



City and County of San Francisco
Meeting Minutes
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

MEETING CONVENED

The meeting convened at 10:08 a.m.

Present: 2 - David Campos and Eric Mar

Excused: 1 - Michela Alioto-Pier

REGULAR AGENDA

100193 [Appointment, Sunshine Ordinance Task Force - Bruce Wolfe]

Hearing to consider appointing one member, term ending April 27, 2010, to the Sunshine Ordinance Task Force. (Clerk of the Board)

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.

02/23/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Bruce Wolfe; David Snyder; Hope Johnson; Howard Walter; Chris Bolten; Richard Knee; Eric Brooks.

Appointment of Bruce Wolfe, seat 8, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Bruce Wolfe, term ending April 27, 2010, to the Sunshine Ordinance Task Force. (Clerk of the Board)

RECOMMENDED.. by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

100194 [Appointments, Eastern Neighborhood Citizens Advisory Committee - Cynthia Scully and Matthias Mormino]

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.

02/23/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Cynthia Scully; Matthias Mormino.

Appointment of Cynthia Scully, seat 2, recommended.

Appointment of Matthias Mormino, seat 9, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Cynthia Scully, term ending October 19, 2013, and Matthias Mormino, term ending October 19, 2011, to the Eastern Neighborhoods Citizens Advisory Committee. (Clerk of the Board)

RECOMMENDED..

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

100195 [Appointment, Children and Families First Commission - Twila Brown]

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.

02/23/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

Appointment of Twila Brown, recommended, residency requirement waived.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Twila Brown, for an indefinite term, to the Children and Families First Commission. (Clerk of the Board)

RECOMMENDED..

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

100196 [Appointments, Sweatfree Procurement Advisory Group - Jason Oringer and Sarah Church]

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.

02/23/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Jason Oringer; Carmen Herrera, Sweatfree Procurement Advisory Group.

Appointment of Jason Oringer, seat 1, recommended.

Appointment of Sarah Church, seat 3, recommended, residency requirement waived.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Jason Oringer and Sarah Church, terms ending December 17, 2011, to the Sweatfree Procurement Advisory Group. (Clerk of the Board)

RECOMMENDED.. by the following vote:

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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.

02/09/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: William Siffermann, Juvenile Probation Department; Bill Hing; Guille Castellanos; Patti Lee; Charles Washington; Jennifer Chang; Male Speaker; Carolina; Cabe Calvillo; Colin Gallagher; Nira Geevargis; Abigail Trillin; Francisco Ugcite; David Waggoner; Richard Hanlin; Craig Wong; Deborah Lee; Lupe Arreola, Human Rights Commission; Mary; Renee Savcedo; Richard Currino; Michelle Yeung; Lourdes Duarte; Bobbi Lopez; Isabel Saaredra; Joshe Arguelles; Jose Luis Pavan; Betsey Ross; Juliana Romero; Denise Coleman; Carmen Lopez; Lourdes Perez; Cinthya Munoz; Dr. Estela Garcia; Angela Chan; Stephanie Sweet; Eric Brooks; Dolores Eva; Ana Perez; Rev. Deborah Lee; Starr Terrell, Mayor's Office.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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.

12/15/09; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/14/2010.

01/28/10; 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.

01/28/10; CONTINUED AS AMENDED. Continued to February 4, 2010.

02/04/10; 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.

02/09/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

02/09/10; CONTINUED AS AMENDED.

02/23/10; RE-REFERRED to Rules Committee.

Heard in Committee. Speaker: Starr Terrell, Mayor's Office.

FILED

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

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.

Unanimous vote to convene in closed session by the following vote:

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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)

01/06/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED..

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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)

01/06/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED..

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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)

02/01/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED..

Ayes: 2 - Campos, Mar
Excused: 1 - Alioto-Pier

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)

01/21/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED..

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

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. (City Attorney)

02/03/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED..

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

Deputy City Attorney Cheryl Adams reported that the Rules Committee has met 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 settlements in the lawsuits or claims listed above.

[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.

Unanimous vote not to disclose by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

ADJOURNMENT

The meeting adjourned at 2:11 p.m.