

1 [Administrative Code Revision, Chapter 5]
 2 ORDINANCE AMENDING CHAPTER 5 OF PART I OF THE SAN FRANCISCO MUNICIPAL
 3 CODE (ADMINISTRATIVE CODE) BY AMENDING SECTIONS 5.60, 5.63 AND 5.64
 4 (STREET UTILITIES COORDINATING COMMITTEE), SECTIONS 5.90 AND 5.91 (PARK
 5 AND OPEN SPACE ADVISORY COMMITTEE), SECTIONS 5.190-2 AND 5.190-4 (FAMILY
 6 VIOLENCE ADVISORY COUNCIL), AND SECTION 5.200 (CHILD CARE PLANNING AND
 7 ADVISORY COUNCIL), AND BY REPEALING SECTIONS 5.20 – 5.22
 8 (INTERDEPARTMENTAL COMMITTEE ON WATER POLLUTION), SECTION 5.51
 9 (COMMISSION ON AGING), SECTIONS 5.110 – 5.115 (NATIONAL GUARD ADVISORY
 10 COUNCIL), SECTIONS 5.140 – 5.144 (MISSION BAY HMIRP CITIZENS ADVISORY
 11 COMMITTEE), AND SECTION 5.160 – 5.165 (JOINT TASK FORCE ON THE HIV
 12 EPIDEMIC),

13
 14 Note: Additions or substitutions are underlined;
 15 deletions are in ((double parentheses)).

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

17
 18 Section 1. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
 19 repealing Section 5.20.

20 ((**SEC. 5.20. INTERDEPARTMENTAL COMMITTEE ON WATER POLLUTION**
 21 **CONTROL.** The Interdepartmental Committee on Water Pollution Control is hereby created.
 22 The members shall be, ex officio, the Director of Public Works, who is to act as chair, the
 23 Director of Public Health, the Director of Planning, the General Manager of the Recreation and
 24 Park Department, and the General Manager of Public Utilities. Any member may delegate a
 25

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1 subordinate within his or her respective department to represent him or her at any meeting of
2 the committee in his or her absence.))

3
4 Section 2. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
5 repealing Section 5.21.

6 ((**SEC. 5.21. INTERDEPARTMENTAL COMMITTEE ON WATER POLLUTION**
7 **CONTROL — MEETINGS.** Places, dates, and times of meetings of the Interdepartmental
8 Committee on Water Pollution Control shall be prescribed by the chair.))

9
10 Section 3. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
11 repealing Section 5.22.

12 ((**SEC. 5.22. INTERDEPARTMENTAL COMMITTEE ON WATER POLLUTION**
13 **CONTROL — DUTIES.** Duties of the Interdepartmental Committee on Water Pollution Control
14 shall include formulation and recommendation of policy statements for consideration by the
15 Board of Supervisors in all matters of water pollution control in and appurtenant to that portion
16 of the City and County of San Francisco which drains into San Francisco Bay and the Pacific
17 Ocean, or from any area under the jurisdiction of the City and County of San Francisco; and
18 maintenance of close liaison and communication with all agencies of other governmental
19 entities concerned with local or area-wide aspects of water pollution control.))

20
21 Section 4. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
22 repealing Section 5.51.

23 ((**SEC. 5.51. ESTABLISHMENT OF COMMISSION; APPOINTMENT; TERMS;**
24 **EXECUTIVE DIRECTOR; MEETINGS; COMPENSATION.** (a) There is hereby established a
25 commission to be known as the Commission on the Aging (hereinafter called "Commission")

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1 consisting of seven members. Members shall be appointed by the Mayor and shall serve at
2 the pleasure of the Mayor.

3 (b) The Commission shall at all times consist of at least five members who have
4 reached the age of 60. Each member shall have a demonstrated knowledge of the problems
5 and needs of the elderly and shall reflect the geographic and ethnic populations of San
6 Francisco.

7 (c) Members shall serve four-year terms.

8 The term of each member shall be determined by drawing lots at the first meeting of
9 the Commission. All vacancies occurring during a term shall be filled by the Mayor for the
10 unexpired term.

11 (d) The position of Director shall be established pursuant to and subject to Charter
12 Sections 3.500(h) and 8.200. The Director shall be appointed by a majority vote of the
13 members. All staff personnel shall be under the immediate direction and supervision of the
14 Director.

15 (e) The date, place and time of meetings shall be determined by rules adopted by
16 the Commission; provided, however, that the Commission shall hold a regular meeting not
17 less than once each month. The Commission may hold special meetings in accordance with
18 Charter Section 3.500(g). All meetings, whether regular or special, shall be open and public
19 except as otherwise provided by general law.

20 (f) Subject to the budgetary and fiscal limitations of the Charter, each member shall
21 be paid \$25 per Commission meeting or committee meeting attended.))

22
23 Section 5. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
24 amending Section 5.60, to read as follows:
25

1 **SEC. 5.60. STREET UTILITIES COORDINATING COMMITTEE.** There is hereby
2 established a committee to be known as the Street Utilities Coordinating Committee
3 consisting of the Director of Public Works, who is to act as chair; a representative from the
4 Department of City Planning; a representative from the Citizens Advisory Committee to the
5 Street Utilities Coordinating Committee who shall be selected by the Advisory Committee from
6 those members of the above committee representing citizen input only and not from any utility
7 or City department; and one senior management representative from each of the following:
8 San Francisco Department of Telecommunications and Information Services; San Francisco
9 Water Department; Hetch Hetchy Water and Power System; San Francisco Police
10 Department; Pacific Gas and Electric Company, Gas Division; Pacific Gas and Electric
11 Company, Electric Division; Pacific Telephone Co.; Western Union; and Television Signal
12 Corporation.

13
14 Section 6. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
15 amending Section 5.63, to read as follows:

16 **SEC. 5.63. STREET UTILITIES COORDINATING COMMITTEE —**

17 **SUBCOMMITTEES.** There are hereby established two subcommittees to the Street Utility
18 Coordinating Committee as follows:

19 (a) **Committee for Utility Liaison on Construction and Other Projects**
20 **(CULCOP).** This subcommittee shall consist of staff level personnel from the Bureau of
21 Engineering of the Department of Public Works; San Francisco Department of
22 Telecommunications and Information Services; San Francisco Water Department; Hetch
23 Hetchy Water and Power System; Municipal Railway; San Francisco Fire Department; San
24 Francisco Department of Electricity; San Francisco Redevelopment Agency; Pacific Gas and
25 Electric Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific

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1 Telephone Company; Western Union and the Television Signal Corporation. The chair shall
2 be a representative of the Bureau of Engineering as designated by the City Engineer.
3 Meetings shall be monthly at a time and place designated by the chair. The duties of this
4 subcommittee will be to work out scheduling of utility work that is connected with Department
5 of Public Works projects and to plan the utilities undergrounding construction program.

6 (b) **Committee for Planning Utility Construction Program.** This subcommittee
7 shall consist of representatives of the Department of Public Works; San Francisco Department
8 of Telecommunications and Information Services; San Francisco Water Department; Hetch
9 Hetchy Water and Power System; San Francisco Police Department; Pacific Gas and Electric
10 Company, Gas Division; Pacific Gas and Electric Company, Electric Division; Pacific
11 Telephone Company; Western Union; and Television Signal Corporation. The chair shall be a
12 representative of the Department of Public Works as designated by the Director of Public
13 Works. Meetings shall be at the call of the chair. This subcommittee shall be responsible for
14 detailed planning of a 12 months construction program of all street utilities, exclusive of Public
15 Works Department projects which are financed wholly or in part by gas tax or ad valorem
16 funds and utilities undergrounding program, including traffic regulations during utility
17 construction or maintenance, and other duties as assigned by the Street Utilities Coordinating
18 Committee. The Director of Public Works shall transmit to private utility companies and to said
19 subcommittee a list of approved gas tax and ad valorem projects, as soon as such projects
20 are approved by the Board of Supervisors.

21
22 Section 7. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
23 amending Section 5.64, to read as follows:

24 **SEC. 5.64. CITIZENS ADVISORY COMMITTEE FOR STREET UTILITY**
25 **CONSTRUCTION.** There is hereby established a committee to be known as the Citizens

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1 Advisory committee for Street Utility Construction consisting of 21 members to be appointed
2 by the Mayor as follows: one representative from each of the following: Department of Public
3 Works; Department of Telecommunications and Information Services; Police Department;
4 Water Department; Municipal Railway; Pacific Gas and Electric Company, Gas Division;
5 Pacific Gas and Electric Company, Electric Division; Pacific Telephone Company; Western
6 Union; Television Signal Corporation; San Francisco Planning and Urban Renewal
7 Association; Greater San Francisco Chamber of Commerce; San Francisco Council of District
8 Merchants Association; Associated General Contractors of California; organized labor;
9 Downtown Association; and six members selected from neighborhood organizations
10 representing the various neighborhoods within the City. The committee shall elect a chair from
11 the membership thereof. Any member may delegate an alternate within his or her respective
12 organization to represent him or her at any meeting of the committee in the member's
13 absence. Vacancies on the committee shall be filled by the Mayor in the manner herein
14 provided for the appointment of the original members.

15
16 Section 8. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
17 amending Section 5.90, to read as follows:

18 **SEC. 5.90. ESTABLISHMENT; COMPOSITION; APPOINTMENT;**
19 **QUALIFICATIONS; TERMS; SELECTION OF STAFF.** (a) There is hereby established a
20 committee to be known as the Park and Open Space Advisory Committee (hereinafter
21 referred to as Advisory Committee), which shall assist the City Planning Commission and
22 Recreation and Park Commission in the implementation of Section 16.107 ((6.413)) of the
23 Charter of the City and County of San Francisco. The Advisory Committee shall consist of 23
24 members. Each member shall be appointed to a two-year term, as follows:

1 (1) One member shall be appointed by each Supervisor and approved by the Board
2 of Supervisors.

3 (2) A second member shall be appointed by each Supervisor and approved by the
4 Board of Supervisors from the list maintained pursuant to paragraph (b) below.

5 (3) One member shall be appointed by the Mayor.

6 (b) The Board of Supervisors shall maintain a list of individuals representing
7 citizens' organizations which have as a major goal the preservation and enhancement of San
8 Francisco's parks, open space and natural environment. Persons on this list shall be
9 nominated only by a qualifying organization.

