



City and County of San Francisco
Meeting Agenda - Final
Rules Committee

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

Members: David Campos, Michela Alioto-Pier, Eric Mar

Clerk: Linda Wong (415) 554-7719

Thursday, March 4, 2010

10:00 AM

City Hall, Committee Room 263

Regular Meeting

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

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

These items will be available for review at City Hall, Room 244, Reception Desk.

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. 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.

AGENDA CHANGES

REGULAR AGENDA

1. [100193](#) **[Appointment, Sunshine Ordinance Task Force]**
Hearing to consider appointing one member, term ending April 27, 2010, to the Sunshine Ordinance Task Force. (Clerk of the Board)

Vacant seat 8, succeeding Kristin Chu, resigned, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2010.

Attachments: [Comm Packet 030410](#)

2/23/10; RECEIVED AND ASSIGNED to the Rules Committee.

1 seat/ 4 applicants
Bruce Wolfe, seat 8
David Snyder, seat 8 (Residency Waiver Required)
Greg Crump, seat 8 (Residency Waiver Required)
Hope Johnson, seat 8
2. [100194](#) **[Appointments, Eastern Neighborhood Citizens Advisory Committee]**
Hearing to consider appointing two members, terms ending October 19, 2011 and October 19, 2013 to the Eastern Neighborhoods Citizens Advisory Committee. (Clerk of the Board)

Seat 2, succeeding Eric Smith, resigned, must be nominated by District 10 Supervisor and confirmed by the full Board, for the unexpired portion of a four-year term ending October 19, 2013.

Seat 9, new appointment, must be nominated by District 9 Supervisor and confirmed by the full Board, for the unexpired portion of a two-year term ending October 19, 2011.

Attachments: [Comm Packet 030410](#)

2/23/10; RECEIVED AND ASSIGNED to the Rules Committee.

2 seats/ 2 applicants
Cynthia Scully, seat 2
Matthias Mormino, seat 9
3. [100195](#) **[Appointment, Children and Families First Commission]**
Hearing to consider appointing one member, for an indefinite term, to the Children and Families First Commission. (Clerk of the Board)

Seat 1, succeeding Maria Martinez, resigned, shall be the Director of Public Health or his or her designee, for an indefinite term.

Attachments: [Comm Packet 030410](#)

2/23/10; RECEIVED AND ASSIGNED to the Rules Committee.

1 seat/ 1 applicant
Twila Brown, seat 1 (Residency Waiver Required)

4. [100196](#) **[Appointments, Sweatfree Procurement Advisory Group]**
Hearing to consider appointing two members, terms ending December 17, 2011, to the Sweatfree Procurement Advisory Group. (Clerk of the Board)
- Seat 1, succeeding Jason Oringer, term expired, must have significant experience representing employees in labor matter, for the unexpired portion of a two-year term ending December 17, 2011.
Seat 3, succeeding Sarah Church, term expired, must have significant experience as an advocate for human rights or the poor, for the unexpired portion of a two-year term ending December 17, 2011.
Attachments: [Comm Packet 030410](#)
- 2/23/10; RECEIVED AND ASSIGNED to the Rules Committee.
- 2 seats/ 2 applicants*
Jason Oringer, seat 1
Sarah Church, seat 3 (Residency Waiver Required)
5. [100158](#) **[Implementation of Ordinance No. 228-09 - Confidentiality of Juveniles' Immigration Status]**
Sponsor: Campos
Hearing on the Juvenile Probation Department's status regarding the implementation of Ordinance No. 228-09 on the Confidentiality of Juveniles' Immigration Status, which the Board of Supervisors passed on November 10, 2009.
Attachments: [Comm Packet 030410](#)
- 2/9/10; RECEIVED AND ASSIGNED to the Rules Committee.

