnMarie Rodgers, Planning Department  
Aaron Starr, Planning Department  
Joy Navarrete, Environmental Planner  
Jeanie Poling, Environmental Planner


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San Francisco 94102-4689  
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TDD/TTY No. 554-5227

## MEMORANDUM

TO: Nicole Elliott, Mayor's Office  
Jon Givner, Office of the City Attorney  
John Arntz, Director, Department of Elections  
Shireen McSpadden, Department of Aging and Adult Services  
Trent Rhorer, Human Services Agency

FROM:  Derek Evans, Clerk, Rules Committee  
Board of Supervisors

DATE: June 3, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED  
November 8, 2016, Election

---

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Cohen on May 24, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

**File No. 160585 Charter Amendment - Dignity Fund**

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Please review and submit any reports or comments to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7702 or email: [derek.evans@sfbgov.org](mailto:derek.evans@sfbgov.org). To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Bridget Badasow, Department of Aging and Adult Services  
Krista Ballard, Human Services Agency  
Louise Rainey, Human Services Agency




BOARD of SUPERVISORS



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

## MEMORANDUM

TO: Ben Rosenfield, City Controller

FROM:  Derek Evans, Clerk, Rules Committee  
Board of Supervisors

DATE: June 3, 2016

SUBJECT: LEGISLATION INTRODUCED - CHARTER AMENDMENT

---

The Board of Supervisors Rules Committee has received the following legislation, introduced by Supervisor Cohen on May 24, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.3.

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c: Todd Rydstrom, Office of the City Controller  
Maura Lane, Office of the City Controller  
Natasha Mihal, Office of the City Controller

## Evans, Derek

---

**From:** Evans, Derek  
**Sent:** Friday, June 03, 2016 5:58 PM  
**To:** Jones, Sarah (CPC)  
**Cc:** Rahaim, John (CPC); Rodgers, AnMarie (CPC); Starr, Aaron (CPC); Navarrete, Joy (CPC); Poling, Jeanie (CPC)  
**Subject:** BOS Referral: File No. 160585 - Charter Amendment - Dignity Fund (Environmental Review)  
**Attachments:** 160585 - Referral - CEQA.pdf

Hello,

On May 24, 2016, Supervisor Cohen introduced legislation for the following proposed Charter Amendment for the November 8, 2016, Election:

**File No. 160585                      Charter Amendment - Dignity Fund**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to: 1) establish the Dignity Fund to support Seniors and Adults with Disabilities; 2) create an annual set-aside from the property tax for the Dignity Fund in an amount equivalent to an annual tax of two cents for each \$100 of assessed valuation, and a baseline appropriation based on City spending for these purposes in FY2016-2017; 3) establish a planning process for expenditures from the Fund; 4) create an Oversight and Advisory Committee; 5) set an expiration date of June 30, 2037; and, 6) change the Commission on Aging to the Aging and Adult Services Commission, update its responsibilities, and divide the appointing power between the Mayor and the Board of Supervisors, at an election to be held on November 8, 2016.

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**Derek K. Evans**

Assistant Clerk, Board of Supervisors  
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Phone: (415) 554-7702 | Fax: (415) 554-5163  
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## Evans, Derek

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**From:** Evans, Derek  
**Sent:** Friday, June 03, 2016 5:58 PM  
**To:** Rosenfield, Ben (CON)  
**Cc:** Rydstrom, Todd (CON); Lane, Maura (CON); Mihal, Natasha (CON)  
**Subject:** REBOS Referral: File No. 160585 - Charter Amendment - Dignity Fund  
**Attachments:** 160585 - Referral - CTRL.pdf

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Regards,

**Derek K. Evans**

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1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-7702 | Fax: (415) 554-5163  
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## Evans, Derek

---

**From:** Evans, Derek  
**Sent:** Friday, June 03, 2016 5:57 PM  
**To:** Arntz, John (REG); Givner, Jon (CAT); Elliott, Nicole (MYR); McSpadden, Shireen (HSA) (DSS); Rhorer, Trent (HSA) (DSS)  
**Cc:** Badasow, Bridget (HSA) (DSS); Ballard, Krista [HSA]; Rainey, Louise (HSA) (DSS)  
**Subject:** BOS Referral: File No. 160585 - Charter Amendment - Dignity Fund  
**Attachments:** 160585 - Referral - Mandated.pdf

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Regards,

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Print Form

# Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee.  
An ordinance, resolution, motion, or charter amendment.
- 2. Request for next printed agenda without reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission     Youth Commission     Ethics Commission
- Planning Commission     Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative**

**Sponsor(s):**

Cohen; Mar, Yee, Avalos, Campos

**Subject:**

[ ]

**The text is listed below or attached:**

Dignity Fund Charter Amendment

Signature of Sponsoring Supervisor: *Melina Cohen*

For Clerk's Use Only:

