



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: Katy Tang, Eric Mar, Malia Cohen

Clerk: Derek Evans (415) 554-7702

Thursday, January 28, 2016

11:00 AM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - Katy Tang, Eric Mar, and Malia Cohen

The Rules Committee met in regular session on Thursday, January 28, 2016, with Chair Katy Tang presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Tang called the meeting to order at 11:06 a.m. On the call of the roll, Chair Tang and Vice Chair Mar were noted present. Member Cohen was noted not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

160055 [Reappointment, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - John Bogacki]

Hearing to consider appointing one member, term ending August 2, 2019, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Rules Committee)

Vacant seat 4, succeeding John Bogacki, term expired, must be a senior or disabled resident of the Central Market Street and Tenderloin Area or Adjacent Area, for the unexpired portion of a four-year term ending August 2, 2019.

01/22/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: There were none.

Appointment of John Bogacki, seat 4, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion reappointing John Bogacki, term ending August 2, 2019, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Rules Committee)

John Bogacki, seat 4, succeeding himself, term expired, must be a senior or disabled resident of the Central Market Street and Tenderloin Area or Adjacent Area, for the unexpired portion of a four-year term ending August 2, 2019.

**Member Cohen, seconded by Vice Chair Mar, moved that this Motion be RECOMMENDED...
The motion carried by the following vote:**

Ayes: 3 - Tang, Mar, Cohen

160056 [Appointment, Food Security Task Force - Ryan Thayer]

Hearing to consider appointing one members, for an indefinite term, to the Food Security Task Force. (Rules Committee)

Vacant seat 5, succeeding Deloris McGee, resigned, must be nominated by the Food Security Task Force and a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

01/22/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Ryan Thayer; spoke on their qualifications. Walter Paulson; shared various concerns relating to the subject matter.

Appointment of Ryan Thayer, seat 5, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Ryan Thayer, for an indefinite term, to the Food Security Task Force. (Rules Committee)

Ryan Thayer, seat 5, succeeding Deloris McGee, resigned, must be nominated by the Food Security Task Force and a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

**Vice Chair Mar, seconded by Member Cohen, moved that this Motion be RECOMMENDED...
The motion carried by the following vote:**

Ayes: 3 - Tang, Mar, Cohen

160057 [Appointment, San Francisco Health Authority - Joseph David Woods]

Hearing to consider appointing one member, term ending January 15, 2018, to the San Francisco Health Authority. (Rules Committee)

Vacant seat 14, succeeding Elena Tinloy, resigned, must be nominated by the San Francisco Pharmacy Leadership Group, or any other successor organization, for the unexpired portion of a three-year term ending January 15, 2018.

01/22/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Joseph David Woods; spoke on their qualifications. Walter Paulson; spoke on various concerns relating to the subject matter.

Appointment of Joseph David Woods, seat 14, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Joseph David Woods, term ending January 15, 2018, to the San Francisco Health Authority. (Rules Committee)

Joseph David Woods, seat 14, succeeding Elena Tinloy, resigned, must be nominated by the San Francisco Pharmacy Leadership Group, or any other successor organization, for the unexpired portion of a three-year term ending January 15, 2018.

**Vice Chair Mar, seconded by Member Cohen, moved that this Motion be RECOMMENDED...
The motion carried by the following vote:**

Ayes: 3 - Tang, Mar, Cohen

160058 [Appointment, Children and Families First Commission - Zea Malawa]

Hearing to consider appointing one member, term ending April 29, 2018, to the Children and Families First Commission. (Rules Committee)

Vacant seat 8, succeeding Jamal Harris, resigned, shall represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for the unexpired portion of a four-year term ending April 29, 2018.

01/22/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Zea Malawa; Nawz Talai; spoke on their qualifications. Laurel Kloomok, Executive Director (Children and Families First Commission); spoke in support of the applicants. Walter Paulson; spoke on various concerns relating to the hearing matter.

Appointment of Zea Malawa, seat 8, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Zea Malawa, term ending April 29, 2018, to the Children and Families First Commission. (Rules Committee)

Zea Malawa, seat 8, succeeding Jamal Harris, resigned, shall represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for the unexpired portion of a four-year term ending April 29, 2018.

