July 23, 2020

John Arntz, Director of Elections  
Department of Elections  
1 Dr. Carlton B. Goodlett Place, Room 48  
San Francisco, CA 94102

Dear Mr. Arntz:

Please find attached four (4) certified copies each of the following General Obligation Bond and Resolution determining and declaring the public interest and necessity for the November 3, 2020, Ballot as follows:

**File No. 200478  General Obligation Bond Election - Health and Recovery - Not to Exceed $487,500,000**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not-to-exceed $487,500,000 to finance the acquisition or improvement of real property, including: facilities to house and/or deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

**File No. 200479  General Obligation Bonds - Health and Recovery - Not to Exceed $487,500,000**

Resolution determining and declaring that the public interest and necessity demand the acquisition or improvement of real property, including: facilities to house and/or deliver services for persons experiencing mental health challenges, substance use disorder, and/or
homelessness; parks, open space, and recreation facilities, including green and climate
resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs
necessary or convenient for the foregoing purposes; authorizing landlords to pass-through
50% of the resulting property tax increase to residential tenants under Administrative Code
Chapter 37; adopting findings under the California Environmental Quality Act; and finding
that the proposed Bonds are in conformity with the General Plan, and with the eight priority
policies of Planning Code, Section 101.1(b).

Ordinance calling and providing for a special election to be held in the City and County of
San Francisco

The Board of Supervisors Finally Passed the above listed General Obligation Bond on July 21,
2020 and Adopted the above listed Resolution determining and declaring public interest and
necessity.

The electronic version of this Charter Amendment is being e-mailed to your office at
publications@sfgov.org.

Sincerely,

Angela Calvillo
Clerk of the Board

(Attachments)
ACKNOWLEDGEMENT OF RECEIPT

Submission of Measure: General Obligation Bond

General Obligation Bond Election - Health and Recovery - Not to Exceed $487,500,000
(Unofficial Title of Measure)

1) Board of Supervisors

2) Tails

3) Legislative Digest

4) ELECTRONIC COPY OF TEXT

EMAIL: publications@sfgov.org

5) Contact Person: Victor Young

Address: 1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
Phone: (415) 554-7723

Date: 07/23/2020
Submitted By: Victor Young (print) (sign)

6) COPIES

☐ John Arntz- Director of Elections, in consultation with the City Attorney, shall forward the measure (within two working days after receipt of the petition) to departments that are effected by the measure.

☐ Publications
☐ Public- copy
☑ Office- original
[ General Obligation Bond Election - Health and Recovery - Not to Exceed $487,500,000 ]

Sponsor: Mayor

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not-to-exceed $487,500,000 to finance the acquisition or improvement of real property, including: facilities to house and/or deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

7/14/2020 Board of Supervisors - PASSED ON FIRST READING

   Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

7/21/2020 Board of Supervisors - FINALLY PASSED

   Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

7/23/2020 Mayor - APPROVED
STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE
I do hereby certify that the foregoing Ordinance is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

July 23, 2020
Date

Angela Calvillo
Clerk of the Board
Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not-to-exceed $487,500,000 to finance the acquisition or improvement of real property, including facilities to house and/or deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens' General Obligation Bond Oversight Committee's review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

NOTE: Unchanged Code text and uncodified text are in plain Arial font. Additions to Codes are in single-underline italics Times New Roman font. Deletions to Codes are in strikethrough italics Times New Roman font. Board amendment additions are in double-underlined Arial font. Board amendment deletions are in strikethrough Arial font. Asterisks (* * *) indicate the omission of unchanged Code subsections or parts of tables.

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

Section 1. Findings.
A. According to the City and County of San Francisco ("City") Point-in-Time Count conducted in January 2019, about 8,000 people experience homelessness in the City on any given night, and over the course of an entire year, many more people experience homelessness.

B. According to Department of Homelessness and Supportive Housing ("HSH") records, in Fiscal Year 2018-2019, HSH served about 18,000 people experiencing homelessness, and of those, 4,000 have a history of both mental health and substance use disorders.

C. An estimated 24,500 people inject drugs in the City and recent data indicate that 39 percent of people who inject drugs in the City reported injecting methamphetamine. Methamphetamine is increasingly being consumed in public spaces, and residents are more regularly encountering individuals who present challenging psychosis-related behaviors or experience moments of mental health crisis.

D. The City, through HSH, currently offers temporary shelter to approximately 3,400 people per night through shelters, Navigation Centers, stabilization beds, and transitional housing -- 566 additional beds have opened since October 2018 and another 499 are in development -- but additional shelter beds are needed to match the waitlist for individuals looking to access shelter.

E. The City administers locally and federally funded supportive housing to provide long-term affordable housing with on-site social services to people exiting chronic homelessness through a portfolio that includes renovated Single Room Occupancy hotels, newly constructed units, and apartment buildings that operate under a master lease between private property owners and the City ("Permanent Supportive Housing"), but the City does not have a sufficient supply of Permanent Supportive Housing units to meet the demand.

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F. DPH provides behavioral health services in a number of settings and through a number of different mechanisms including at existing facilities such as San Francisco General Hospital, the Behavioral Health Access Center, Residential Care Facilities, community clinics, and through contracts with nonprofit service providers.

G. When there is not enough capacity at any one level of care or facility, longer wait times for services have a detrimental effect on the ability of people to heal and become healthier, and the City has an inadequate number of beds to help those recovering from substance use, mental health, or a dual diagnosis, with some residential care facilities having wait lists of up to seven months as of 2019.

H. Limited state and federal resources and the high cost of construction put a greater burden on local governments to contribute their own limited resources to produce more facilities to serve those struggling with behavioral health and substance use disorders, temporary shelters, and permanent supportive housing, and consequently the City’s supply of these resources has not kept pace with demand.

I. The proposed Health and Recovery Bond ("Bond") will provide a portion of the critical funding necessary to acquire or improve real property, including transitional and permanent supportive housing and shelters, and existing and potential new behavioral health facilities and institutions.

J. On March 16, 2020, the Public Health Officers of six Bay Area counties jointly issued a Shelter in Place Public Health Order to protect the health and well-being of Bay Area residents in the face of the COVID-19 Public Health Emergency ("Public Health Emergency").

K. The Public Health Emergency brought with it City unemployment levels approaching 10% within three weeks of the first Shelter in Place Public Health Order and full or partial job loss impacts on industries with an estimated 166,936 employees, creating an urgent need to invest in projects that create jobs and support the City’s economic recovery.
The City’s most recent 10-year capital plan identifies a deferred maintenance backlog of $799 million for streets and General Fund facilities, and the Recreation and Parks Department’s more recent facilities condition assessment shows $950 million in deferred maintenance.

Infrastructure investment is a known and tested jobs stimulus strategy with a strong multiplier effect, estimated at 5.93 jobs for every million dollars in construction spending according to the REMI Policy Insight model.

Since 2005, the City has engaged in regular, long-term capital planning to identify and advance shovel-ready projects that deliver improvements in line with adopted funding principles that prioritize legal and regulatory mandates, life safety and resilience, asset preservation and sustainability, programmatic and planned needs, and economic development.

Parks, recreation facilities, open spaces, streets, curb ramps, street structures, and plazas are all essential infrastructure for which the City is responsible and must maintain a state of good repair for public health, safety, and equitable accessibility.

Parks, recreation facilities, and open spaces offer space to relax and enjoy nature and places to play and exercise, increase residents’ quality of life, support good mental and physical health, and can help people deal with trauma or find comfort in a time of distress, as a growing body of work shows that time spent outdoors in natural environments can help lower stress, depression, anxiety, diabetes, risk of preterm birth, high blood pressure, asthma, stroke, heart disease and other health improvements.

During the Public Health Emergency, City residents have sought solace and refuge in City parks and open spaces and heavily utilized these spaces for exercise and as an alternative to private back yards, and more so in denser neighborhoods and in Equity Zones.
R. During the Public Health Emergency, many of the City's recreation facilities served as childcare centers for emergency and healthcare workers, helping to alleviate childcare concerns for these important professionals.

S. A recent survey by the National Recreation and Park Association (NRPA) found that eighty-three percent (83%) of American adults agree that visiting their local parks, trails and open spaces is essential for their mental and physical well-being during the COVID-19 Emergency, and fifty nine percent (59%) said that access to these amenities is very or extremely essential to their mental and physical health during this crisis.

T. Additionally, Urban agriculture provides proven benefits to San Franciscans by connecting City residents to the broader food system, providing green space and recreation, providing ecological benefits and green infrastructure, building community, and offering food access, public health, and workforce development potential, in particular for low-income and vulnerable communities; and

U. A park system as large and diverse as the City's -- over 220 parks spread over 3,400 acres, and containing 181 playgrounds, 82 recreation centers and clubhouses, 37 community gardens, 29 off-leash dog areas, 9 swimming pools, and numerous tennis courts, ball fields, soccer fields, and other sports and athletic venues -- requires continued and consistent investment to address dilapidated playgrounds, worn out playfields, run-down buildings, and crumbling outdoor courts.

V. The City is responsible for the state of good repair of more than 1,200 miles of streets, approximately 50,000 curb ramp locations, 371 street structures, and 9 plazas, which are heavily used and have longstanding deferred maintenance needs.

W. Streets, curb ramps, street structures, and plazas connect people to jobs, hospitals, shopping centers, and transit -- places that are vital to daily life -- and providing smooth and pot-hole free streets and pedestrian right-of-way is essential to reducing the costs
of road-induced damage, preventing accidents for bicyclists and drivers, and creating safe
passage for pedestrians.

X. City staff have identified and planned several park, open space, and recreation
facilities improvement projects to address public safety hazards, improve waterfront access,
 improve disabled access, enhance the condition of neighborhood and citywide park,
 recreation, and open space facilities and lands, address deferred maintenance, support
population growth, enhance green infrastructure, improve climate resiliency and seismic
safety, ensure equitable access to high-quality open spaces, and other issues facing the
City's park system that can put people to work quickly and support local economic recovery.

Y. The Bond will provide a portion of the critical funding necessary to acquire or
improve real property, including to improve the safety and quality of neighborhood, citywide
and waterfront parks and open spaces and recreation facilities and urban agriculture sites
under the jurisdiction of the Recreation and Park Commission.

Z. City staff have identified street repaving, curb ramp, street structures, and plaza
improvement programs to address public safety hazards, reduce the backlog of deferred
maintenance, improve disabled access, and equitably improve the public right-of-way that can
similarly put people to work quickly.

AA. The Bond will provide a portion of the funding necessary to acquire or improve
real property, including to improve access for the disabled and the condition of the City's
streets and other public right-of-way and related assets.

BB. City staff have identified a capital improvement need totaling $487,500,000 in
projects and programs relating to acquiring or improving real property, including to stabilize,
 improve, and make permanent investments in permanent and transitional supportive housing
facilities, shelters, and/or facilities that deliver services to persons experiencing mental health
challenges, substance use disorder, and/or homelessness; improve the safety and quality of
neighborhood, citywide, and waterfront parks and open spaces and recreation facilities under
the jurisdiction of the Recreation and Park Commission; and improve access for the disabled
and the condition of the City's streets and other public right-of-way and related assets (as
further defined in Section 3 below).

CC. The proposed Bond will allow the City to finance the acquisition or improvement
of the Project (as defined in Section 3 herein) in the most cost-effective manner possible.

DD. The proposed Bond is recommended by the City's 10-year capital plan,
approved each odd-numbered year by the Mayor of the City and this Board of Supervisors of
the City ("Board")

Section 2. A special election is called and ordered to be held in the City on Tuesday,
November 3, 2020, for the purpose of submitting to the electors of the City a proposition to
incur bonded indebtedness of the City for the programs described in the amount and for the
purposes stated (herein collectively, "Project"): "HEALTH AND RECOVERY BONDS. $487,500,000 to acquire or improve real
property, including to: stabilize, improve, and make permanent investments in permanent and
transitional supportive housing facilities, shelters, and/or facilities that deliver services to
persons experiencing mental health challenges, substance use disorder, and/or
homelessness; improve the accessibility, safety and quality of parks, open spaces and
recreation facilities; improve the accessibility, safety and condition of the City's streets and
other public right-of-way and related assets; and to pay related costs; with a duration of up to
30 years from the time of issuance, an estimated average tax rate of $0.014/$100 of assessed
property value, and projected average annual revenues of $40,000,000, all subject to
independent citizen oversight and regular audits; and authorizing landlords to pass-through to
residential tenants in units subject to Administrative Code Chapter 37 (the "Residential Rent
Stabilization and Arbitration Ordinance") 50% of the increase in the real property taxes
attributable to the cost of the repayment of such Bonds."

