Ordinance amending the San Francisco Administrative Code by adding Sections 5.70 though 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force.

NOTE: Additions are single-underline italics Times New Roman; deletions are strike-through italics Times New Roman. Board amendment additions are double-underlined; Board amendment deletions are strikethrough normal.

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

Section 1. **Findings.** The Board of Supervisors finds and declares as follows:

1. In recent years, there have been complaints in some neighborhoods and commercial corridors in the City and County of San Francisco regarding low-level quality-of-life crimes, obstruction of sidewalks, drug-related crimes, and harassment of pedestrians.

2. Many quality-of-life offenses are often not the result of criminal intent, but stem from a dearth of social and health services, as well as a lack of economic alternatives for low-income San Franciscans.

3. The City and County of San Francisco has in recent years moved away from exclusive reliance on traditional criminal justice models and toward a combination of restorative and community justice models and social services, such as those present in the Tenderloin's Community Justice Center, collaborative courts such as the Behavioral Health Court, Drug Court, and Dependency Drug Court, and the community courts in numerous San Francisco neighborhoods.

Supervisors Chiu, Maxwell, Alioto-Pier, Mar, Daly, Campos
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Francisco neighborhoods, combined with services that are necessary to make such programs effective.

4. Other neighborhoods and commercial corridors could benefit from alternative approaches to community justice, including restorative or community justice systems and practices, in conjunction with social and health services that make them most effective, or that provide options for San Franciscans before their engagement with the traditional or alternative criminal justice systems.

5. Such systems and practices are most effective when rooted in existing community structure and reflective of specific community needs and values. It is therefore important that any such system be the result of a collaborative community process.

Section 2. The San Francisco Administrative Code is hereby amended by adding Chapter 5, Article VIII, Sections 5.70 through 5.75, to read as follows:

SEC. 5.70. ESTABLISHMENT.

The Board of Supervisors hereby establishes a Neighborhood Community Justice Task Force ("the Task Force") to make recommendations to the Board of Supervisors regarding the creation of neighborhood-based restorative and community justice programs. The Task Force will focus on one neighborhood or commercial corridor at a time ("the Neighborhood"). The first focus of the Task Force will be the Haight-Ashbury neighborhood, and subsequent foci will be chosen by resolution of the Board of Supervisors. With each subsequent neighborhood or commercial corridor focus, the Task Force membership will change in order to maintain community-based decision making, and to appropriately fill those seats that have location-based requirements, as described below.
SEC. 5.71. MEMBERSHIP.

(a) Voting members of the Task Force generally shall be drawn from residents and businesses of the Neighborhood, as well as individuals with an understanding of the needs of homeless and youth, and the practices of restorative and other alternative justice models.

(b) The Task Force shall consist of seven voting members, appointed by the Board of Supervisors as follows:

(1) Seat 1: A person who is currently a tenant in the Neighborhood.

(2) Seat 2: A person who is an owner of residential property in the Neighborhood.

(3) Seat 3: A person who is an owner of a business located in the Neighborhood.

(4) Seat 4: A person who has expertise in and practical experience with restorative justice models.

(5) Seat 5: A person recommended by a neighborhood-based organization that provides outreach or drop-in services for youth.

(6) Seat 6: A person recommended by a community-based organization that works with homeless individuals.

(7) Seat 7: A person nominated by the Supervisor in whose District the Neighborhood is located. If the Neighborhood is located in more than one Supervisorial District, the Board of Supervisors, in selecting the Neighborhood for consideration by the Task Force, shall determine which District includes the largest physical portion of the Neighborhood, and the Supervisor for that District shall nominate the candidate for Seat 7.

(c) The Board of Supervisors may by resolution modify the Task Force membership set forth above for those Neighborhoods subsequently designated for consideration, in order to best reflect the demographics and specific needs of the Neighborhood.

(d) Representatives from the Small Business Commission, Human Services Agency, Department of Public Health, Department of Children, Youth, and Families, Tenderloin’s Community Supervisors Chiu, Maxwell, Alioto-Pier, Mar, Daly, Campos

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Justice Center, Police Department, District Attorney, and Public Defender, shall serve as non-voting members of the Task Force. The Clerk of the Board of Supervisors shall invite the Superior Court to send a representative to participate as a non-voting member of the Task Force. All City departments, commissions, boards, and agencies shall cooperate with the Task Force in conducting its business.

SEC. 5.72. ORGANIZATION AND TERM OF OFFICE.

(a) The term of office of voting members of the Task Force shall be one year. The terms of office for all seven seats shall start from the date the last of the seven voting members of the Task Force is appointed and sworn in.

(b) Voting members of the Task Force shall serve at the pleasure of the Board of Supervisors. The Board of Supervisors anticipates asking the Neighborhood representatives in Seats 1, 2, 3, and 7 to step down when the Task Force finishes its work in connection with their Neighborhood and the Board selects a new Neighborhood for consideration.

(c) In the event a vacancy occurs during the term of office of any member, the Board of Supervisors shall appoint a successor having the same qualifications for the unexpired term of the office vacated.

(d) Services of the voting members of the Task Force shall be voluntary and members will serve without compensation.

(e) The Human Services Agency shall provide administrative support for the Task Force.

SEC. 5.73. POWERS AND DUTIES.

(a) The Task Force shall hold meetings and hearings regarding the creation and operation of a neighborhood-based justice program.
(1) Conducting a needs assessment for the neighborhood, minimally entailing focused service needs assessments for specific low-income populations, including homeless people, and an assessment of availability and use of public spaces;

(2) Conducting an evaluation of public safety in the neighborhood, both documented and perceived; and;

(3) Exploring and evaluating restorative and other justice models, keeping in mind the specific needs and problems of the Neighborhood.

(b) The Task Force shall hold a minimum of two public hearings in the Neighborhood to receive input from the community regarding restorative justice and other alternative justice models, and the jurisdiction, organization, and procedures for a neighborhood-based justice program.

(c) The Task Force shall, using input from the public hearings and its own deliberations, develop recommendations on:

(1) The jurisdiction, organization, and procedures of a neighborhood-based justice program.

(2) Ways in which restorative justice practices and principles, and those of other alternative justice models, should be incorporated into a neighborhood-based justice program.

(3) Social and health services that should be provided in conjunction with a neighborhood-based justice program.

(d) No later than three months after the date that all seven voting members of the Task Force have been appointed, the Task Force shall submit a progress report on its work to the Board of Supervisors. No later than nine months after the date that all seven voting members of the Task Force have been appointed, the Task Force shall submit its recommendations, including recommendations regarding legislation and appropriations, to the Board of Supervisors.
SEC. 5.74. MEETINGS.

The place, date and time of meetings of the Task Force shall be prescribed by rule of the Task Force; provided, however that the Task Force shall hold a regular meeting not less than once every month. All meetings shall, except as provided by general law, be open to the public.

SEC. 5.75. SUNSET.

The Task Force shall terminate by operation of law on July 1, 2015, unless the Board of Supervisors by resolution extends its term.

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

By:  
THOMAS J. OWEN  
Deputy City Attorney
Ordinance amending the San Francisco Administrative Code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force.

June 08, 2010 Board of Supervisors - AMENDED
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

June 08, 2010 Board of Supervisors - PASSED ON FIRST READING AS AMENDED
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

June 15, 2010 Board of Supervisors - FINALLY PASSED
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 6/15/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved: June 24, 2010