10 (c) Compliance with this Section shall be accomplished as promptly as possible
11 without early termination of the term of any member of the Committee.

12 (d) The Committee shall choose its own chair, and establish its own rules of order.
13 A quorum shall be a majority of the members of the Committee.

14 (e) The Committee shall hold regularly scheduled meetings. The Committee shall
15 send a schedule of all Committee meetings for the calendar year to any person who so
16 requests in writing.

17
18 Section 9. Chapter 5 of the San Francisco Administrative Code is hereby amended, by
19 amending Section 5.91, to read as follows:

20 **SEC. 5.91. POWERS AND DUTIES.** The Advisory Committee created pursuant to
21 Charter section 16.107(g) shall assist and advise the General Manager of the Recreation and
22 Park Department and the Director of City Planning Department in establishing priorities for
23 renovation, acquisition, development and maintenance of properties in accordance with the
24 "Recreation and Open Space Programs" to implement the recreation and open space element
25 of the Master Plan.

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1 (a) The Advisory Committee shall hold at least one public hearing annually
2 concerning the establishment of priorities for properties to be acquired or renovated. Minutes
3 of the meetings and hearings shall be made by the secretary and approved at a subsequent
4 meeting.

5 (b) The General Manager of the Recreation and Park Department and the Director
6 of the City Planning Department shall consider the testimony presented at the hearings before
7 the Advisory Committee, and shall include a summary and analysis of the Advisory
8 Committee's recommendations in their reports to the Recreation and Park Commission and
9 City Planning Commission.

10 (c) Notice of hearings before the Advisory Committee shall be given by at least one
11 publication in the official newspaper of the City and County of San Francisco not less than 15
12 days prior to the date of such hearing. When acquisition of a particular parcel(s) is scheduled
13 for consideration at a hearing, notice of that fact and of the hearing shall be mailed at least 15
14 days prior to the hearing to the owner(s) of record of the property at the address listed on the
15 Assessor's published rolls and to the City's Director of Property. The Advisory Committee may
16 also give notice to any person or organization that it may deem appropriate.

17
18 Section 10. Chapter 5 of the San Francisco Administrative Code is hereby amended,
19 by repealing Section 5.110.

20 ((**SEC. 5.110. ESTABLISHMENT AND PURPOSE.** There is hereby established a
21 council to be known as the National Guard Advisory Council (hereinafter called "Council").
22 The purpose of the Council is to develop and promote a mutually supportive relationship
23 between the City and County of San Francisco and the California National Guard.))
24
25

1 Section 11. Chapter 5 of the San Francisco Administrative Code is hereby amended,
2 by repealing Section 5.111.

3 ((**SEC. 5.111. MEMBERSHIP.** The Council shall consist of five members who are
4 residents of the City and County of San Francisco. The members shall be appointed by the
5 Board of Supervisors, which shall consider recommendations submitted by local organizations
6 representing veterans.))

7
8 Section 12. Chapter 5 of the San Francisco Administrative Code is hereby amended,
9 by repealing Section 5.112.

10 ((**SEC. 5.112. TERMS OF OFFICE; COUNCIL PRESIDENCY; COMPENSATION.** All
11 members shall be appointed to serve four-year terms. Any vacancy occurring during a term
12 shall be filled for the unexpired term. Commencing with the date upon which the first members
13 take office, the Council shall elect a president from among its members. Members shall serve
14 without compensation.))

15
16 Section 13. Chapter 5 of the San Francisco Administrative Code is hereby amended,
17 by repealing Section 5.113.

18 ((**SEC. 5.113. POWERS AND DUTIES.** The Council shall act as liaison between the
19 City and County of San Francisco and the California National Guard. It shall advise the Board
20 of Supervisors on matters concerning the National Guard and shall encourage public support
21 for this organization. It shall also assist in the development and organization of local advisory
22 committees for the purpose of disseminating information to the public regarding its
23 responsibility for supporting and promoting the National Guard.))

1 Section 14. Chapter 5 of the San Francisco Administrative Code is hereby amended,
2 by repealing Section 5.114.

3 ((**SEC. 5.114. MEETINGS.** The Council shall hold a regular meeting not less than
4 once every two months.))

5
6 Section 15. Chapter 5 of the San Francisco Administrative Code is hereby amended,
7 by repealing Section 5.115.

8 ((**SEC. 5.115. RULES AND REGULATIONS.** The Council shall promulgate such rules
9 and regulations as are necessary for the conduct of its business under this Article. No cost
10 shall be incurred as a result of this legislation.))

11
12 Section 16. Chapter 5 of the San Francisco Administrative Code is hereby amended,
13 by repealing Section 5.140.

14 ((**SEC. 5.140. PURPOSE.** (a) On April 1, 1991, the City and County of San Francisco
15 and Catellus Development Corporation executed an agreement captioned "Development
16 Agreement By And Between the City and County of San Francisco And Catellus Development
17 Corporation Relative to The Development of Property In The Mission Bay Planning Area"
18 ("Development Agreement"). The development contemplated in the Development Agreement
19 is subject to special conditions which include a comprehensive program to address possible
20 hazardous materials contamination of the Mission Bay Planning Area. This program, called
21 the Hazardous Materials Investigation and Remediation Program ("HMIRP"), is set forth in
22 Exhibit A-2 of the Development Agreement.