The special election called and ordered to be held hereby shall be referred to in this ordinance as the "Bond Special Election."

Section 3. PROPOSED PROGRAM. Contractors and City departments shall comply with all applicable City laws when awarding contracts or performing work funded with the proceeds of Bonds authorized by this measure, including:

A. FACILITIES TO DELIVER SERVICES FOR PEOPLE EXPERIENCING MENTAL HEALTH CHALLENGES, SUBSTANCE USE DISORDER, AND/OR HOMELESSNESS: $207,000,000 of Bond proceeds will be allocated to acquire or improve real property, including but not limited to finance the construction, acquisition, development, improvement, expansion, rehabilitation, and preservation of priority behavioral health investments such as permanent and transitional supportive housing units, shelters, locked acute and sub-acute treatment facilities, psychiatric skilled nursing facilities, residential treatment facilities, residential stepdown facilities, behavioral health respite facilities, detox and sobering facilities, a new centralized Behavioral Health Access Center, existing community health facilities that deliver behavioral health services to vulnerable populations, and facilities for long-term placements such as board and care and other residential care.

B. PARK, OPEN SPACE, AND RECREATION FACILITIES: $239,000,000 of Bond proceeds will be allocated to acquire or improve real property, including but not limited to finance the construction, acquisition, development, improvement, expansion, rehabilitation, and preservation of neighborhood, citywide, and waterfront parks and open spaces and recreation facilities and urban agriculture sites under the jurisdiction of the Recreation and Park Commission.

This Bond finances both specific projects at specific locations and also sets up a funding mechanism to be used for certain kinds of work where specific projects at specified
locations are not yet identified but will be proposed following a design and planning process. The Neighborhood Parks allotment includes identified projects located at India Basin, Gene Friend Recreation Center, Herz Playground Recreation Center, Buchanan Street Mall, and Japantown Peace Plaza. The proposed Park, Open Space and Recreation Facilities funding can be summarized as follows:

1. Neighborhood Parks = $101,000,000
2. Citywide Parks = $18,000,000
3. Recovery Parks = $86,000,000
4. Playgrounds = $9,000,000
5. Sustainability = $14,000,000
6. Community Opportunity Fund = $6,000,000
7. Trails = $1,000,000
8. Community Gardens = $600,000
9. Contingency = $1,400,000
10. Administration = $2,000,000

Total Bond Funding for Park, Open Space, and Recreation Facilities = $239,000,000

C. STREETS, CURB RAMPS, STREET STRUCTURES AND PLAZAS:
$41,500,000 of Bond proceeds will be allocated to acquire or improve real property, including but not limited to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures and plazas, and the installation and renovation of curb ramps.

D. CITIZENS’ OVERSIGHT COMMITTEE. A portion of Bond proceeds shall be used to perform audits of Bond expenditures implied by or necessary incident to the acquisition or improvement of real property for the Project, as further described in Section 4
1 and Section 16 herein.

2 Section 4.  BOND ACCOUNTABILITY MEASURES.

3 The Bonds shall include the following administrative rules and principles:

4 A.  OVERSIGHT. The proposed Bond funds shall be subject to approval processes

5 and rules described in the San Francisco Charter and Administrative Code. Pursuant to

6 Administrative Code Section 5.31, the Citizens' General Obligation Bond Oversight

7 Committee shall conduct an annual review of Bond spending, and shall provide an annual

8 report of the Bond program to the Mayor and the Board.

9 B.  TRANSPARENCY. The City shall create and maintain a web page outlining and

describing the bond program, progress, and activity updates. The City shall also hold an

annual public hearing and review on the bond program and its implementation before the

Capital Planning Committee and the Citizens' General Obligation Bond Oversight Committee.

10 Section 5.  The estimated cost of the bond-financed portion of the project described

11 in Section 2 above was fixed by the Board by the following resolution and in the amount

12 specified below:

13 Resolution No. 317-20, on file with the Clerk of the Board in File No.

14 200479 $487,500,000.