Member Cohen, seconded by Vice Chair Mar, moved that the Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

160015 [Appointment, Entertainment Commission - Joaquin Castillo Arana]

Hearing to consider appointing one member, for the unexpired portion of a term ending July 1, 2017, to the Entertainment Commission. (Rules Committee)

Vacant seat 3, succeeding Demetri Moshoyannis, resigned, must represent the interests of the public health community, for the unexpired portion of a four-year term ending July 1, 2017

01/07/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Joaquin Castillo Arana; Laura Thomas; spoke on their qualifications.

Appointment of Joaquin Castillo Arana, seat 3, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Joaquin Castillo Arana, term ending July 1, 2017, to the Entertainment Commission. (Rules Committee)

Joaquin Castillo Arana, seat 3, succeeding Demetri Moshoyannis, resigned, must represent the interests of the public health community, for the unexpired portion of a four-year term ending July 1, 2017.

Member Cohen, seconded by Chair Tang, moved that the Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

160059 [Appointment, Veterans Affairs Commission - Scott Joiner]

Hearing to consider appointing one member, term ending January 31, 2019, to the Veterans Affairs Commission. (Rules Committee)

Vacant seat 11, succeeding Regalado Baldonado, resigned, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2019.

01/22/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Joseph Koppel; Stacey Newman; John Caldera; spoke on their qualifications. Michael Maffei, President (Veterans Affairs Commission); spoke in support of Scott Joiner.

Appointment of Scott Joiner, seat 11, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Scott Joiner, term ending January 31, 2019, to the Veterans Affairs Commission. (Rules Committee)

Scott Joiner, seat 11, succeeding Regalado Baldonado, resigned, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2019.

Chair Tang, seconded by Member Cohen, moved that the Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Chair Tang recessed the meeting from 12:38 p.m. until 12:44 p.m.

Member Cohen was noted present at 11:08 a.m.

150940 [Charter Amendment - Park, Recreation and Open Space Fund]**Sponsors: Farrell; Mar, Tang, Wiener, Yee, Breed, Cohen and Avalos**

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to require an annual baseline appropriation for the Park, Recreation and Open Space Fund based on City spending for park and recreation purposes in FY2015-2016, extend the annual set-aside and the baseline appropriation for 15 years to FY2045-2046, and modify the Recreation and Park Department's planning obligations to include equity analysis and Board of Supervisors review, at an election to be held on June 7, 2016.

09/22/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/22/2015.

09/29/15; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Recreation and Park Department/Commission, and Park, Recreation and Open Space Advisory Committee for informational purposes (per Rules of Order 2.22.4).

11/05/15; RESPONSE RECEIVED. Planning Department certifies this Charter Amendment is not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

11/10/15; REFERRED TO DEPARTMENT. Referred to the Youth Commission per Charter Section 4.124 for comment and recommendation.

11/12/15; RESPONSE RECEIVED. Controller's Office provided financial analysis supporting opinion that this Charter Amendment would have a significant impact on the cost of government.

11/12/15; AMENDED. Heard in Committee. Speakers: Supervisor Mark Farrell (Board of Supervisors); Phil Ginsburg, General Manager (Recreation and Park Department); presented information and answered questions raised throughout the discussion. Samantha; Linda D'Avirro, Chair (Park, Recreation and Open Space Advisory Committee); Phil Arnold (Parks Alliance); Kitty Teerling (Friends of Grattan Playground); Jacqueline Bos (Friends of Joe DiMaggio Playground); Rachel Norton; Denis Mosgofian (Park, Recreation and Open Space Advisory Committee), Jean Bogiages; Jessica Closson; Steffen Franz (Park, Recreation and Open Space Advisory Committee); Isabel Wade; Matt O'Grady, President (Parks Alliance); Tom Banks; Vince Courtney (L!UNA!); John Ware; June Fraps (Friends of Washington Square); Kate Eschelbach (Friends of Grattan Playground); Janet Gamble (Friends of Alta Plaza Park); Eric Brooks (Our City); Linda Newhouse Segal; Vanessa Banks (Friends of Youngblood Coleman Park); Linda Schaffer (Park, Recreation and Open Space Advisory Committee); spoke in support of the hearing matter. Nancy Wuerfel; Eileen Boken; spoke in opposition of the hearing matter. Ron Proctor, Anastasia Glikshtern, Dee Seligman, and Kathleen Hallinan (San Francisco Forest Alliance); spoke neither in support nor against the hearing matter.

11/12/15; CONTINUED AS AMENDED.

11/12/15; REFERRED TO DEPARTMENT. Re-referred to the Planning Department for environmental review; City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Recreation and Park Department/Commission, and Park, Recreation and Open Space Advisory Committee for informational purposes (per Rules of Order 2.22.4).

11/13/15; REFERRED TO DEPARTMENT. Re-referred to the Youth Commission per Charter Section 4.124 for comment and recommendation.

11/17/15; RESPONSE RECEIVED. Youth Commission voted to support File No. 150940, with comments.

12/01/15; RESPONSE RECEIVED. Controller's Office provided financial analysis supporting opinion that this Charter Amendment would have a significant impact on the cost of government.

12/07/15; RESPONSE RECEIVED. Planning Department certifies this Charter Amendment is not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

12/10/15; CONTINUED. Heard in Committee. Speakers: Matt O'Grady, and Kelly Nice (San Francisco Parks Alliance); Denis Mosgofian, Commissioner (Park, Recreation, and Open Space Advisory Committee);

Christine Rahe (San Francisco Lawn Bowling Club); Lee Anne Weldon (San Francisco Parks Alliance); Linda D'Avirro, Chair (Park, Recreation, and Open Space Advisory Committee); Linda Litehiser; Martha Ehrenfeld (Tennis Coalition of San Francisco); Jane Weil, Commissioner (Park, Recreation, and Open Space Advisory Committee); Bill Hancock (San Francisco Parks Alliance); Jenny Lan, Jackie O, and Kathleen Hallinan (San Francisco Parks Alliance); Kitty Teerling (Friends of Grattan Playground); Rosemary Cameron, Board Member (San Francisco Parks Alliance); Walter Paulson; Rachel Norton, Director of Policy and Communications (San Francisco Parks Alliance); spoke in support of the hearing matter. Ron Proctor (San Francisco Forest Alliance); Nancy Wuerfel; spoke neither in support nor against the hearing matter.

01/14/16; AMENDED.

01/14/16; CONTINUED AS AMENDED.

01/14/16; AMENDED. Heard in Committee. Speakers: Jim Lazarus (San Francisco Chamber of Commerce); Matt O'Grady, Chief Executive Officer (Parks Alliance); Phil Arnold (Parks Alliance); Martha Ehrenfeld (Tennis Coalition of San Francisco); Kelly Nice, Board Chair (Parks Alliance); Male Speaker (Zynga Charity); Rosemary Cameron (Parks Alliance); Jean Boglages (Parks Alliance); Anita Denz (Friends of Alta Park); Rachel Norton (San Francisco Parks Alliance); spoke in support of the hearing matter. Linda Litehiser; Christine Rahe (San Francisco Lawn Bowling); Zahra Kelly (Nature in the City); Dee Seligman (San Francisco Forest Alliance); Nancy Wuerfel; spoke neither in support nor against the hearing matter.

01/15/16; REFERRED TO DEPARTMENT. Re-referred to the Planning Department for environmental review; City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Recreation and Park Department/Commission, and Park, Recreation and Open Space Advisory Committee for informational purposes (per Rules of Order 2.22.4).

01/21/16; AMENDED. Heard in Committee. Speakers: Supervisor Mark Farrell (Board of Supervisors); presented information and answered questions raised throughout the discussion. Phil Arnold; Matt O'Grady, Chief Executive Officer; Kelly Nice; Rachel Norton; and Rosemary Cameron (San Francisco Parks Alliance); Todd David (Residents for Noe Valley Town Square); spoke in support of the hearing matter.

01/21/16; CONTINUED AS AMENDED.

01/22/16; REFERRED TO DEPARTMENT. Re-referred to the Planning Department for environmental review; City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Recreation and Park Department/Commission, and Park, Recreation and Open Space Advisory Committee for informational purposes (per Rules of Order 2.22.4). Referred to the Planning Department for environmental review.

01/27/16; RESPONSE RECEIVED. The Planning Department has determined that the Charter Amendment is not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Heard in Committee. Speakers: Supervisor Mark Farrell (Board of Supervisors); presented information and answered questions raised throughout the discussion. Matt O'Grady; spoke in support of the hearing matter. Dee Seligman; Tom Borden; spoke neither in support nor against the hearing matter.

Vice Chair Mar, seconded by Member Cohen, moved that the Charter Amendment be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

151273 [Charter Amendment - Filling Supervisorial Vacancies]**Sponsor: Avalos**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to require the Department of Elections to hold a special election when there is a vacancy in the Office of Member of the Board of Supervisors, unless a regularly scheduled election will be held within 180 days of the vacancy; and provide that the Mayor shall appoint an interim Supervisor to fill a supervisorial vacancy until an election is held to fill that vacancy, with the interim Supervisor being ineligible to compete in that election, at an election to be held on June 7, 2016.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/14/2016.

12/21/15; REFERRED TO DEPARTMENT. Referred to the City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, and Department of Elections for informational purposes (per Rules of Order 2.22.4).

01/12/16; RESPONSE RECEIVED. Controller's Office provided financial analysis supporting opinion that this Charter Amendment would have a moderate impact on the cost of government.

01/14/16; DUPLICATED. Heard in Committee. Speakers: Nancy Wuerfel; David Cary; spoke in support of the hearing matter. Jim Lazarus (San Francisco Chamber of Commerce); spoke in opposition to the hearing matter. Christopher Jerdonek; spoke neither in support nor against the hearing matter.

01/14/16; CONTINUED AS AMENDED.

01/14/16; AMENDED. See Duplicated File No. 160040.

01/15/16; REFERRED TO DEPARTMENT. Re-referred to the City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, and Department of Elections for informational purposes (per Rules of Order 2.22.4).

01/21/16; AMENDED. Heard in Committee. Speaker: Magick; spoke in support of the hearing matter.

01/21/16; CONTINUED AS AMENDED.

01/22/16; REFERRED TO DEPARTMENT. Re-referred to the City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, and Department of Elections for informational purposes (per Rules of Order 2.22.4). Referred to the Planning Department for environmental review.

01/27/16; RESPONSE RECEIVED. The Planning Department has determined that the Charter Amendment is not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be CONTINUED TO THE CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Member Cohen, seconded by Chair Tang, moved to rescind the previous vote to open public comment, which had not been heard; there were no speakers. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Heard in Committee. Speaker: Jeremy Pollock, Legislative Aide (Office of Supervisor John Avalos); presented information and answered questions raised throughout the discussion.

Chair Tang requested File No. 151273 be DUPLICATED.

See duplicated File No. 160089.

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

160089 [Charter Amendment - Filling Supervisorial Vacancies within 28 Days]**Sponsor: Tang**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to require the Department of Elections to hold a special election when there is a vacancy in the Office of Member of the Board of Supervisors, unless a regularly scheduled election will be held within 180 days of the vacancy; and provide that the Mayor shall appoint an interim Supervisor to fill a supervisorial vacancy until an election is held to fill that vacancy, with the interim Supervisor being ineligible to compete in that election, at an election to be held on June 7, 2016.

1/28/2016 - Duplicated from File No. 151273

Duplicated from File No. 151273.

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be AMENDED by removing almost all of the proposed changes to the vacancy appointment and election process and solely requiring the Mayor to make vacancy appointments for the Board of Supervisors within 28 days of the date of the vacancy. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be CONTINUED AS AMENDED TO THE CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Member Cohen, seconded by Chair Tang, moved to rescind the previous two votes to open public comment, which had not been heard; there were no speakers. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Heard in Committee. Speaker: Jeremy Pollock, Legislative Aide (Office of Supervisor John Avalos); presented information and answered questions raised throughout the discussion.

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be AMENDED by removing almost all of the proposed changes to the vacancy appointment and election process and solely requiring the Mayor to make vacancy appointments for the Board of Supervisors within 28 days of the date of the vacancy. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to require the Mayor to fill a supervisorial vacancy within 28 days, at an election to be held on June 7, 2016.

Chair Tang, seconded by Member Cohen, moved that this Charter Amendment be CONTINUED TO CALL OF THE CHAIR AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 1:32 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Rules Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.