23 (b) In order to monitor and report to the Board on the Implementation of the HMIRP,
24 the Development Agreement establishes the Hazardous Materials Monitoring Program in
25 Exhibit A-8 of the Development Agreement. Under this Program, Catellus is to pay a

1 hazardous materials monitoring fee to the City and the Board of Supervisors is to appoint the
2 Mission Bay HMIRP Citizens Advisory Committee ("Advisory Committee"). As provided in
3 Exhibit A-8, hazardous materials monitoring fee funds shall be used for the purpose of
4 retaining the professional services of a person or company with expertise in the investigation
5 and remediation of hazardous materials to advise the Bureau of Toxics, Health and Safety
6 Services of the Department of Public Health and to report to the Advisory Committee on
7 matters relating to the implementation of the HMIRP. This ordinance establishes the Advisory
8 Committee.))

9
10 Section 17. Chapter 5 of the San Francisco Administrative Code is hereby amended,
11 by repealing Section 5.141.

12 ((**SEC. 5.141. MISSION BAY HMIRP CITIZENS ADVISORY COMMITTEE**
13 **ESTABLISHED.** (a) There is hereby created an advisory committee to the Board of
14 Supervisors to be known as the Mission Bay Hazardous Materials Investigation and
15 Remediation Program (HMIRP) Citizens Advisory Committee. The Advisory Committee shall
16 consist of nine members as provided below.

17 (b) The Advisory Committee initially shall consist of seven members appointed by
18 the Board of Supervisors. These seven members shall be composed of representatives from
19 the following categories:

- 20 (1) One representative from a nonprofit housing organization;
21 (2) One representative from a waterfront or Port-related business;
22 (3) One representative from an environmental organization concerned with
23 wetlands, wildlife or open space protection;
24 (4) One representative from the Mission Creek Harbor Association, Inc. or its
25 successor;

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1 (5) One representative from an environmental organization active in hazardous
2 materials issues; and

3 (6) Two representatives from neighborhood associations representing areas
4 adjoining the Mission Bay Project Area.

5 (c) As development in Mission Bay progresses, the Board shall appoint two
6 additional members to the Advisory Committee as follows:

7 (1) One representative from the Mission Bay residential community, who shall be a
8 person residing in the Mission Bay Project Area and shall be appointed no later than 18
9 months after the issuance of the first certificate of occupancy for residential structures in the
10 Mission Bay Project Area; and

11 (2) One representative from the Mission Bay small business community, who shall
12 be an owner or operator of a small business in the Mission Bay Project Area and shall be
13 appointed no later than six months after the issuance of a certificate of occupancy for the
14 2,000th residential structure in the Mission Bay Project Area.

15 (d) The Director of the Department of Public Health or his or her designee shall
16 attend all meetings of the Advisory Committee. The Director shall appoint a secretary to the
17 Committee who shall take minutes and distribute notices of meetings.))

18
19 Section 18. Chapter 5 of the San Francisco Administrative Code is hereby amended,
20 by repealing Section 5.142.

21 ((**SEC. 5.142. ORGANIZATION AND TERMS OF OFFICE.** (a) Members shall be
22 appointed for a term of office of four years; provided, however, that the seven members first
23 appointed shall, by lot at the first meeting, classify their terms so that two shall serve for a
24 term of two years, two shall serve for a term of three years and three shall serve for a term of
25 four years. The representatives first appointed from the Mission Bay residential and small

1 business communities shall be appointed for a term of four years from the date of their
2 appointments.

3 (b) Vacancies occurring during a term shall be filled by an appointment for the
4 unexpired term.

5 (c) At the initial meetings of the Advisory Committee, the members shall select a
6 Chairperson and such other officers as deemed necessary by the Advisory Committee. Yearly
7 thereafter, the Chairperson shall select a nominating committee of three persons to
8 recommend candidates for officers. Any Committee member may nominate other candidates
9 for those offices prior to the election.

10 (d) A quorum for the transaction of business initially shall consist of four members,
11 to be increased to five members after the appointment of the ninth Advisory Committee
12 member. A majority vote of the members present at a meeting after a quorum has been
13 established is required for passage of any motion by an Advisory Committee member.

14 (e) Any member who misses more than three regularly scheduled meetings of the
15 Advisory Committee within a 12-month period shall be deemed to have resigned from the
16 Committee unless a majority of the Advisory Committee expressly approves additional
17 absences.

18 (f) The Advisory Committee shall establish any additional rules and regulations for
19 its own organization and procedure consistent with the Development Agreement.))
20

21 Section 19. Chapter 5 of the San Francisco Administrative Code is hereby amended,
22 by repealing Section 5.143.

23 ((**SEC. 5.143. POWERS AND DUTIES.** (a) The Advisory Committee shall monitor and
24 report to the Board on the implementation of the HMIRP, as called for in Section 3 of Exhibit
25 A-8 of the Development Agreement.

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1 (b) The professional person or company retained or employed by the Bureau of
2 Toxics, Health and Safety Service to advise it on the HMIRP as provided in Exhibit A-8 of the
3 Development Agreement shall regularly report to the Advisory Committee on the
4 implementation of the HMIRP.

5 (c) The Advisory Committee shall meet when necessary as determined by the
6 Committee; provided, however, that the Advisory Committee shall hold a regular meeting not
7 less than quarterly, each at places, dates and times as prescribed by the Chairperson. All
8 meetings shall be open to the public.

9 (d) The Advisory Committee shall report to the Board as necessary, but at least
10 once every six months.))

11
12 Section 20. Chapter 5 of the San Francisco Administrative Code is hereby amended,
13 by repealing Section 5.144.

14 ((**SEC. 5.144. TERMINATION.** The Mission Bay HMIRP Citizens Advisory Committee
15 shall terminate upon the earlier occurrence of either:

16 (1) Satisfaction by Catellus Development Corporation of the conditions required for
17 release of all HMIRP financial assurances pursuant to Exhibit A-2 of the Development
18 Agreement; or

19 (2) Termination of the Development Agreement.))

20
21 Section 21. Chapter 5 of the San Francisco Administrative Code is hereby amended,
22 by repealing Section 5.160.

23 ((**SEC. 5.160. JOINT TASK FORCE ON THE HIV EPIDEMIC ESTABLISHED.** (a)
24 There is hereby established a Joint Task Force on the HIV Epidemic. This Task Force shall be
25 advisory to the Board of Supervisors and the Mayor.

1 (b) There shall be 25 voting members to the Task Force, who shall be appointed as
2 follows:

- 3 1. The Mayor, or his or her designee, shall serve as a member;
- 4 2. The President of the Board of Supervisors, or her or his designee, shall serve as
5 a member;
- 6 3. The Director of Health, or his or her designee, shall serve as a member;
- 7 4. The County Health Officer, or her or his designee, shall serve as a member;
- 8 5. The Director of the AIDS Office of the Department of Public Health, or his or her
9 designee, shall serve as a member;
- 10 6. Eleven members shall be appointed by the Board of Supervisors;
- 11 7. Eight members shall be appointed by the Mayor;
- 12 8. The Health Commission shall appoint one member to the Task Force.

13 (c) The members of the Task Force shall be broadly representative of the ethnic,
14 racial, gender, age and sexual orientation diversity of the City and County. All members of the
15 Task Force shall be residents of the City and County of San Francisco, in accordance with
16 Section 8.104 of the Charter. In making appointments to the Task Force the appointing
17 authorities shall appoint persons from varying backgrounds who have demonstrated abilities,
18 vision, or experience in dealing with the AIDS crisis. The appointments shall include
19 representatives from existing AIDS advisory groups and providers of various public services
20 including, but not limited to, direct medical care, early intervention, prevention, mental health
21 care, social services, legal services, health planning services and housing. Special outreach
22 and consideration shall be given to persons with AIDS/HIV, people of color, lesbians, gays,
23 bisexuals, injection drug users, women, and community activists and organizers.

24 (d) The Mayor and the Health Commission are to make their appointments and
25 advise the Board of Supervisors of same within 15 days after the date this ordinance takes

1 effect. The Board of Supervisors shall make its appointments to this Task Force within 30
2 days from the date this ordinance takes effect.))

3
4 Section 22. Chapter 5 of the San Francisco Administrative Code is hereby amended,
5 by repealing Section 5.161.

6 ((**SEC. 5.161. ORGANIZATION.** (a) In the event a vacancy occurs, a successor shall
7 be appointed to fill the vacancy consistent with the process and requirements to appoint the
8 previous appointee.

9 (b) The initial meeting of the Task Force shall be called within 20 days from the day
10 the Board of Supervisors completes its initial appointments.

11 (c) The Task Force shall adhere to Robert's Rules of Order. The Task Force shall
12 also conduct its business consistent with the provisions of the Ralph M. Brown Act, which
13 governs certain procedures related to the conduct of meetings by public bodies.

14 (d) A quorum for the conduct of business by the Task Force shall be the presence
15 of at least 13 of the members of the Task Force.

16 (e) Any voting member who misses three regularly scheduled meetings of the Task
17 Force in any 12- month period without obtaining the express approval of at least 51 percent of
18 the members of the Task Force at a regularly scheduled meeting shall be deemed to have
19 resigned from the Task Force.

20 (f) The Mayor shall designate the first Chair of the Task Force, and the President of
21 the Board of Supervisors shall designate the first Vice-Chair of the Task Force. For each
22 successive year the authority to designate the Chair and Vice-Chair shall rotate between the
23 Mayor and the President of the Board.))

1 Section 23. Chapter 5 of the San Francisco Administrative Code is hereby amended,
2 by repealing Section 5.162.

3 ((**SEC. 5.162. POWERS AND DUTIES.** The Task Force shall have the duty to:

4 (a) Prepare and submit to the Board of Supervisors and the Mayor an annual report
5 on the state of the HIV epidemic, which shall include a review and evaluation of the services
6 and programs in place to respond to the epidemic, any outstanding needs, and
7 recommendations and plans as to a program for responding to the epidemic;

8 (b) Assist in coordinating information, activities and goals among existing City and
9 County AIDS/HIV advisory and planning groups;

10 (c) Assist in improving the delivery of, and efficiency in the provision of, medical
11 services, including HIV early intervention and primary medical care, and to identify and
12 encourage consolidation opportunities for program and administrative services;