15 Such resolution was passed by two-thirds or more of the Board and approved by the

16 Mayor. In such resolution it was recited and found by the Board that the sum of money

17 specified is too great to be paid out of the ordinary annual income and revenue of the City in

18 addition to the other annual expenses or other funds derived from taxes levied for those

19 purposes and will require expenditures greater than the amount allowed by the annual tax

20 levy.

21 The method and manner of payment of the estimated costs described in this ordinance

22 are by the issuance of Bonds by the City not exceeding the principal amount specified.
Such estimate of costs as set forth in such resolution is adopted and determined to be the estimated cost of such bond-financed improvements and financing, respectively.

Section 6. The Bond Special Election shall be held and conducted and the votes received and canvassed, and the returns made and the results ascertained, determined, and declared as provided in this ordinance and in all particulars not recited in this ordinance such election shall be held according to the laws of the State of California ("State") and the Charter of the City ("Charter") and any regulations adopted under State law or the Charter, providing for and governing elections in the City, and the polls for such election shall be and remain open during the time required by such laws and regulations.

Section 7. The Bond Special Election is consolidated with the General Election scheduled to be held in the City on Tuesday, November 3, 2020 ("General Election"). The voting precincts, polling places, and officers of election for the General Election are hereby adopted, established, designated, and named, respectively, as the voting precincts, polling places, and officers of election for the Bond Special Election called, and reference is made to the notice of election setting forth the voting precincts, polling places, and officers of election for the General Election by the Director of Elections to be published in the official newspaper of the City on the date required under the laws of the State.

Section 8. The ballots to be used at the Bond Special Election shall be the ballots to be used at the General Election. The word limit for ballot propositions imposed by Municipal Elections Code Section 510 is waived. On the ballots to be used at the Bond Special Election, in addition to any other matter required by law to be printed thereon, shall appear the following as a separate proposition:

"HEALTH AND RECOVERY BONDS. To finance the acquisition or improvement of real property, including to: stabilize, improve, and make permanent investments in supportive housing facilities, shelters, and/or facilities that deliver services to persons experiencing
mental health challenges, substance use disorder, and/or homelessness; improve the
accessibility, safety and quality of parks, open spaces and recreation facilities; improve the
accessibility, safety and condition of the City's streets and other public right-of-way and
related assets; and to pay related costs; shall the City and County of San Francisco issue
$487,500,000 in general obligation bonds with a duration of up to 30 years from the time of
issuance, an estimated average tax rate of $0.014/$100 of assessed property value, and
projected average annual revenues of $40,000,000, subject to independent citizen oversight
and regular audits?"

The City's current debt management policy is to keep the property tax rate for City
general obligation bonds below the 2006 rate by issuing new bonds as older ones are retired
and the tax base grows, though this property tax rate may vary based on other factors.

Each voter to vote in favor of the foregoing bond proposition shall mark the ballot in the
location corresponding to a "YES" vote for the proposition, and to vote against the proposition
shall mark the ballot in the location corresponding to a "NO" vote for the proposition.

Section 9. If at the Bond Special Election it shall appear that two-thirds of all the
voters voting on the proposition voted in favor of and authorized the incurring of bonded
indebtedness for the purposes set forth in such proposition, then such proposition shall have
been accepted by the electors, and the Bonds authorized shall be issued upon the order of
the Board. Such Bonds shall bear interest at a rate not exceeding that permitted by law.

The votes cast for and against the proposition shall be counted separately and when
two-thirds of the qualified electors, voting on the proposition, vote in favor, the proposition
shall be deemed adopted.

Section 10. The actual expenditure of Bond proceeds provided for in this ordinance
shall be net of financing costs.

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Section 11. For the purpose of paying the principal and interest on the Bonds, the Board shall, at the time of fixing the general tax levy and in the manner for such general tax levy provided, levy and collect annually each year until such Bonds are paid, or until there is a sum in the Treasury of the City, or other account held on behalf of the Treasurer of the City, set apart for that purpose to meet all sums coming due for the principal and interest on the Bonds, a tax sufficient to pay the annual interest on such Bonds as the same becomes due and also such part of the principal thereof as shall become due before the proceeds of a tax levied at the time for making the next general tax levy can be made available for the payment of such principal.

