

City and County of San Francisco

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



MEETING MINUTES

Thursday, July 2, 2009

9:30 AM

City Hall, Committee Room 263

Rescheduled Meeting

Rules Committee

Members: Chris Daly, Carmen Chu, David Campos

Clerk: Linda Wong (415) 554-7719

Members Present: *Chris Daly, Carmen Chu, David Campos.*

Members Excused: *None.*

Members Absent: *None.*

MEETING CONVENED

The meeting convened at 9:37 a.m.

REGULAR AGENDA

090767 [Appointment, Public Utilities Commission - Anson Moran]

Motion confirming the Mayor's appointment of Anson Moran to the Public Utilities Commission, Seat 4, for the unexpired portion of a two-year term ending August 1, 2010 (Clerk of the Board)

(Charter Section 4.112(a) provides that the Board of Supervisors shall confirm appointment by a majority

(six votes) of the Board of Supervisors; companion measure to File 090768. Transmittal date - June 1, 2009.)

(Supervisor Campos dissented in Committee.)

6/1/09, RECEIVED AND ASSIGNED to Rules Committee.

6/18/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Anson Moran, San Francisco Public Utilities Commission; Ed Harrington, San Francisco Public Utilities Commission; Mr. Flynn; David T.; Eric Brooks; Arthur Jensen; Ann Walker; Bryan Brown.

Heard in Committee. Speakers: Anson Moran; Jeff Miller.

RECOMMENDED by the following vote:

Ayes: 2 - Daly, Chu

Noes: 1 - Campos

090768 [Appointment, Public Utilities Commission - Anson Moran]

Motion rejecting the Mayor's appointment of Anson Moran to the Public Utilities Commission, Seat 4, for the unexpired portion of a two-year term ending August 1, 2010. (Clerk of the Board)

(Charter Section 4.112(a) provides that the Board of Supervisors shall confirm appointment by a majority (six votes) of the Board of Supervisors; companion measure to File 090767. Transmittal date - June 1, 2009.)

(Supervisor Campos dissented in Committee)

6/1/09, RECEIVED AND ASSIGNED to Rules Committee.

6/18/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Anson Moran, San Francisco Public Utilities Commission; Ed Harrington, San Francisco Public Utilities Commission; Mr. Flynn; David T.; Eric Brooks; Arthur Jensen; Ann Walker; Bryan Brown.

Heard in Committee. Speakers: Anson Moran; Jeff Miller.

TABLED by the following vote:

Ayes: 2 - Daly, Chu

Noes: 1 - Campos

090603 [Appointment, Historical Preservation Commission - James Buckley]

Motion approving the Mayor's nomination for appointment of James Buckley to the Historical Preservation Commission, Seat No. 4, for a two-year term, ending date to be determined.

(Section 4.135 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 090604. Transmittal date - May 18, 2009.)

5/18/09, RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: James Buckley; Andrew Wofram; Male Speaker; Tim Collin; Cindy Heitzman.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Daly, Chu, Campos

090604 [Appointment, Historical Preservation Commission - James Buckley]

Motion rejecting the Mayor's nomination for appointment of James Buckley to the Historical Preservation Commission, Seat No. 4, for a two-year term ending date to be determined.

(Section 4.135 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 090603. Transmittal date - May 18, 2009.)

5/18/09, RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: James Buckley; Andrew Wofram; Male Speaker; Tim Collin; Cindy Heitzman.

TABLED by the following vote:

Ayes: 3 - Daly, Chu, Campos

090788 [Appointment, Historical Preservation Commission - Andrew Wolfram]

Motion approving the Mayor's nomination for appointment of Andrew Wolfram to the Historical Preservation Commission, Seat No. 2, for a two-year term, ending date to be determined. (Clerk of the Board)

(Section 4.135 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 090789. Transmittal date - June 4, 2009.)

6/4/09, RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: James Buckley; Andrew Wofram; Male Speaker; Tim Collin; Cindy Heitzman.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Daly, Chu, Campos

090789 [Appointment, Historical Preservation Commission - Andrew Wolfram]

Motion rejecting the Mayor's nomination for appointment of Andrew Wolfram to the Historical Preservation Commission, Seat No. 2, for a two-year term ending date to be determined.

(Section 4.135 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 090788. Transmittal date - June 4, 2009.)

6/4/09, RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: James Buckley; Andrew Wofram; Male Speaker; Tim Collin; Cindy Heitzman.

TABLED by the following vote:

Ayes: 3 - Daly, Chu, Campos

090607 [Charter Amendment - Requiring adequate taxi service, protecting public ownership of taxi medallions and other features of the medallion program, and ensuring the welfare of taxi

Supervisor Daly

drivers]

Charter Amendment (Second Draft) to add Section 8A.116 to require the Municipal Transportation Agency to determine the number and types of taxi permits sufficient to ensure adequate taxi service; to require that Agency regulations are consistent with certain principles - that taxi medallions are a public asset that may not be sold, assigned, or transferred; that medallions may only be issued to natural persons, with a limit of one per person; that only application-related fees may be charged medallion applicants; that medallion applications will be considered in the order received, with preference given to applicants who have been active drivers since 2004; and that medallion holders must satisfy an annual driving requirement; and to require that the Agency provide for the welfare of medallion holders and active drivers, including health care, retirement, and disability.

