

1 [Residential Rent Board: If a regular landlord member's specific alternate is unavailable to sit
2 and vote, the other landlord alternate shall act as a substitute alternate; if a regular tenant
3 member's specific alternate is unavailable to sit and vote, the other tenant alternate shall act
4 as a substitute alternate.]

4 **Ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization
5 and Arbitration Ordinance) by amending Section 37.4 to provide that if one of the two
6 regular landlord members is unavailable to vote, that member's specific alternate shall
7 be seated and vote, but if that member's specific alternate is also unavailable to vote,
8 the other landlord alternate shall (if available) be seated and vote as a substitute
9 alternate; if one of the two regular tenant members is unavailable to vote, that
10 member's specific alternate shall be seated and vote, but if that member's specific
11 alternate is also unavailable to vote, the other tenant alternate shall (if available) be
12 seated and vote as a substitute alternate; this would modify the current Code that
13 provides each of the two regular landlord members with a specific alternate, but no
14 mechanism for the two landlord alternates to substitute for one another; likewise, this
15 would modify the current Code that provides each of the two regular tenant members
16 with a specific alternate, but no mechanism for the two tenant alternates to substitute
17 for one another.**

18 Note: Additions are single-underline italics Times New Roman font;
19 deletions are ~~strikethrough italics Times New Roman font~~.
20 Board amendment additions are double underlined Arial font;
21 Board amendment deletions are ~~strikethrough Arial font~~.

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

23 Section 1. The San Francisco Administrative Code is hereby amended by amending
24 Section 37.4, to read as follows:
25

1 SEC. 37.4. ESTABLISHMENT; APPOINTMENT; TERMS; EXECUTIVE DIRECTOR;
2 FUNDING; COMPENSATION.

3 (a) There is hereby established a board to be known as the San Francisco
4 Residential Rent Stabilization and Arbitration Board (hereinafter called "Board"), consisting of
5 five members. ~~Regular members~~, each of whom shall have a specific alternate having the
6 same qualifications as the regular member, shall serve at the pleasure of the Mayor. All
7 regular members and ~~alternates~~~~members~~ shall be appointed by the Mayor.

8 (b) The Board shall consist of two landlords, two tenants, and one person who is
9 neither a landlord nor a tenant and who owns no residential rental property; and an alternate
10 for each specific member. All members shall be residents of the City and County of San
11 Francisco. If one of the two regular landlord members is unavailable to vote, that regular member's
12 specific alternate shall be seated and vote, and if that regular member's specific alternate is also
13 unavailable to vote, the other landlord alternate shall (if available) be seated and vote as a substitute
14 alternate. If one of the two regular tenant members is unavailable to vote, that regular member's
15 specific alternate shall be seated and vote, and if that regular member's specific alternate is also
16 unavailable to vote, the other tenant alternate shall (if available) be seated and vote as a substitute
17 alternate.

18 (c) In accordance with applicable State law, all members shall disclose all present
19 holdings and interests in real property, including interests in corporations, trusts or other
20 entities with real property holdings.

21 (d) All members shall be appointed by the Mayor to serve 48-month terms. All
22 vacancies occurring during a term shall be filled for the unexpired term.

23 (e) ~~Commencing with the date upon which the first members take office,~~ The Board shall
24 elect a Chairman and Vice-Chairman from among its regular members.
25

1 (f) The position of Executive Director shall be established pursuant to and subject
2 to Charter Sections 3.500 and 8.200. The person occupying the position of Executive Director
3 shall be appointed by the Chairman of the Board with the approval of a majority of the
4 members. All staff personnel shall be under the immediate direction and supervision of the
5 Executive Director.

6 (g) Pursuant to the budgetary and fiscal provisions of the Charter, the Board of
7 Supervisors shall provide funds to pay for staff personnel, services and facilities as may be
8 reasonably necessary to enable the Board to exercise its powers and perform its duties under
9 this Chapter. A special fund to be known as the Residential Rent Stabilization and Arbitration
10 Fund shall be established under the supervision and direction of the Board for the receipt of
11 fees under this Chapter, such fees to be appropriated by the Board of Supervisors for the
12 operation of the Board.

13 (h) Subject to the budgetary and fiscal limitations of the Charter, each member shall
14 be paid \$75 per Commission meeting attended if the meeting lasts for six hours or more in a
15 single 24-hour period. The Commission shall adopt rules to allow for payment of an equitable
16 portion of this per diem if a meeting lasts less than six hours. The total per diem shall not
17 exceed \$750 per month. In addition, each member may receive reimbursement for actual
18 expenses incurred in the course and scope of the member's duties.

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

22 By:


23 MARIE CORLETT BLITS
24 Deputy City Attorney
25



City and County of San Francisco

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

Tails

Ordinance

File Number: 031213

Date Passed:

Ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Section 37.4 to provide that if one of the two regular landlord members is unavailable to vote, that member's specific alternate shall be seated and vote, but if that member's specific alternate is also unavailable to vote, the other landlord alternate shall (if available) be seated and vote as a substitute alternate; if one of the two regular tenant members is unavailable to vote, that member's specific alternate shall be seated and vote, but if that member's specific alternate is also unavailable to vote, the other tenant alternate shall (if available) be seated and vote as a substitute alternate; this would modify the current Code that provides each of the two regular landlord members with a specific alternate, but no mechanism for the two landlord alternates to substitute for one another; likewise, this would modify the current Code that provides each of the two regular tenant members with a specific alternate, but no mechanism for the two tenant alternates to substitute for one another.

August 19, 2003 Board of Supervisors — PASSED ON FIRST READING

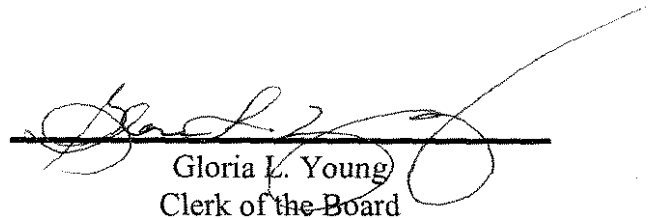
Ayes: 8 - Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Newsom, Peskin
Excused: 3 - Daly, Maxwell, Sandoval

August 26, 2003 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin,
Sandoval
Excused: 2 - Daly, Dufty

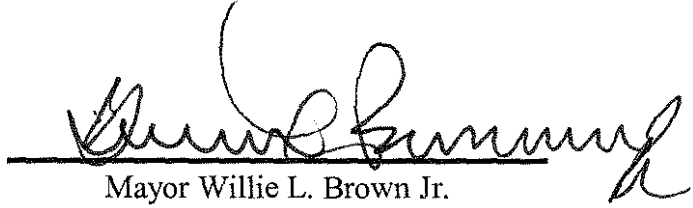
File No. 031213

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on August 26, 2003
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

SEP 05 2003

Date Approved


Mayor Willie L. Brown Jr.