Section 12. This ordinance shall be published in accordance with any State law requirements, and such publication shall constitute notice of the Bond Special Election and no other notice of the Bond Special Election hereby called need be given.

Section 13. The Board, having reviewed the proposed legislation, makes the following findings in compliance with the California Environmental Quality Act ("CEQA"), California Public Resources Code, Sections 21000 et seq., the CEQA Guidelines, 15 Cal. Administrative Code, Sections 15000 et seq., ("CEQA Guidelines"), and San Francisco Administrative Code, Chapter 31. The Board, finds, affirms and declares:

A. FACILITIES TO DELIVER SERVICES FOR PEOPLE EXPERIENCING MENTAL HEALTH CHALLENGES, SUBSTANCE USE DISORDER, AND/OR HOMELESSNESS: The proposed funding described in Section 3A of this Ordinance is excluded from CEQA because such funding is not defined as a "project" under CEQA Guidelines section 15378(b)(4), but is the creation of a government funding mechanism that does not involve any commitment to any specific projects at any specific locations.
B. PARK, OPEN SPACE, AND RECREATION FACILITIES

(i) For the improvements to the India Basin Open Space (as defined in Section 3B of this ordinance), the Board of Supervisors, in Motion No. 18-136, affirmed certification of the India Basin Mixed-Use Project Final Environmental Impact Report (State Clearinghouse Number 2016062003) and, in Ordinance No. 252-18, adopted findings under CEQA related to approvals in furtherance of the project and Development Agreement, including adoption of a Mitigation Monitoring and Reporting Program ("MMRP"), and a Statement of Overriding Considerations. The Planning Department determined that no further environmental review for this proposal is required because there are no changes to the approved Project or its surrounding circumstances that would necessitate additional environmental review, for the reasons set forth in its Memorandum dated June 19, 2020. The findings contained in Ordinance No. 258-18, including the MMRP, and the Planning Department Memorandum dated June 19, 2020, are hereby incorporated into this Ordinance as though fully set forth herein. For purposes of this Ordinance, the Board relies on said actions and their supporting documents, copies of which are in Board of Supervisors File Nos. 180842 and 180681 and incorporates these documents by reference;

(ii) Four other Neighborhood Park projects, the Gene Friend Recreation Center, the Herz Playground Recreational Center, Buchanan Street Mall, and the Japantown Peace Plaza, each have been determined to be categorically exempt under CEQA. The separate projects located at the Gene Friend Recreation Center and the Herz Recreational Center were each determined to be exempt as Category 32 exemptions for Infill Development Projects, and the separate projects located at the Buchanan Street Mall and the Japantown Peace Plaza were each determined to be exempt as a Category 1 exemption as a minor alteration to an existing facility, with Buchanan Street Mall also determined to be exempt as a Category 4 exemption as a minor alteration to existing land, as set forth in the Planning Department's
memorandum dated June 19, 2020, which determinations are hereby affirmed and adopted by
this Board for the reasons set forth in the Planning Department’s Memorandum dated June
19, 2020; and

(iii) The remaining proposed Parks, Open Space and Recreation Facilities
funding identified in Section 3B2 to 3B10 (the “Program Funding”) is excluded from CEQA
because the Program Funding is not defined as a "project" under CEQA Guidelines section
15378(b)(4), but is the creation of a government funding mechanism that does not involve any
commitment to any specific projects at any specific locations.

C. STREETS, CURB RAMPS, STREET STRUCTURES AND PLAZAS: The
proposed funding described in Section 3C of this Ordinance is excluded from CEQA because
such funding is not defined as a "project" under CEQA Guidelines section 15378(b)(4), but is
the creation of a government funding mechanism that does not involve any commitment to
any specific projects at any specific locations.

D. CITIZENS’ OVERSIGHT COMMITTEE: The funding described in Section 3D of
this Ordinance is excluded from CEQA because the funding is not defined as a "project" under
CEQA Guidelines section 15378(b)(5), but is organizational activity that does not result in a
direct or indirect impact on the environment.

