



**City and County of San Francisco**  
**Meeting Minutes**  
**Rules Committee**

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

*Members: Jane Kim, Mark Farrell, David Campos*

*Clerk: Linda Wong (415) 554-7719*

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Thursday, February 23, 2012

12:00 PM

Legislative Chamber, Room 250

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**Special Meeting**

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**Present:** 3 - Jane Kim, Mark Farrell, and David Campos

**MEETING CONVENED**

*The meeting convened at 12:11 p.m.*

**REGULAR AGENDA**

**111082 [Campaign and Governmental Conduct and Municipal Elections Codes - Amending Public Financing Program]**

**Sponsors: Kim; Campos, Mar and Avalos**

Ordinance amending the Campaign and Governmental Conduct Code and the Municipal Elections Code to modify expenditure ceilings for the City's public financing program, to delay the date on which public funds may be disbursed, to change the qualification requirements for participating candidates, and to advance the date by which all local candidates must file their nomination papers.

10/04/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/3/2011.

10/12/11; REFERRED TO DEPARTMENT. Referred to the Ethics Commission for informational purposes.

01/24/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

01/31/12; REFERRED TO DEPARTMENT. Referred to Ethics for review and recommendation.

02/09/12; TRANSFERRED to Rules Committee.

*File Nos. 111082 and 120020 were heard together.*

*Heard in Committee. Supervisors Jane Kim and David Campos (Board of Supervisors); presented information concerning the matters. John St. Croix (Ethics Commission); Andrew Shen (City Attorney's Office); Peg Stevenson (Controller's Office); presented information concerning the matters and answered questions raised throughout the hearing. Douglas Yep; David Gary; Chris O'Donnick; John Palmer; Greg Gillet; Male Speaker; Steven Hills; spoke in support of the matters. David Pilpel spoke neither in support nor opposition to the matters.*

**AMENDED, on page 2, line 5, deleting 'it' by the following vote:**

**REFERRED WITHOUT RECOMMENDATION AS COMMITTEE REPORT AS AMENDED by the following vote:**

Ayes: 3 - Kim, Farrell, Campos

**120020 [Initiative Ordinance - Campaign & Governmental Conduct, Municipal Elections Codes - Improving Public Financing of Elections]****Sponsors: Campos; Avalos and Kim**

Motion ordering submitted to the voters an ordinance authorizing the amendment of the Campaign and Governmental Conduct Code and Municipal Elections Code to adjust expenditure ceilings in the public financing program in response to the U.S. Supreme Court ruling in Arizona Free Enterprise v. Bennett, adjust public financing deadlines and thresholds, and advance candidate filing deadlines, at an election to be held on June 5, 2012.

01/10/12; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/9/2012.

*File Nos. 111082 and 120020 were heard together.*

*Heard in Committee. Supervisors Jane Kim and David Campos (Board of Supervisors); presented information concerning the matters. John St. Croix (Ethics Commission); Andrew Shen (City Attorney); Peg Stevenson (Controller's Office); presented information concerning the matters and answered questions raised throughout the hearing. Douglas Yep; David Gary; Chris O'Donnick; John Palmer; Greg Gillet; Male Speaker; Steven Hills; spoke in support of the matters. David Pilpel spoke neither in support nor opposition to the matters.*

**REFERRED WITHOUT RECOMMENDATION AS COMMITTEE REPORT by the following vote:**

Ayes: 3 - Kim, Farrell, Campos

**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.*

*Speakers: None.*

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

Ayes: 3 - Kim, Farrell, Campos

**120077 [Settlement of Claim - Carl Brogger - Not to Exceed \$240,000]**

Resolution approving proposed settlement of claim by Carl Brogger against the City and County of San Francisco for an amount not to exceed \$240,000; the claim was filed on January 20, 2012, bearing Claim No. 12-01603. (City Attorney)

01/30/12; RECEIVED FROM DEPARTMENT.

01/30/12; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 2 - Kim, Campos

Absent: 1 - Farrell

**120078 [Settlement of Claim - Marco Fontana - Not to Exceed \$60,000]**

Resolution approving proposed settlement of claim by Marco Fontana against the City and County of San Francisco for an amount not to exceed \$60,000; the claim was filed on December 2, 2011, bearing Claim No. 12-01249. (City Attorney)

01/30/12; RECEIVED FROM DEPARTMENT.

01/30/12; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 2 - Kim, Campos

Absent: 1 - Farrell

**120135 [Settlement of Unlitigated Claim - Kinuko Jorgensen - \$26,226.57]**

Resolution approving the proposed settlement of the case of Kinuko Jorgensen vs. the City and County of San Francisco for \$26,226.57, Unlitigated Claim No. 12-00302. (City Attorney)

02/01/12; RECEIVED FROM DEPARTMENT.

02/14/12; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 2 - Kim, Campos

Absent: 1 - Farrell

**120136 [Settlement of Unlitigated Claim - Debra Reed - \$37,500]**

Resolution approving the settlement of the unlitigated claim filed by Debra Reed vs. the City and County of San Francisco for \$37,500; claim was filed on April 10, 2011. (City Attorney)

02/01/12; RECEIVED FROM DEPARTMENT.

02/14/12; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 2 - Kim, Campos

Absent: 1 - Farrell

*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 - Kim, Campos

Absent: 1 - Farrell

**ADJOURNMENT**

*The meeting adjourned at 1:11 p.m.*