

City and County of San Francisco

Rules Committee

City Hall, Room 263



Meeting Agenda

Thursday, August 10, 2006

10:00 AM

Regular Meeting

Members: Ross Mirkarimi, Sean Elsbernd, Tom Ammiano

Clerk: Gail Johnson (415) 554-4445

Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report

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.

MEETING CONVENED

REGULAR AGENDA

- 1. 061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] Supervisors Mirkarimi, Ammiano, Daly**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest; expressing support for the California Shield Law; and urging Congress to pass Senate Bill 2831, the Free Flow of Information Act.

Supervisor Elsbernd Dissenting in Committee.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/25/06, CONTINUED. Continued to August 1, 2006

8/1/06, REFERRED to Rules Committee.

2. 061017 [Urging Federal Officials to Urge Mexico's Federal Electoral Tribunal to Order a Vote by Vote Recount] Supervisor Daly

Resolution urging Federal officials to urge Mexico's Federal Electoral Tribunal to order a vote by vote recount in the presidential election.

(Supervisor Elsbernd Dissenting in Committee)

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/18/06, REFERRED to Rules Committee.

3. 061180 [Appointment - Foster Care Improvement Task Force]

Resolution appointing Toby Eastman, Patricia Scott, Patricia Nelson Doyle, Connie R. Davis, Karey Fenderson, Joanna Uribe, Crystal Baik, Michele Byrnes, Maria Ramiu, Leona Cannon-Hunter, Lanette Scott and Bill Bettencourt, terms ending August 31, 2007, to the Foster Care Improvement Task Force, residency requirement waived.

Toby Eastman (residency requirement waived), new appointment, seat 3, must be a representative of a neighborhood organization from South of Market/Tenderloin, for the unexpired portion of a two-year term ending August 31, 2007.

Patricia Scott, new appointment, seat 5, must be a representative of a neighborhood organization from Western Addition, for the unexpired portion of a two-year term ending August 31, 2007.

Patricia Nelson Doyle (residency requirement waived), new appointment, seat 6, must be a representative of a neighborhood organization from Bayview/Hunter's Point, for the unexpired portion of a two-year term ending August 31, 2007.

Connie R. Davis, new appointment, seat 7, must be a representative of a faith-based organization, for the unexpired portion of a two-year term ending August 31, 2007.

Karey Fenderson, new appointment, seat 8, must be a representative of a childcare organization, for the unexpired portion of a two-year term ending August 31, 2007.

Joanna Uribe (residency requirement waived), new appointment, seat 9, must be involved in engagement and community planning, with expertise working with African-American and Latino families, for the unexpired portion of a two-year term ending August 31, 2007.

Crystal Baik, new appointment, seat 10, must be a representative from a domestic violence organization, for the unexpired portion of a two-year term ending August 31, 2007.

Michele Byrnes (residency requirement waived), new appointment, seat 11, must be a representative from an organization dedicated to serving emancipated youth, for the unexpired portion of a two-year term ending August 31, 2007.

Maria Ramiu, new appointment, seat 12, must be a representative of a foster care advocacy organization, for the unexpired portion of a two-year term ending August 31, 2007.

Leona Cannon-Hunter, new appointment, seat 13, must be a foster care parent, for the unexpired portion of a two-year term ending August 31, 2007.

Lanette Scott, new appointment, seat 14, must be an emancipated youth, for the unexpired portion of a two-year term ending August 31, 2007.

Bill Bettencourt, new appointment, seat 15, must be a representative of a child welfare organization, for the unexpired portion of a two-year term ending August 31, 2007.

8/1/06, RECEIVED AND ASSIGNED to Rules Committee.

