

LEGISLATIVE DIGEST

[Business and Tax Regulations Code - Central Market Street and Tenderloin Area Citizen's Advisory Committee]

Ordinance amending the Business and Tax Regulations Code to reduce the size of the Central Market Street and Tenderloin Area Citizen's Advisory Committee from eleven seats to five, set a sunset date for the Committee, prohibit the City Administrator from executing a Community Benefit Agreement subject to the Committee's review until the Committee has had an opportunity to review the proposed agreement and make recommendations; and make other administrative changes.

Existing Law

The Central Market Street and Tenderloin Area Citizen's Advisory Committee advises the Mayor, City Administrator and Board of Supervisors about issues confronting the Central Market Street and Tenderloin Area Community. It also makes recommendations regarding terms of Community Benefit Agreements ("CBAs") that the City Administrator negotiates under the Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion. The Committee has eleven members appointed by the Board of Supervisors.

Amendments to Current Law

Under the proposed ordinance, the composition of the Committee would change from eleven members to five. The five members would be appointed by the Board of Supervisors. The ordinance would set terms and qualifications for the five members, and would provide that the Committee will sunset and the terms of all members will expire on January 31, 2021.

The ordinance would clarify that all Committee members must comply with applicable conflict-of-interest laws, and would remove a more restrictive rule that members could not serve on the Committee if they received income from any entity that foreseeably could benefit from a CBA.

The ordinance would require the City Administrator to notify the Committee at least 15 days prior to initiating negotiations for a CBA in order to give the Committee an opportunity to provide input on proposed priorities. The ordinance would also provide that within five days of reaching a tentative agreement regarding the terms of a CBA, the City Administrator must give a copy of the proposed CBA to the Committee. The City Administrator would be prohibited from executing a CBA until either (1) the Committee has held a hearing on the proposed CBA or (2) 45 days have passed after the City Administrator provided the Committee a copy of the proposed agreement.

The ordinance would require the Committee to submit biannual reports to the Board of Supervisors, and would require the City Administrator to submit a report if the Committee fails to do so.

Background Information

This legislative digest reflects amendments adopted by the Rules Committee on September 13, 2017.

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