



# City and County of San Francisco

## Meeting Agenda

### Rules and Audits Committee

*Members: Supervisors Tony Hall, Matt Gonzalez and Gerardo Sandoval*

*Clerk: Deborah Muccino*

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

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Tuesday, March 19, 2002

1:00 PM

City Hall, Room 263

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### Regular Meeting

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#### Meeting Convened

*Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, 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.*

#### AGENDA CHANGES

#### REGULAR AGENDA

1. 020337 [Appointment]  
Hearing to consider appointing three members to the United Nations Plaza Working Group.  
  
3 Seats Being Considered:  
Vacant seat, new position, seat 1, must be a member of the United Nations Association, term to be determined;  
Vacant seat, new position, seat 2, must be a member of the Market Street Association, term to be determined;  
Vacant seat, new position, seat 4, must be a vendor at the Farmer's Market held in the United Nations Plaza, term to be determined.  
  
2/20/02, CONTINUED TO CALL OF THE CHAIR. Divided from File No. 012084.  
2/21/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.  
*3 Seats / 1 Applicant*  
*Roderick Kiracofe (residency waiver required), seat 2.*

2.       **020335    [Appointment]**  
Hearing to consider appointing two members to the Emergency Room Diversion Task Force.
- 2 Seats Being Considered:  
Vacant seat, succeeding Steven Polevoi, resigned, seat 2, must be an emergency room physician from the Emergency Physicians Association, term to be determined;  
Vacant seat, new position, seat 10, must be a representative of the San Francisco Fire Department, term to be determined.
- 2/20/02, CONTINUED TO CALL OF THE CHAIR. Divided from File No. 012288.  
2/21/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.  
*2 Seats / 2 Applicants*  
*Thomas Peitz (residency waiver required), seat 2.*  
*Richard Shortall (residency waiver required), seat 10.*
3.       **020283    [Fire Department Audit]**  
**Supervisor Peskin**  
Hearing to review the findings and recommendations contained in the recently released Fire Department audit submitted by the Budget Analyst's Office.
- 2/11/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
4.       **020319    [Municipal Code Amendment - Deletion of Court Reporter Requirement for Board of Appeals]**  
Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 11 to authorize the Board of Appeals to use the Department of Telecommunications and Information Technology's Citywatch Cable Channel 54 videotape as a record of the Board's proceedings in lieu of attendance at the hearing by a court reporter. (Board of Appeals)
- 2/27/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
5.       **020114    [Requiring Early Voting in Each Supervisorial District]**  
**Supervisor Gonzalez**  
Ordinance amending the Municipal Elections Code to require the Department of Elections to establish at least three satellite locations in each Supervisorial district for early voting during the ten calendar days immediately preceding any election held in the City and County of San Francisco.
- (Fiscal impact.)
- 1/22/02, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/21/2002.  
1/28/02, TRANSFERRED to Rules and Audits Committee. Transferred pursuant to new committee structure.  
2/14/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 2/21/2002.

6.        **020339    [Appointment]**  
Resolution appointing Supervisor Leland Yee, term ending February 1, 2005, to the Bay Area Air Quality Management District Board of Directors.
- Supervisor Leland Yee, succeeding Supervisor Tony Hall, Seat No. 1, must be a member of the San Francisco Board of Supervisors, for the unexpired portion of a four-year term ending February 1, 2005.
- 2/22/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.  
3/5/02, CONTINUED. Heard in Committee. Speakers: none.
- Continued to March 19, 2002.
7.        **020020    [Bond Truth Act]**  
**Supervisor Yee**  
Ordinance amending Chapter 10 of the Administrative Code by adding Article IX thereto; requiring any ballot measure submitted to the voters to include certain information; requiring public access to financing proposals for capital projects; requiring the commitment of additional funds for projects financed in part with bond proceeds; limiting the transferability of bond authority for other projects; authorizing the expiration of bond authority; requiring the Controller to enforce this Article; and all other matters related thereto.
- 1/7/02, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/6/2002.  
1/28/02, TRANSFERRED to Rules and Audits Committee. Transferred pursuant to new committee structure.
8.        **020407    [General Obligation Bond Accountability Reports]**  
**Supervisor Yee**  
Ordinance amending Chapter 2, Article VIII of the Administrative Code of the City and County of San Francisco to provide additional further requirements for the expenditure of general obligation bond proceeds.
- 3/11/02, RECEIVED AND ASSIGNED to Finance Committee.  
3/12/02, TRANSFERRED to Rules and Audits Committee.

## LITIGATION

### Conference with City Attorney

*(Convene in Closed Session)*

*Motion that the Rules and Audits Committee of the Board of Supervisors convene in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (a) and Administrative Code Section 67.8 (3), for the purpose of conferring with, or receiving advice from, the City Attorney regarding proposed settlements in the lawsuits or claims listed below.*

9.       **020110**    **[Settlement of Lawsuit]**  
Ordinance authorizing settlement of the lawsuit filed by Fannie Williams, Mariah Gorge (a minor by and through her Guardian ad litem Fannie Williams), Brenda Williams against the City and County of San Francisco for \$175,000; the lawsuit was filed on February 2, 1998 in San Francisco Superior Court, Case No. 992-174; entitled Fannie Williams, et al., v. Les Adams, City and County of San Francisco, et al; other material term of said settlement is waiver of \$45,522.01 lien to San Francisco General Hospital. (City Attorney)  
  
3/4/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
10.       **020249**    **[Settlement of Lawsuit]**  
Ordinance authorizing settlement of the matter of Stephanie Fouchia v. City and County of San Francisco for \$65,000. The lawsuit was filed on March 7, 2001, in San Francisco Superior Court, Case No. 319-456; entitled Stephanie Fouchia v. City and County of San Francisco. (City Attorney)  
  
2/26/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
11.       **020255**    **[Settlement of Lawsuit]**  
Ordinance authorizing §998 offer of judgment in the lawsuit filed by Frank Rodriguez against the City and County of San Francisco for \$30,001.00; the lawsuit was filed on October 11, 2001 in San Francisco Superior Court, Case No. 400-133; entitled Frank Rodriguez, v. City and County of San Francisco, et al. (City Attorney)  
  
3/4/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
12.       **020330**    **[Settlement of Lawsuit]**  
Ordinance authorizing settlement of the lawsuit filed by Miguel Martinez (Barrera) against the City and County of San Francisco for \$412,500.00; the lawsuit was filed on June 23, 2000 in Superior Court, Case No. 313-139; entitled Miguel Martinez (Barrera) vs. City and County of San Francisco, et al. (City Attorney)  
  
3/6/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.
13.       **020331**    **[Settlement of Lawsuit]**  
Ordinance authorizing settlement of the lawsuit filed by Rosa Corrales against the City and County of San Francisco for \$500,000.00; the lawsuit was filed on October 3, 2000 in San Francisco Superior Court, Case No. 315-584; entitled Rosa Corrales v. Regents of the University of California, et al; there are no other material terms to said settlement. (City Attorney)  
  
3/6/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

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

*[Elect To Disclose]*

*Motion that the Committee 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 concerning the anticipated litigation listed above.*

## **ADJOURNMENT**

## **IMPORTANT INFORMATION**

*NOTE: 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. Any written comments should be sent to: Committee Clerk of the Rules and Audits Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above*

## **LEGISLATION UNDER THE 30-DAY RULE**

### **(Not to be considered at this meeting)**

*Rule 5.42 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.*

#### **020294 ["Quality of Life" Offenses]**

##### **Supervisor Hall**

Ordinance amending the San Francisco Administrative Code by adding Section 2A.86 to require the Chief of Police to provide information to the District Attorney on citations issued for "Quality of Life" offenses and to require the District Attorney to prepare and post on the District Attorney's website monthly reports showing the outcome of proceedings involving persons cited for these offenses.

2/19/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 3/21/2002.

**020298 [Grant Applications]**

**Supervisors Gonzalez, Sandoval**

Ordinance amending San Francisco Administrative Code Section 10.170 to provide that all applications submitted by the City for federal, State, or other grants requesting funding for fifty thousand dollars or more for any project or program shall be subject to approval by the Board of Supervisors by resolution.

2/19/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 3/21/2002.

**020347 [Campaign and Governmental Conduct Code]**

**Supervisors Peskin, Gonzalez**

Ordinance amending Article I, Chapter 1 of the Campaign and Governmental Conduct Code by amending sections 1.100 and 1.104 and adding section 1.119 to define net debt outstanding; prohibit fundraising by candidates after an election in amounts greater than the net debt outstanding on the date of the election; and require that candidates file a statement with the Ethics Commission disclosing the net debt outstanding on the date of an election.

2/25/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 3/27/2002.

## 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 at a Committee meeting 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

Agenda are available on the internet at [www.ci.sf.ca.us/bdsupvrs.bos.htm](http://www.ci.sf.ca.us/bdsupvrs.bos.htm).

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

Board meetings are televised on channel 26. For video tape copies and scheduling call (415) 557-4293.

Requests for language translation at a meeting must be received no later than noon the Friday before the meeting. Contact Ohn Myint at (415) 554-7704.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7701**

## Disability Access

Both the Committee Room (Room 263) and the Legislative Chamber are wheelchair accessible. The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex.

The following services are available when requested by 4:00 p.m. of the Friday before the Board meeting:

For American Sign Language interpreters, use of a reader during a meeting, or sound enhancement system, contact Ohn Myint at (415) 554-7704.

For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706. The Clerk of the Board's Office TTY number for speech-hearing impaired is (415) 554-5227.

In order 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 various chemical based products.

### **Know Your Rights Under the Sunshine Ordinance**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine 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 Donna Hall; by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 409, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [Donna.Hall@sfgov.org](mailto:Donna.Hall@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/bdsupvrs/sunshine.htm>

### **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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)



