

**City and County of San Francisco**

**Rules Committee**

*City Hall, Room 263*



**Meeting Agenda**

**Thursday, October 4, 2007**

**10:00 AM**

**Regular Meeting**

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***Members: Tom Ammiano, Sean Elsbernd, Aaron Peskin***

***Clerk: Gail Johnson (415) 554-4445***

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*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. 071318 [Appointment - Peak Oil Preparedness Task Force]**  
Resolution appointing Jeanne-Marie Rosenmeier, Carl Duisberg, Bernard Meyerson and Jan Lundberg to the Peak Oil Preparedness Task Force, terms ending October 5, 2008, residency requirement waived.  
  
Jeanne-Marie Rosenmeier, new appointment, seat 1, must represent the public at large, for a one-year term ending October 5, 2008.  
Carl Duisberg (residency requirement waived), new appointment, seat 2, must represent the public at large, for a one-year term ending October 5, 2008.  
Bernard Meyerson, new appointment, seat 3, must represent the public at large, for a one-year term ending October 5, 2008.

Jan Lundberg, new appointment, seat 4, must represent the public at large, for a one-year term ending October 5, 2008.

9/13/07, RECEIVED AND ASSIGNED to Rules Committee.

*7 Seats/10 Applicants*

*Carl Duisberg, Seats 1-7 (Residency Waiver Required)*

*Walker E. Cunningham, Seats 1-7*

*Bernard L. Meyerson, Seats 1-7*

*Jason Mark, Seats 1-7*

*Jeanne-Marie Rosenmeier, Seats 1-7*

*Rick Galbreath, Seats 1-7*

*Eric H. Wason, Seats 1-7*

*Jan C. Lundberg, Seats 1-7*

*Nick Parsons, Seats 1-7*

*Cal Simone, Seats 1-7 (Residency Waiver Required)*

2.    **071051**    **[Charter Amendment - Minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records]**    **Supervisor Alioto-Pier**

Charter Amendment (Third Draft) to add Section 15.104 to create minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws.

7/17/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/16/2007.

3.    **070605**    **[Taxi gate and meter increases related to the financing of a Health Care Plan for Taxi Drivers]**    **Supervisor Ammiano**

Hearing on Taxi gate and meter increases related to the financing of a Health Care Plan for Taxi Drivers.

5/8/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

9/27/07, TRANSFERRED to Rules Committee.

4.    **071341**    **[Rules of Order - Material Economic Impact Legislation]**    **Supervisor Peskin**

Motion amending Rule 6.25 of the Rules of Order of the Board to clarify its applicability to the Board proceedings and its inapplicability to determinations of material economic impact by the Office of Economic Analysis.

9/18/07, RECEIVED AND ASSIGNED to Rules Committee.

5.    **071302**    **[Amending the Board's Rules to require a Supervisor request an item be heard at committee prior to calling it to be heard at the Full Board]**    **Supervisor Peskin**

Motion amending Rule 5.31 to the Board of Supervisors' Rules of Order, to require a Supervisor request a hearing at a Committee of the Board before calling an item to be heard before the full Board of Supervisors.

9/11/07, RECEIVED AND ASSIGNED to Rules Committee.

10/2/07, SUBSTITUTED. Supervisor Peskin submitted a substitute motion bearing the same title.

10/2/07, ASSIGNED to Rules Committee.

*Pending introduction of substitute motion at Board on 10/2/07.*

**6. 071399 [Waiver permitting City Employees to assist the Department of Elections with the November 6, 2007 election] Supervisor Peskin**

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 6, 2007 election.

10/2/07, RECEIVED AND ASSIGNED to Rules Committee.

*Pending introduction at Board on 10/2/07.*

**7. 071093 [Urging the American Psychological Association to end its acquiescence in regard to participation of psychologists in interrogation of detainees in Iraq, Afghanistan and Guantanamo Bay] Supervisor Ammiano**

Resolution requesting that the American Psychological Association reconsider its stance regarding the participation of psychologists in interrogations of detainees by restricting the use of psychologists to providing therapeutic benefits in all sites where detainees are held without due process in violation of international human rights law.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/31/07, REFERRED to Rules Committee. Supervisor Alioto-Pier requested that this matter be referred to Committee.

**8. 071307 [Iraq Moratorium] Supervisors Ammiano, Daly**

Resolution endorsing the Iraq Moratorium's demands to stop the war and bring the troops home.

9/11/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

9/18/07, REFERRED to Rules Committee. Supervisor Jew requested that this matter be referred to Committee.

## 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.*

**9. 071350 [Settlement of Lawsuit - Elfie Jansel]**

Ordinance authorizing settlement of the lawsuit filed by Elfie Jansel against the City and County of San Francisco for \$98,000; the lawsuit was filed on May 26, 2006 in San Francisco Superior Court, Case No. CGC06-452649; entitled Elfie Jansel v. City and County of San Francisco, et al. (City Attorney)

9/19/07, RECEIVED AND ASSIGNED to Rules Committee.

**10. 071351 [Settlement of Lawsuit - Marie Doe]**

Ordinance authorizing settlement of the lawsuit filed by Marie Doe against the City and County of San Francisco for \$35,000; the lawsuit was filed on November 18, 2004 in United States District Court, Case No. C04-4914 MJJ; entitled Marie Doe, et al. v. City and County of San Francisco, et al. (City Attorney)

9/19/07, 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.*

**11. 071290 [Filing of Mass Mailings Paid for with Independent Expenditures] Supervisor Daly**

Ordinance amending the Campaign and Governmental Conduct Code by amending Section 1.161 and repealing Section 1.162 to require persons making independent expenditures to pay for mass mailings that support or oppose candidates for City elective office to file those mailings and itemizations of costs with the Ethics Commission, and renumbering Section 1.162.5.

9/11/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/12/2007.  
(Referred to Ethics Commission)

**12. 071333 [Municipal Identification Cards] Supervisor Ammiano**

Ordinance adding Section 95.2 to the San Francisco Administrative Code authorizing the County Clerk to issue municipal identification cards upon request to residents of the City and County of San Francisco.

(Fiscal Impact.)

9/18/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/18/2007.  
Sponsor requests that the item be referred to Rules Committee.

### **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](http://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](mailto: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](http://www.sfgov.org/ethics)