13 (d) Assist the Mayor's Office in organizing official delegations to go to Washington,
14 D.C. and Sacramento to lobby for federal and state monies for City AIDS services and HIV
15 related programs, and to expand public-private partnerships to meet the growing needs of the
16 HIV epidemic;

17 (e) Make progress reports on the execution of its duties to the Mayor, the Board of
18 Supervisors and the Health Commission on a quarterly basis. At the first HIV Task Force
19 meeting, the members shall set quarterly dates for the submission of said reports. The HIV
20 Task Force shall submit its findings and recommendations in a final report to the Mayor, the
21 Board of Supervisors and the Health Commission within one year from the date of its first
22 meeting. Prior to its submission, the HIV Task Force shall conduct public hearings on the draft
23 of the final report. The final report shall be made available to interested citizens upon request
24 and at the City's public library.))
25

1 Section 24. Chapter 5 of the San Francisco Administrative Code is hereby amended,
2 by repealing Section 5.163.

3 ((**SEC. 5.163. STAFFING FOR THE HIV TASK FORCE.** The Mayor, the Board of
4 Supervisors and the Health Commission shall provide in-kind professional and administrative
5 staff to the Task Force.))

6
7 Section 25. Chapter 5 of the San Francisco Administrative Code is hereby amended,
8 by repealing Section 5.164.

9 ((**SEC. 5.164. COMPENSATION.** Members of the Task Force shall not be
10 compensated, nor shall they be reimbursed for expenses. The Task Force may seek funds
11 from public and private agencies to carry out its functions. Any money received other than
12 from the City shall be deposited with the City Treasurer.))

13
14 Section 26. Chapter 5 of the San Francisco Administrative Code is hereby amended,
15 by repealing Section 5.165.

16 ((**SEC. 5.165. TERMINATION OF TASK FORCE.** The Task Force shall cease to exist
17 on January 1, 1995.))

18
19 Section 27. Chapter 5 of the San Francisco Administrative Code is hereby amended,
20 by amending Section 5.190-2, to read as follows:

21 **SEC. 5.190-2. STEERING COMMITTEE — COMPOSITION — TERMS OF OFFICE.**

22 (a) **Composition of Steering Committee.** The Steering Committee shall consist of the
23 following:

- 24 (1) Presiding Judge of the Superior Court or his or her designee;
25

1 (2) A second designee of the Presiding Judge of the Superior ((Municipal)) Court
2 ((or his or her designee));

3 (3) Presiding Judge, Superior Court, Family Law Department, or his or her
4 designee;

5 (4) Chair of the Domestic Violence Advisory Committee;

6 (5) President of the Board of Supervisors, or his or her designee;

7 (6) District Attorney, or his or her designee;

8 (7) Chief of Police, or his or her designee;

9 (8) President, Commission on the Status of Women, or his or her designee;

10 (9) Chief Adult Probation Officer, or his or her designee;

11 (10) Chair of the San Francisco Domestic Violence Consortium.

12 (b) **Steering Committee — Chair.** The Presiding Judge of the Superior Court or his
13 or her designee representing the Superior Court shall serve as chair of the Steering
14 Committee.

15 (c) **Meetings.** The Steering Committee shall meet regularly at such times and
16 places whenever the chair of the Committee shall determine.

17 (d) **Rules and Regulations.** The Steering Committee may adopt reasonable rules
18 and regulations not inconsistent with the Charter or this ordinance for the conduct of its affairs
19 and for the distribution and performance of its business.

20
21 Section 28. Chapter 5 of the San Francisco Administrative Code is hereby amended,
22 by amending Section 5.190-4, to read as follows:

23 **SEC. 5.190-4. ADVISORY COMMITTEE — COMPOSITION — TERMS OF OFFICE.**

24 (a) **Composition.** The Advisory Committee shall consist of 35 members who shall be
25 appointed by and serve at the pleasure of the Steering Committee. The Steering Committee

1 shall make one appointment from each of the below enumerated entities. Where the entity is a
2 City officer, department, commission or agency, the Steering Committee shall make the
3 appointment from nominees submitted by that officer, department, commission or agency.

- 4 (1) Mayor, or his or her designee;
- 5 (2) District Attorney, or his or her designee;
- 6 (3) Public Defender, or his or her designee;
- 7 (4) Police Chief, or his or her designee;
- 8 (5) Sheriff, or his or her designee;
- 9 (6) Chief Adult Probation Officer, or his or her designee;
- 10 (7) Director, Department of Human ((Social)) Services or his or her designee;
- 11 (8) Director, Department of Public Health or his or her designee;
- 12 (9) President, Commission on the Status of Women, or his or her designee;
- 13 (10) Superior Court, civil division;
- 14 (11) Superior ((Municipal)) Court, criminal division;
- 15 (12) Battered women's shelters;
- 16 (13) Treatment programs for batterers;
- 17 (14) Pretrial Release Services;
- 18 (15) San Francisco Women Lawyers Alliance;
- 19 (16) San Francisco Bar Association;
- 20 (17) Queen's Bench;
- 21 (18) Legal Aid of San Francisco;
- 22 (19) Social Services Agencies;
- 23 (20) Educational Institutions;
- 24 (21) Medical Institutions;
- 25 (22) African American community;

- 1 (23) Asian Pacific Islander community;
- 2 (24) Latino community;
- 3 (25) Other communities of color;
- 4 (26) Elder community;
- 5 (27) Gay and lesbian community;
- 6 (28) Immigrant Services;
- 7 (29) Minority Services;
- 8 (30) Disabled Services;
- 9 (31) Youth Services;
- 10 (32) Media;
- 11 (33) Religious community;
- 12 (34) Business community;
- 13 (35) Domestic violence survivor.

14 The Advisory Committee may create working groups of its membership to facilitate the
15 activities of the Committee.

16 (b) **Assistance of the City Attorney.** The City Attorney or his or her designee may
17 be requested to provide advice and legal counsel to the Council.

18 (c) **Terms of Office.** The term of each member of the Advisory Committee shall be
19 two years. In the event a vacancy occurs during the term of office of any member, a
20 successor shall be appointed to complete the unexpired term of the office vacated in a
21 manner similar to that which governed the initial appointment of the member.

22 (d) **Meetings.** The Advisory Committee shall meet at least once a quarter at such
23 times and places as the Chair of the Committee shall designate.

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1 Section 29. Chapter 5 of the San Francisco Administrative Code is hereby amended,
2 by amending Section 5.200, to read as follows:

3 **SEC. 5.200. CHILD CARE PLANNING AND ADVISORY COUNCIL.**

4 (a) **Establishment.** Pursuant to California Education Code Section 8499-8499.8, a local Child
5 Care Planning and Advisory Council for the City and County of San Francisco is hereby
6 established. The Council shall consist of no more than 29 members, to be appointed by the
7 Board of Supervisors from a list of qualified nominees submitted by the Mayor, members of
8 the Board of Supervisors, members of the Board of Education, and the Superintendent of
9 Schools, as set forth in subdivision (d) of this Section. The members shall be broadly
10 representative of the ethnic, racial, gender, age and sexual orientation diversity of the City and
11 County. All members shall be residents of the City and County, in accordance with Section
12 8.104 of the Charter. In making nominations and appointments, the nominating and appointing
13 authorities shall select persons from varying backgrounds who have demonstrated abilities,
14 expertise and experience with child care.

15 (b) **Purpose.** The Council is established to advise the Board of Supervisors, the
16 Mayor and, with their consent, the Board of Education and the Superintendent of Schools
17 about child care issues. The Council will serve as a representative advisory and planning
18 body to maintain, expand and improve local child care services. The Council will provide links
19 between government and the community, and will work to maximize the amount and impact of
20 local, State, federal and private resources and funding for child care in San Francisco.

21 (c) **Powers and Duties.** The Child Care Planning and Advisory Council shall have
22 the following powers and duties:

23 (1) Pursuant to Education Code Section 8499.6, subdivision (b), to establish and
24 periodically update local priorities for the maintenance, expansion, and improvement of child
25 care services for child of families eligible under the federal Child Care and Development Block

1 Grant Program, to consult with local child care resource and referral agencies and interagency
2 children's services councils, and to enlist community participation in the formulation of
3 priorities by publicizing proposed priorities and holding open and public hearings before
4 submitting those priorities to the State Department of Education;

5 (2) Pursuant to Education Code Section 8499.6, subdivision (d), to prepare a
6 comprehensive, County- wide child care plan in accordance with State guidelines, to consult
7 with local child care resource and referral agencies and interagency children's services
8 councils, to enlist community participation through neighborhood and special population
9 meetings, and to update and report annually on the results and status of this planning
10 process;

11 (3) To comply with anticipated State guidelines regarding the ongoing duties and
12 responsibilities of local child care planning councils;

13 (4) To review and evaluate legislation affecting child care, to collect and evaluate
14 data regarding local supply, demand, cost and market rates of child care services, and to
15 consider community concerns and issues that affect local child care services;

16 (5) To suggest or recommend local child care legislation;

17 (6) To recommend to the Board of Supervisors, the Mayor, the Board of Education,
18 the Superintendent of Schools and State and federal policy makers positions to facilitate the
19 maintenance, expansion and improvement of child care services in San Francisco, and to
20 help secure public and private child care resources for same;

21 (7) To support efforts of the Mayor's Department ((Office)) of Children, Youth and
22 Their Families (MOCYF) to gather, consolidate and disseminate child care information;

23 (8) To cooperate with, participate in and make recommendations to other
24 City/County planning and advisory bodies that relate directly or indirectly to delivery of child
25

1 care services, including but not limited to the Collaborative Planning Committee for Children,
2 Youth and Families;

3 (9) To advise and support all City/County departments involved in child care
4 services, including but not limited to the Department of Human ((Social)) Services, the
5 Department of Public Health, the Recreation and Park Department and the Library
6 Department;

7 (10) To provide guidance to all participants in the local child care system, in
8 cooperation with existing public agencies, including the school district, and private agencies
9 and institutions engaged in child care services.

10 (d) **Membership and Organization.**

11 (1) The members of the Child Care Planning and Advisory Council shall be
12 appointed as follows:

13 (A) Each member of the Board of Supervisors shall nominate one member of the
14 Council, for a total of 11 members representing the following categories:

15 (i) Parents, guardians or caretakers with varied income levels who use child care
16 and/or early education services [two nominations];

17 (ii) Private child care providers including one from a private center, one from a
18 family day care home and one from a Head Start center [three nominations];

19 (iii) Public at large [one nomination];

20 (iv) Community organizations [two nominations];

21 (v) Organized labor [one nomination];

22 (vi) Local business [two nominations].

