



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, June 9, 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, June 9, 2016, with Chair Katy Tang presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Tang called the meeting to order at 11:15 a.m. On the call of the roll, Chair Tang and Vice Chair Mar were noted present. There was a quorum.

Member Cohen was noted present at 11:23 a.m.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

160662 [Reappointment, Commission on Aging Advisory Council - Elinore Lurie]

Hearing to consider appointing one member, term ending March 31, 2018, to the Commission on Aging Advisory Council. (Rules Committee)

Vacant seat 1, succeeding Elinore Lurie, term expired, must be a nominee of the District 2 Supervisor, for the unexpired portion of a two-year term ending March 31, 2018.

06/03/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Elinore Lurie; spoke on their qualifications. Walter Paulson; spoke neither in support nor against the applicants.

Appointment of Elinore Lurie, seat 1, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion reappointing Elinore Lurie, term ending March 31, 2018, to the Commission on Aging Advisory Council. (Rules Committee)

Elinore Lurie, seat 1, succeeding themselves, term expired, must be a nominee of the District 2 Supervisor, for the unexpired portion of a two-year term ending March 31, 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

160476 [Confirming Reappointment, Port Commission - Eleni Kounalakis]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Eleni Kounalakis to the Port Commission, term ending May 1, 2020.

05/06/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Commissioner Willie Adams (Port Commission); spoke in support of Eleni Kounalakis. Walter Paulson; spoke neither in support nor against the applicants.

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

160575 [Confirming Appointment, Municipal Transportation Agency Board of Directors - Lee Hsu]

Sponsor: Mayor

Motion confirming the Mayor's appointment of Lee Hsu to the Municipal Transportation Agency Board of Directors, term ending March 1, 2019.

05/20/16; RECEIVED FROM DEPARTMENT.

05/20/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Lee Hsu; spoke on their qualifications. Jarlene Choy, Legislative Aide (Office of Supervisor Norman Yee); George Wooding, and Roger Ritter, President (West of Twin Peaks Central Council); Caryl Ito; Deb Fishman; Frank Noto, President (Sunset Heights Association of Responsible People); James Riseman; Howard Strassner; Karen Tarantola (West Portal Merchants Association); Ben Pachanga; Mike Yan; spoke in support of the applicant. Susan Vonn; Walter Paulson; spoke neither in support nor against the applicant.

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

160663 [Appointments, Sunshine Ordinance Task Force - Victoria Baranetsky and Eric Eldon]

Hearing to consider appointing two members, terms ending April 27, 2018, to the Sunshine Ordinance Task Force. (Rules Committee)

Vacant seat 1, succeeding Mark Rumold, term expired, must be nominated by the local chapter of the Society of Professional Journalists and be an attorney, for a two-year term ending April 27, 2018.

Vacant seat 2, succeeding Eric Eldon, term expired, must be nominated by the local chapter of the Society of Professional Journalists and be a local journalist, for a two-year term ending April 27, 2018.

06/03/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Victoria Baranetsky; Eric Eldon; spoke on their qualifications. Geoffrey King and Thomas Peele (Society of Professional Journalists); spoke in support of Victoria Baranetsky and Eric Eldon.

Appointment of Victoria Baranetsky, seat 1, recommended (residency requirement waived).

Appointment of Eric Eldon, seat 2, recommended (residency requirement waived).

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Victoria Baranetsky and reappointing Eric Eldon, terms ending April 27, 2018, to the Sunshine Ordinance Task Force. (Rules Committee)

Victoria Baranetsky, seat 1, succeeding Mark Rumold, term expired, must be nominated by the local chapter of the Society of Professional Journalists and be an attorney, for a two-year term ending April 27, 2018.

Eric Eldon, seat 2, succeeding themselves, term expired, must be nominated by the local chapter of the Society of Professional Journalists and be a local journalist, for a two-year term ending April 27, 2018.

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

151273 [Charter Amendment - Filling Vacancies in Local Elective Office]**Sponsors: Avalos; Mar**

Charter Amendment (Fourth 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 November 8, 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.

01/28/16; DUPLICATED. 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.

01/28/16; CONTINUED TO CALL OF THE CHAIR. See duplicated File No. 160089.

02/02/16; RESPONSE RECEIVED. Controller's Office provided financial analysis supporting opinion that this Charter Amendment would have a moderate impact on the cost of government.

02/03/16; AMENDED. Heard in Committee. Speaker: Jon Giver, Deputy City Attorney; presented information and answered questions raised throughout the discussion.

Member Avalos, 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, Avalos, Cohen

Member Avalos, seconded by Member Cohen, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

02/03/16; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

06/03/16; 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.

06/03/16; RESPONSE RECEIVED. Controller's Office provided financial analysis supporting opinion that this Charter Amendment would have a moderate impact on the cost of government.

06/06/16; 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.

Heard in Committee. Speakers: Supervisor John Avalos (Board of Supervisors); Jon Givner, Deputy City Attorney (Office of the City Attorney); presented information and responded to questions raised throughout the hearing. Bruce Bowen; Karen Babbitt; Susan Vonn; spoke in support of the proposed Charter Amendment.

Supervisor Mar requested to be added as a co-sponsor.

Vice Chair Mar, seconded by Member Cohen, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to allow the vacancy election to be consolidated with any other election, and to apply the 28-day window to fill vacancies to all vacancies appointed by the Mayor. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Charter Amendment (Fifth 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; 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; and require the Mayor to fill vacancies in all local elective offices within 28 days of the vacancy, at an election to be held on November 8, 2016.

Vice Chair Mar, seconded by Member Cohen, moved that this Charter Amendment be CONTINUED to the June 23, 2016, Rules Committee meeting. 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 12:57 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.