6. [091430](#) **[Mandated Reduction of Expenditures to Programs for City Services, Designated by the Board of Supervisors]**

Sponsor: Avalos

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Sections 9.103 and 9.104 to: (1) allow the Board of Supervisors to mandate the expenditure of identified appropriations for particular programs or activities, in an amount not to exceed the total value of expenditure reductions made by the Board at the same time; (2) require the relevant City departments to report to the Board on their plans for expenditure of the money appropriated; and, (3) allow the Mayor to reject or reduce an appropriation identified as mandatory and reject the designation of the appropriation as mandatory with or without reducing the amount of the appropriation.

Attachments: [Legislation Ver1](#)

[Comm Packet 012810](#)

[Comm Packet 020410](#)

[Legislation Ver2](#)

[Comm Report 020910](#)

[Board Packet 022310](#)

[Legislation Ver3](#)

[Comm Packet 030410](#)

12/15/09; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

1/28/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Supervisor John Avalos; Ben Rosenfield, Controller's Office; Starr Terrell, Mayor's Office. Continued to February 4, 2010.

1/28/10; CONTINUED AS AMENDED. Continued to February 4, 2010.

2/4/10; RECOMMENDED AS COMMITTEE REPORT. Heard in Committee. Speakers: Supervisor John Avalos; Peg Stevenson, Controller's Office; Robert Holland; Jay Dee; Geary Rogers; Jim Lazzar; Ed Pinchly; Brenda Darros; Michael Tom.

2/9/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

2/9/10; CONTINUED AS AMENDED.

2/23/10; RE-REFERRED to the Rules Committee.

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.

7. [100068](#) **[Settlement of Lawsuit - Marjorie Flores - \$57,500]**
Ordinance authorizing settlement of the lawsuit filed by Marjorie Flores against the City and County of San Francisco for \$57,500; the lawsuit was filed on April 23, 2009, in San Francisco Superior Court, Case No. 09-487666, entitled Flores v. City and County of San Francisco, et al. (City Attorney)
Attachments: [Legislation Ver1](#)
[Comm Packet 030410](#)

1/6/10; RECEIVED AND ASSIGNED to the Rules Committee.
8. [100069](#) **[Settlement of Lawsuit - Yee Mei Hung - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Yee Mei Hung against the City and County of San Francisco and Thomas Mann Chu for \$50,000; the lawsuit was filed on February 3, 2009, in San Francisco Superior Court, Case No. 484-637; entitled Yee Mei Hung v. City and County of San Francisco, et al. (City Attorney)
Attachments: [Legislation Ver1](#)
[Comm Packet 030410](#)

1/6/10; RECEIVED AND ASSIGNED to the Rules Committee.
9. [100118](#) **[Settlement of Claim - Elisa Gill - \$50,000]**
Resolution approving the settlement of Equal Employment and Opportunity Commission Charge No. 550-2009-00090, filed by Elisa Gill on October 28, 2008, against the San Francisco Public Utilities Commission, for \$50,000. (City Attorney)
Attachments: [Legislation Ver1](#)
[Comm Packet 030410](#)

2/1/10; RECEIVED AND ASSIGNED to the Rules Committee.

10. [100085](#) **[Settlement of Unlitigated Claim - Patricia Geary - \$80,000]**
Resolution approving the settlement of the unlitigated claim filed by Patricia Geary against the City and County of San Francisco for \$80,000; claim was filed on September 16, 2009. (City Attorney)

Attachments: [Legislation Ver1](#)

[Comm Packet 030410](#)

1/21/10; RECEIVED AND ASSIGNED to the Rules Committee.

11. [100166](#) **[Settlement of Unlitigated Claim - Larkfield, Inc. - \$49,500]**
Resolution approving the settlement of the unlitigated claim filed by Larkfield, Inc., against the City and County San Francisco for \$49,500; claim was filed on September 2, 2009.

Attachments: [Legislation Ver1](#)

[Comm Packet 030410](#)

2/3/10; 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

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 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.

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.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

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

Agendas are available on the internet at www.sfgov.org/site/bos_meetings

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

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) 554-7719**

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 SF Cable 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 Madeleine Licavoli at (415) 554-7722 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, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. 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, by phone at (415) 554-7724, by 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.sfgov.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 www.sfgov.org/ethics