15 Seats/15 Applicants
Toby Eastman, Seat 3 (residency waiver required)
Patricia Scott, Seats 5, 8, 9 and 15
Patricia Nelson Doyle, Seat 6 (residency waiver required)
Karey Fenderson, Seats 6, 8, 12, 14 and 15
Leona S. Cannon-Hunter, Seats 6, 12 and 13
Connie R. Davis, Seat 7
Joanna Uribe, Seat 9 (residency waiver required)
Crystal Baik, Seat 10
Gail B. Goldman, Seat 11
Michele Byrnes, Seat 11 (residency waiver required)
Maria F. Ramiu, Seat 12
Carole A. Gilano Cayer, Seats 12 and 13
Arlene Hylton, Seats 12 and 15

4. **061177** **[Appointment to San Francisco LAFCO]**
Motion appointing Supervisor Ross Mirkarimi, term ending February 4, 2010, to the San Francisco Local Agency Formation Commission.

8/1/06, RECEIVED AND ASSIGNED to Rules Committee.

5. **061178** **[Appointment - California State Association of Counties]**
Resolution appointing Supervisor Jake McGoldrick, term ending November 28, 2006, to the California State Association of Counties Board of Directors.

8/1/06, RECEIVED AND ASSIGNED to Rules Committee.

6. **061179** **[Appointment - California State Association of Counties]**
Resolution appointing Supervisor Chris Daly, term ending November 28, 2006, as an alternate member to the California State Association of Counties Board of Directors.

8/1/06, RECEIVED AND ASSIGNED to Rules Committee.

7. **061181** **[Appointment - Lead Hazard Reduction Citizens Advisory Committee]**
Resolution appointing Carla Johnson, term ending December 31, 2006, to the Lead Hazard Reduction Citizens Advisory Committee.

Carla Johnson, succeeding James Hutchinson, resigned, seat 2, must represent the Department of Building Inspection, for the unexpired portion of a term ending December 31, 2006.

8/1/06, RECEIVED AND ASSIGNED to Rules Committee.

1 Seat/1 Applicant
Carla Johnson

8. **061008** **[Mailing of Voter Information Pamphlets]** **Supervisors Elsbernd,**

Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.

7/11/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/10/2006.

9. 060227 [Electronic Reports of Campaign Contributions] Mayor

Ordinance adding section 1.112.5 to Article I, Chapter 1 of the Campaign and Governmental Conduct Code to require electronic disclosure of campaign contributions received by candidates for City Elective Office during the final forty-five days before an election at which the candidate's name will appear on the ballot.

(04/18/06 in Board: Mayor submitted a substitute ordinance bearing new title. No Fiscal impact.)

2/14/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 3/16/2006.

4/11/06, RESPONSE RECEIVED. On 4/10/06, the Ethics Commission approved proposed ordinance with amendments by a vote of 4-0.

4/18/06, SUBSTITUTED. Mayor submitted a substitute bearing same title.

4/18/06, ASSIGNED to Rules Committee.

4/21/06, RESPONSE RECEIVED. Memorandum indicating that the Ethics Commission approved proposed ordinance by a vote of 4-0.

10. 060501 [Campaign Finance Reform Ordinance Amendments] Mayor

Ordinance amending Sections 1.100, 1.104, 1.108, 1.112, 1.114, 1.116, 1.122, 1.126, 1.128, 1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

4/18/06, RECEIVED AND ASSIGNED to Rules Committee.

6/20/06, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

6/20/06, ASSIGNED to Rules Committee.

7/3/06, REFERRED TO DEPARTMENT. Referred to Small Business Commission for comment and recommendation.

LITIGATION

Conference with City Attorney

[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant] Motion that the Rules Committee 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. Government Code Section 54956.9(a) and San Francisco 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/or claims listed below.

11. 061126 [Settlement of Lawsuit - Gustavo A. Cubillo]

Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al. (City Attorney)

7/26/06, RECEIVED AND ASSIGNED to Rules Committee.

12. 061127 [Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for \$40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins. (City Attorney)

7/31/06, RECEIVED AND ASSIGNED to Rules 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 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.

LEGISLATION UNDER THE 30-DAY RULE

(Not to be considered at this meeting)

Rule 5.40 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.

There are no items now pending under the 30-day rule.

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.



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 J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 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. 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 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 Frank Darby by mail to 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 contacting Mr. Darby or 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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics