



City and County of San Francisco

Meeting Agenda

Rules Committee

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

Members: Norman Yee, Katy Tang, David Campos

Clerk: Alisa Somera (415) 554-4447

Thursday, September 18, 2014

2:00 PM

City Hall, Committee Room 263

Regular Meeting

AGENDA CHANGES

REGULAR AGENDA

Additional information and qualifications, including supplementary criteria, requirements, definitions, or exclusions, for seats being considered at this meeting may be found in the Vacancy Notice or Information Sheet, which are in the packet materials for the corresponding matter.

1. [140897](#) **[Confirming Appointment, Treasure Island Development Authority Board of Directors - Jeff Kositsky]**

Sponsor: Mayor

Motion confirming the appointment of Jeff Kositsky to the Treasure Island Development Authority Board of Directors, for a four-year term ending April 28, 2018.

8/8/14; RECEIVED AND ASSIGNED to the Rules Committee.

2. [140961](#) **[Reappointment, Peninsula Corridor Joint Powers Board - Supervisor Malia Cohen]**

Motion reappointing Supervisor Malia Cohen to the Peninsula Corridor Joint Powers Board for a two-year term ending June 30, 2016. (Clerk of the Board)

9/9/14; RECEIVED AND ASSIGNED to the Rules Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on September 23, 2014.

3. [140968](#) **[Appointment, Urban Forestry Council]**
Hearing to consider appointing one member, term ending November 18, 2016, to the Urban Forestry Council. (Clerk of the Board)
- Vacant seat 6, succeeding William Most, resigned, must be a representative of the community, for a two-year term ending November 18, 2016.
- 9/5/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 1 seat / 2 applicants*
Carolyn Johnston, seat 6
Michael Sullivan, seat 6
- The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on September 23, 2014.*
4. [140965](#) **[Appointment, Commission on Aging Advisory Council]**
Hearing to consider appointing one member, term ending March 31, 2015, to the Commission on Aging Advisory Council. (Clerk of the Board)
- Vacant seat 10, succeeding Patricia Webb, must be a nominee of the District 5 Supervisor, for the unexpired portion of a two-year term ending March 31, 2015.
- 9/5/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 1 seat / 1 applicant*
Madeline Behrens-Brigham, seat 10
5. [140966](#) **[Appointment, Park, Recreation and Open Space Advisory Committee]**
Hearing to consider appointing one member, term ending February 1, 2015, to the Park, Recreation and Open Space Advisory Committee. (Clerk of the Board)
- Vacant seat 18, succeeding Catherine Judge, resigned, must be nominated by the District 6 Supervisor and from District 6, for the unexpired portion of a two-year term ending February 1, 2015.
- 9/5/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 1 seat / 1 applicant*
Jane Weil, seat 18
6. [140967](#) **[Appointment, In-Home Supportive Services Public Authority]**
Hearing to consider appointing one member, term ending March 1, 2016, to the In-Home Supportive Services Public Authority. (Clerk of the Board)
- Vacant seat 6, succeeding Kelly Dearman, term expired, must be a member of the Human Services Commission and recommended to the Board of Supervisors by the Commission, for the unexpired portion of a three-year term ending March 1, 2016.
- 9/5/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 1 seat / 1 applicant*
Rita Semel, seat 6
- The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on September 23, 2014.*

7. [140969](#) **[Appointment, Commission of Animal Control and Welfare]**
Hearing to consider appointing one member, term ending April 30, 2015, to the Commission of Animal Control and Welfare. (Clerk of the Board)
- Vacant seat 6, succeeding Jennifer Jameson, deceased, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2015.
- 9/5/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 1 seat / 4 applicants
James Yorck, seat 6
Amy Van Nest, seat 6
Amy Fuller, seat 6
Julene Johnson, seat 6

LITIGATION

Conference with City Attorney

*[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]
Motion that the Rules Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing lawsuits and claims in which proposed settlements are being considered by the Committee. Administrative Code Section 67.10(d) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuits and claims listed below.*

After a closed session, if one occurs, the Committee shall adopt a motion either to disclose or not to disclose.

8. [140845](#) **[Settlement of Lawsuit - Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr. - \$175,000]**
Ordinance authorizing settlement of the lawsuit filed by Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr., against the City and County of San Francisco for \$175,000; the lawsuit was filed on May 2, 2011, in United States District Court, Case No. C11-02162 LB; entitled Earl Brown Sr., Helen Brown, and the Estate of Earl Brown Jr. v. City and County of San Francisco, et al. (City Attorney)
- 7/21/14; RECEIVED FROM DEPARTMENT.
7/29/14; RECEIVED AND ASSIGNED to the Rules Committee.
9. [140867](#) **[Settlement of Grievance - Pamela Arons - \$130,000]**
Resolution approving settlement of the unlitigated grievance (ERD No. 45-08-1876) of Pamela Arons against the City and County of San Francisco for \$130,000; Service Employees International Union, Local 1021, notified the City of the grievance entitled Grievance of Pamela Arons, on June 30, 2008. (City Attorney)
- 7/28/14; RECEIVED FROM DEPARTMENT.
9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.