5/19/09, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/18/2009.

6/2/09, SUBSTITUTED. Supervisor Daly submitted a substitute Charter Amendment bearing new title.

6/2/09, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/2/2009.

Supervisor Daly withdrew the item.

FILED.

090622 [Charter Amendment - Instituting two-year budgetary cycle, providing for the adoption of a five-year financial plan and imposing a deadline of May 15th for submission of MOUs for Mayor, Supervisors Chiu, Mirkarimi, Avalos, Campos

Charter Amendment (First Draft) to amend Sections 2.103, 2.108, 2.117, 3.105, 9.100, 9.101, 9.102, 9.103, 9.104, 9.113, 9.113.5, 9.114, 11.100, A8.409-4, A8.590-5, A8.590-8, 16.112, and Article XVII, and adding Sections 9.119, 9.120, and 9.121 to institute a "rolling" two-year budgetary cycle (the City would adopt a new two-year budget each year), allow the Board of Supervisors to convert the rolling two-year budgetary cycle for some or all departments into a "fixed" two-year cycle (each two-year budget would stay in effect for two years), impose a deadline of June 30th for the Board of Supervisors to approve or adopt new terms and conditions of employment for miscellaneous or safety employees if those terms and conditions are to be effective during the upcoming fiscal year, require that City departments, including the Board of Supervisors, post various notices on the departments' websites and eliminate the requirement that the departments publish such notices in the City's official newspaper, and allow the Controller to certify the availability of funds based on the expectation that funds will become

5/19/09, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/18/2009.

Heard in Committee. Speakers: Supervisor David Chiu; Ben Rosenfield, Office of the Controller; Rick Caldeira, Office of the Clerk of the Board; Mariam Morley, Office of the City Attorney; Jim Templeton; Bobbie Lernman; Molly Lee, Office of the City Attorney.

Duplicated into File 090850.

DIVIDED.

Continued to July 6, 2009.

CONTINUED AS DIVIDED by the following vote:

Ayes: 3 - Daly, Chu, Campos

090850 [Instituting two-year budgetary cycle, providing for the adoption of a five-year financial plan, providing for the adoption of binding financial policies, and imposing a deadline of June 30 Mayor, Supervisors Chiu, Mirkarimi, Avalos, Campos

Charter Amendment (First Draft) to amend Sections 3.105, 9.100, 9.101, 9.102, 9.103, 9.104, 9.113, 9.113.5, 9.114, 11.100, A8.409-4, A8.590-5 and A8.590-8, and adding Sections 9.119, 9.120 and 9.121 to institute a "rolling" two-year budgetary cycle (the City would adopt a new two-year budget each year), allow the Board of Supervisors to convert the rolling two-year budgetary cycle for some or all

departments into a "fixed" two-year cycle (each two-year budget would stay in effect for two years), impose a deadline of June 30 for the Board of Supervisors to approve or adopt new terms and conditions of employment for miscellaneous or safety employees if those terms and conditions are to be effective during the upcoming fiscal year, and allow the Controller to certify the availability of funds based on the expectation that funds will become available during the course of the budgetary cycle.

Duplicated from File 090622 in Committee omitting section regarding public noticing.
Continued to July 6, 2009.

CONTINUED by the following vote:

Ayes: 3 - Daly, Chu, Campos

090007 [Charter Amendment - Requiring that one-time revenues be spent only for one-time uses, unless otherwise authorized by the Board of Supervisors] Supervisors Elsbernd, Chu

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 9.119 to limit the expenditure of one-time revenues to one-time uses, unless the Board of Supervisors waives the limitation for a specific expenditure by a two-thirds' vote, and setting an operative date and an expiration date.

1/6/09, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/5/2009. 1/26/09 - Received legislative digest, 30-day Rule ends February 25, 2009. 2/9/09 - Response received from Planning Department, non-physical per CEQA Guidelines Section 15060(c)(2).

2/3/09, SUBSTITUTED. Supervisor Elsbernd submitted a substitute Charter Amendment bearing new title.

2/3/09, ASSIGNED to Rules Committee.

2/10/09, SUBSTITUTED. Supervisor Elsbernd submitted a substitute Charter Amendment bearing same title.

2/10/09, ASSIGNED to Rules Committee.

2/19/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Supervisor Sean Elsbernd; Christopher Bowlman.

6/4/09, REFERRED WITHOUT RECOMMENDATION. Heard in Committee. Speakers: Supervisor Sean Elsbernd; Art Agnos.

6/16/09, CONTINUED. Continued to June 23, 2009.

6/23/09, CONTINUED. Continue to June 30, 2009.

6/23/09, RE-REFERRED to Rules Committee.

Heard in Committee. Speakers: None.
Continued to July 6, 2009.

CONTINUED by the following vote:

Ayes: 3 - Daly, Chu, Campos

ADJOURNMENT

The meeting adjourned at 11:27 a.m.