Section 14. The Board finds and declares that the proposed Bonds (a) were referred
to the Planning Department in accordance with Section 4.105 of the San Francisco Charter
and Section 2A.53(f) of the Administrative Code, (b) are in conformity with the priority policies
of Section 101.1(b) of the San Francisco Planning Code, and (c) are consistent with the City’s
General Plan, and adopts the findings of the Planning Department, as set forth in the General
Plan Referral Report dated May 15, 2020, a copy of which is on file with the Clerk of the
Board in File No. 200478 and incorporates such findings by this reference.

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Section 15. Under Section 53410 of the California Government Code, the Bonds shall be for the specific purpose authorized in this ordinance and the proceeds of such Bonds will be applied only for such specific purpose. The City will comply with the requirements of Sections 53410(c) and 53410(d) of the California Government Code.

Section 16. The Bonds are subject to, and incorporate by reference, the applicable provisions of Administrative Code Sections 5.30-5.36 (the "Citizens' General Obligation Bond Oversight Committee"). Under Administrative Code Section 5.31, to the extent permitted by law, 0.1% of the gross proceeds of the Bonds shall be deposited in a fund established by the Controller’s Office and appropriated by the Board of Supervisors at the direction of the Citizens’ General Obligation Bond Oversight Committee to cover the costs of such committee.

Section 17. The time requirements specified in Administrative Code Section 2.34 are waived.

Section 18. The City hereby declares its official intent to reimburse prior expenditures of the City incurred or expected to be incurred prior to the issuance and sale of any series of the Bonds in connection with the Project. The Board hereby declares the City’s intent to reimburse the City with the proceeds of the Bonds for expenditures with respect to the Project (the “Expenditures” and each, an “Expenditure”) made on and after that date that is no more than 60 days prior to the passage of this ordinance. The City reasonably expects on the date hereof that it will reimburse the Expenditures with the proceeds of the Bonds.

Each Expenditure was and will be either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Bonds, or (c) a nonrecurring item that is not customarily payable from current revenues. The maximum aggregate principal amount of the Bonds expected to be issued for the Project is $487,500,000. The City shall make a reimbursement allocation, which is a written allocation by the City that evidences the
City’s use of proceeds of the applicable series of Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the related portion of the Project is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The City recognizes that exceptions are available for certain “preliminary expenditures,” costs of issuance, certain de minimis amounts, expenditures by “small issuers” (based on the year of issuance and not the year of expenditure) and Expenditures for construction projects of at least five years.

Section 19. Landlords may pass through to residential tenants under the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) 50% of any property tax increase that may result from the issuance of Bonds authorized by this ordinance. The City may enact ordinances authorizing tenants to seek waivers from the pass-through based on financial hardship.

Section 20. The appropriate officers, employees, representatives, and agents of the City are hereby authorized and directed to do everything necessary or desirable to accomplish the calling and holding of the Bond Special Election, and to otherwise carry out the provisions of this ordinance.

Section 21. Documents referenced in this ordinance are on file with the Clerk of the Board of Supervisors in File No. 200478, which is hereby declared to be a part of this ordinance as if set forth fully herein.

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

By: /s/ Kenneth David Roux
KENNETH DAVID ROUX
Deputy City Attorney

Mayor Breed
BOARD OF SUPERVISORS
File Number: 200478  Date Passed: July 21, 2020

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 3, 2020, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not-to-exceed $487,500,000 to finance the acquisition or improvement of real property, including: facilities to house and/or deliver services for persons experiencing mental health challenges, substance use disorder, and/or homelessness; parks, open space, and recreation facilities, including green and climate resilient infrastructure; and streets, curb ramps, street structures and plazas, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating the provisions of the Administrative Code relating to the Citizens’ General Obligation Bond Oversight Committee’s review of Bond expenditures; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

June 24, 2020 Budget and Finance Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

June 24, 2020 Budget and Finance Committee - CONTINUED AS AMENDED

July 08, 2020 Budget and Finance Committee - RECOMMENDED

July 14, 2020 Board of Supervisors - PASSED ON FIRST READING
   Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

July 21, 2020 Board of Supervisors - FINALLY PASSED
   Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee
I hereby certify that the foregoing Ordinance was FINALLY PASSED on 7/21/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

7.23.20
Date Approved