23 The list of qualified individuals for nomination and appointment may include members
24 of the following organizations: parent advisory councils of public and private child care
25 programs; associations of child care centers, family day care providers and Head Start; public

1 interest organizations including but not limited to the Child Care Law Center; community
2 organizations; the San Francisco Labor Council; the Bay Area Employer Work and Family
3 Coalition; and members of MAC representative of the foregoing categories.

4 (B) The Mayor shall nominate seven members of the Council, representing the
5 following categories:

6 (i) Local government offices including the Mayor's Department ((Office)) of
7 Children, Youth and Their Families (MOCYF), the Recreation and Park Department, the Office
8 of Community Development and the Housing Authority [four nominations];

9 (ii) Public at large [one nomination];

10 (iii) Parents, guardians or caretakers using child care or early childhood education
11 services [one nomination];

12 (iv) Philanthropy [one nomination].

13 The list of qualified individuals for nomination and appointment may include individuals
14 from appropriate City departments, public interest organizations, foundations, and members of
15 MAC representative of the foregoing categories.

16 (C) Each member of the Board of Education shall nominate one member of the
17 Council, for a total of seven members, representing the following categories:

18 (i) Clients of publicly subsidized programs such as Greater Avenues for
19 Independence (GAIN), Transitional Child Care (TCC), and other child care programs funded
20 through the Department of Human ((Social)) Services (DHS) (((DSS))) [three nominations];

21 (ii) San Francisco Department of Public Health (DPH) [one nomination];

22 (iii) Community Care Licensing (CCL) [one nomination];

23 (iv) Organized educators [one nomination];

24 (v) Educational training institutions [one nomination].
25

1 The list of qualified individuals for nomination and appointment may include the
2 following: participants in GAIN, TCC, CCL and DHS ((DSS)) child care programs;
3 representatives of DPH; Community Care Licensing, United Educators of San Francisco, and
4 teacher training schools including but not limited to San Francisco State University; and
5 members of MAC representative of the foregoing categories.

6 (D) The Superintendent of Schools shall nominate four members of the Council,
7 representing the following categories:

8 (i) The Children's Centers run by the San Francisco Unified School District [one
9 nomination];

10 (ii) Parent, guardian or caretaker of a child enrolled in a school district early
11 childhood education program [one nomination];

12 (iii) Local resource and referral agencies [one nominee from each of the two local
13 resource and referral agencies, Wu Yee Children's Services and Children's Council of San
14 Francisco, for a total of two nominations].

15 The list of qualified individuals for nomination and appointment may include members
16 of MAC representative of the above categories.

17 (2) If the Mayor, the Board of Education or the Superintendent fail to act on their
18 nominations in a timely manner, the power to make these nominations shall revert to the
19 Board of Supervisors.

20 (3) The term of each member of the Council shall be for three years; provided,
21 however, that the initial members shall, by lot, classify their terms so that nine members shall
22 serve a two-year term, 10 members shall serve a three-year term, and 10 members shall
23 serve a four-year term. On the expiration of these and successive terms, their successors
24 shall be appointed for a three-year term in a manner similar to that described for the initial
25

1 members; provided, however, that any member may be reappointed for one additional
2 consecutive term.

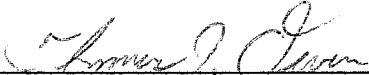
3 (4) Where a member, prior to expiration of his or her term, ceases to retain the
4 status which qualified him or her for appointment to the Council, the membership shall be
5 terminated and there shall be a vacancy on the Council. In the event a vacancy occurs during
6 the term of office of any member, a successor shall be appointed to fill the vacancy for the
7 remainder of the term, consistent with the process and requirements of the previous
8 appointee.

9 (5) The initial meeting of the Council shall be called within 30 days of the day the
10 Board of Supervisors completes its initial appointments.

11 (6) The members of the Council shall elect a Chair of the Council and shall
12 promulgate such rules or regulations as are necessary for the conduct of its business under
13 this Section.

14 (e) **Compensation.** The members of the Council shall not be compensated, nor
15 shall they be reimbursed for expenses.

16
17 APPROVED AS TO FORM:
18 LOUISE H. RENNE, City Attorney

19
20
21 By: 
22 THOMAS J. OWEN
23 Deputy City Attorney
24
25

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990879

Date Passed:

Ordinance amending Administrative Code by amending Sections 5.60, 5.63, and 5.64 (Street Utilities Coordinating Committee), Sections 5.90 and 5.91 (Park and Open Space Advisory Committee), Sections 5.190-2 and 5.190-4 (Family Violence Advisory Council), Section 5.200 (Child Care Planning and Advisory Council), and by repealing Sections 5.20-5.22 (Interdepartmental Committee on Water Pollution), Section 5.51 (Commission on Aging), Sections 5.110-5.115 (National Guard Advisory Council), Sections 5.140-5.144 (Mission Bay HMIRP Citizens Advisory Committee) and Section 5.160-5.165 (Joint Task Force on the HIV Epidemic).

June 14, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

June 21, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990879

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on June 21, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
for Clerk of the Board

JUL - 1 1999

Date Approved



Mayor Willie L. Brown Jr.