

1 [Administrative Code - Our City, Our Home Oversight Committee]

2

3 **Ordinance amending the Administrative Code to establish the Our City, Our Home**
4 **Oversight Committee as an advisory committee to monitor the City’s use of tax**
5 **revenue received under the Homelessness Gross Receipts Tax established by**
6 **Proposition C (November 2018), advise the Board of Supervisors and the Mayor**
7 **regarding administration of the Our City, Our Home Fund, and recommend ways to**
8 **reduce barriers that prevent people from exiting homelessness.**

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

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

15 Section 1. Chapter 5 of the Administrative Code is hereby amended by adding Article
16 XLI, consisting of Sections 5.41-1 through 5.41-4, to read as follows:

17 **ARTICLE XLI: OUR CITY, OUR HOME OVERSIGHT COMMITTEE**

18 **SEC. 5.41-1. ESTABLISHMENT OF OUR CITY, OUR HOME OVERSIGHT**

19 **COMMITTEE.**

20 *(a) In approving Proposition C in the November 6, 2018 general municipal election, the*
21 *voters of the City and County of San Francisco adopted the Homelessness Gross Receipts Tax*
22 *Ordinance, codified in Business and Tax Regulations Code Article 28. One section of that measure,*
23 *Business and Tax Regulations Code Section 2810, sets forth the required and permissible expenditures*
24 *of monies collected under the Homelessness Gross Receipts Tax Ordinance and deposited to the credit*
25 *of the Our City, Our Home Fund (the “Fund”) established in Administrative Code Section 10.100-164.*

1 Section 2810 envisions the establishment of the Our City, Our Home Oversight Committee to monitor
2 and provide advice regarding the administration of the Fund.

3 (b) Consistent with the intent of the voters in adopting Proposition C, the Board of
4 Supervisors hereby establishes the Our City, Our Home Oversight Committee (the “Committee”).

5
6 **SEC. 5.41-2. PURPOSES AND DUTIES.**

7 The Committee shall have the following purposes and duties:

8 (a) All the purposes and duties as set forth in Business and Tax Regulations Code Section
9 2810(e)(1) and (2).

10 (b) Identify barriers to safe and successful exits out of homelessness, and propose to the
11 Board of Supervisors and the Mayor ways to reduce those barriers or the impact of those barriers.

12 (c) Solicit substantive input from people who are Homeless regarding spending priorities.
13 The Committee may seek this input through all appropriate means, including but not limited to
14 conducting surveys and focus groups, and coordinating with community organizations that conduct
15 outreach and/or provide services to Homeless people.

16 (d) Each needs assessment conducted in accordance with Business and Tax Regulations
17 Code Section 2810(e)(2)(B) shall be provided in the form of a written report within the time frames
18 there specified. The needs assessment specified in Section 2810(e)(2)(B) shall include an assessment of
19 the needs of Homeless people with disabilities, and the report shall include an assessment of available
20 data regarding the disability status of Homeless people served by the programs and expenditures
21 described in Business and Tax Regulations Code Section 2810(b)(3).

22 (e) In conjunction with each needs assessment report, at least 60 days before issuing the
23 report, the Committee shall provide a draft of the report to each City department discussed in the
24 report, and allow the department 30 days to provide a written response to the Committee. The
25 Committee shall include any such responses that it timely receives from departments in the report.

1 (f) For purposes of this Section 5.41-2, the term “Homeless” has the same meaning as in
2 Business and Tax Regulations Code Section 2810(h)(1).

3
4 **SEC. 5.41-3. MEMBERSHIP AND TERMS OF OFFICE.**

5 (a) The Committee shall have nine voting members, with qualifications and appointing
6 authorities as set forth in Business and Tax Regulations Code Section 2810(e)(3)(A) and (B). An
7 appointment to a seat on the Committee may not become effective before the effective date of this
8 Article XLI.

9 (b) The terms of each seat on the Committee shall commence on the effective date of this
10 Article XLI. Terms of seats shall be for two years, except that the initial terms for odd-numbered seats
11 shall be for three years.

12 (c) Service on the Committee shall be voluntary and members shall receive no
13 compensation from the City.

14 (d) Members may be removed by their appointing authorities at any time. Additionally, any
15 member who misses three regular meetings of the Committee within a six-month period without the
16 express approval of the Committee at or before each missed meeting shall be deemed to have resigned
17 from the Committee ten days after the third unapproved absence. The Committee shall inform the
18 member’s appointing authority of any such resignation.

19
20 **SEC. 5.41-4. ORGANIZATION AND SUPPORT.**

21 (a) The Committee shall hold its inaugural meeting not more than 30 days after at least six
22 members have been appointed to the Committee. There shall be at least ten days’ notice of the
23 inaugural meeting. Following the inaugural meeting, the Committee shall hold at least one additional
24 meeting before June 30, 2019. Thereafter, the Committee shall hold a regular meeting not less than six
25 times per fiscal year.

1 **(b) The Committee shall elect a Chair, Vice-Chair, and officers for such other positions, if**
2 **any, it chooses to create. The Chair, or the Vice-Chair if the Chair is unavailable, shall be**
3 **responsible for developing the Committee’s agendas and conducting meetings. The Committee**
4 **may establish bylaws and rules for its organization and procedures.**

5 **(c) All City departments, commissions, boards, and agencies shall cooperate with the**
6 **Committee in the performance of its functions. At least one representative from each of the Department**
7 **of Homelessness and Supportive Housing, the Mayor’s Office of Housing and Community**
8 **Development, the Office of the Controller, and the Department of Public Health shall attend all regular**
9 **meetings of the Committee to be available to provide policy support to the Committee.**

10 **(d) The Controller shall provide administrative and clerical support for the Committee.**

11 **(e) Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides**
12 **that advisory bodies created by the Board of Supervisors should sunset within three years, the**
13 **Committee shall not expire unless the Board enacts an ordinance terminating the Committee.**

14
15 Section 2. Effective Date. This ordinance shall become effective 30 days after
16 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
17 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
18 of Supervisors overrides the Mayor’s veto of the ordinance.

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

22 By: _____
23 JON GIVNER
24 Deputy City Attorney

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