10. [140868](#) **[Settlement of Claim - Isa and Vegar Svanemyr - \$15,130,000]**
Resolution approving the settlement of the unlitigated claims filed by Isa and Vegar Svanemyr against the City and County of San Francisco for \$15,130,000 to be paid in three installments; claim was filed on November 8, 2013. (City Attorney)

7/28/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.
11. [140869](#) **[Settlement of Claim - Wendy and Johnny Tseng - \$114,074.63]**
Resolution approving the settlement of the unlitigated claim filed by Wendy and Johnny Tseng against the City and County of San Francisco for \$114,074.63; claim was filed on January 21, 2014. (City Attorney)

7/28/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.
12. [140870](#) **[Settlement of Claim - Lisa Howe - \$35,000]**
Resolution approving the settlement of the unlitigated claim filed by Lisa Howe against the City and County of San Francisco for \$35,000; claim was filed on October 17, 2013. (City Attorney)

7/28/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.
13. [140892](#) **[Settlement of Lawsuit - Margarita Herrera - \$475,000]**
Ordinance authorizing settlement of the lawsuit filed by Margarita Herrera against the City and County of San Francisco for \$475,000; the lawsuit was filed on June 5, 2013, in San Francisco Superior Court, Case No. CGC 13-531901; entitled Herrera v. City and County of San Francisco, et al. (City Attorney)

8/4/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.
14. [140893](#) **[Settlement of Claim - Janie Vargas and Stanley E. Pond - \$55,000]**
Resolution approving the settlement of the unlitigated claim filed by Janie Vargas and Stanley E. Pond, Esq. against the City and County of San Francisco for \$55,000; claim was filed on March 3, 2014. (City Attorney)

8/4/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.
15. [140904](#) **[Settlement of Lawsuit - Justin Neisuler - \$63,000]**
Ordinance authorizing settlement of the lawsuit filed by Justin Neisuler against the City and County of San Francisco for \$63,000; the lawsuit was filed on December 4, 2012, in San Francisco Superior Court, Case No. CGC-12-526598; entitled Justin Neisuler v. City and County of San Francisco. (City Attorney)

8/25/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.

16. [140905](#) **[Settlement of Lawsuit - Sean Alexander Hold - \$210,000]**
Ordinance authorizing settlement of the lawsuit filed by Sean Alexander Hold against the City and County of San Francisco for \$210,000; the lawsuit was filed on December 16, 2013, in the United States District Court for the Northern District of California, Case No. C13-5814 CW; entitled Sean Alexander Hold v. City and County of San Francisco, et al. (City Attorney)

8/25/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.

17. [140906](#) **[Settlement of Lawsuit - Eduardo Alegrett - \$285,000]**
Ordinance authorizing settlement of the lawsuit filed by Eduardo Alegrett against the City and County of San Francisco for \$285,000; the lawsuit was filed on October 29, 2012, in the United States District Court for the Northern District of California, Case No. C-12-5538-MEJ; entitled Eduardo Alegrett v. City and County of San Francisco, et al. (City Attorney)

8/25/14; RECEIVED FROM DEPARTMENT.

9/2/14; RECEIVED AND ASSIGNED to the Rules Committee.

[Elect To Disclose]

Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the Chair immediately to disclose that information.

[Elect Not to Disclose]

Motion that the Committee finds that it is in the best interest of the public that the Committee elect at this time not to disclose its closed session deliberations listed above.

ADJOURNMENT

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

140909

[Administrative Code - Catastrophic Illness Programs]

Ordinance amending the Administrative Code to authorize the Department of Public Health to designate another City department to carry out various functions in the administration of the Catastrophic Illness Program for City employees and the Catastrophic Illness Program for family members of City employees. (Public Health Department)

8/29/14; RECEIVED FROM DEPARTMENT.

9/9/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

140953

[Environment Code - Revising the Urban Forestry Council Composition and Meeting Requirements]

Sponsor: Wiener

Ordinance amending the Environment Code to revise the composition and meeting schedule requirements for the Urban Forestry Council.

9/9/14; ASSIGNED to the Rules Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. Meetings are broadcast live on KPOO 89.5 FM. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Peggy Nevin at (415) 554-5184. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag kay Joy Lamug sa (415) 554-7712.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Wilson Ng at (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>