



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, Sean Elsbernd, Mark Farrell

Clerk: Linda Wong (415) 554-7719

Thursday, June 16, 2011

1:30 PM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - Jane Kim, Sean Elsbernd, and Mark Farrell

MEETING CONVENED

The meeting convened at 1:31 p.m.

REGULAR AGENDA

110712 [Appointment, Veteran Affairs Commission]

Hearing to consider appointing one member, term ending January 31, 2013, to the Veteran Affairs Commission. (Clerk of the Board)

Vacant seat 12, new appointment, must be a woman veteran, for the unexpired portion of a four-year term ending January 31, 2013.

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

FILED by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110722 [Appointment, Western SoMa Citizens' Planning Task Force]

Hearing to consider appointing one member, term ending December 31, 2011, to the Western SoMa Citizens' Planning Task Force. (Clerk of the Board)

Vacant seat 19, succeeding Jazzie Collins, resigned, must be appointed by District 6 Supervisor, for the unexpired portion of a three-year term ending December 31, 2011.

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

FILED by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110717 [Appointment, Developmental Disabilities Area Board V - Donna Adkins]

Motion appointing Donna Adkins, term ending December 31, 2013, to the Developmental Disabilities Area Board V. (Clerk of the Board)

Vacant seat 2, succeeding Donna Adkins, term expired, must have demonstrated interest and leadership in human services, for the unexpired portion of a three year term ending December 31, 2013.

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speaker: Donna Adkins; spoke on her qualifications.
Appointment of Donna Adkins, seat 2, recommended.*

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Donna Adkins, term ending December 31, 2013, to the Developmental Disabilities Area Board V. (Clerk of the Board)

Donna Adkins, seat 2, succeeding herself, term expired, must have demonstrated interest and leadership in human services, for the unexpired portion of a three year term ending December 31, 2013.

RECOMMENDED.. by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110727 [Appointment, Eastern Neighborhood Citizens Advisory Committee - Kristian Ongoco]

Motion appointing Kristian Ongoco, term ending October 19, 2013, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Vacant seat 6, succeeding David Ho, resigned, must be nominated by District 6 Supervisor and confirmed by the full Board, for the unexpired portion of a four-year term ending October 19, 2013.

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: Kristian Ongoco; spoke on her qualifications. Marc Solomon; spoke neither in support nor opposition of the appointment.
Appointment of Kristian Ongoco, seat 6, recommended.*

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Kristian Ongoco, term ending October 19, 2013, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Kristian Ongoco, seat 6, succeeding David Ho, resigned, must be nominated by District 6 Supervisor and confirmed by the full Board, for the unexpired portion of a four-year term ending October 19, 2013.

RECOMMENDED.. by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110401 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]**Sponsor: Wiener**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

04/05/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/5/2011.

05/19/11; CONTINUED. Heard in Committee. Speakers: Supervisor Scott Wiener, Office of Supervisor Scott Wiener; Peg Stevenson, Controller's Office; Andrew Shen, City Attorney's Office; spoke on the matter. Ray Hariz, Jr.; Calvin Welch; Kathy Chancey; Rachel Richmond, Local 21; Female Speaker; Judy Burkerich; David T.; spoke in opposition of the matter.

06/02/11; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Supervisor Scott Weiner, Office of Supervisor Scott Weiner; Andrew Shen, City Attorney's Office; spoke on the matter. Sue Hestor; Joan Wood; Rose Hillson; Hiroshi Fukuda; spoke in opposition of the matter. Larry Griffin; Ray Hartz; Judy Burkuis; spoke neither in support or opposition of the matter.

06/02/11; CONTINUED AS AMENDED.

Heard in Commitee. Speakers: Supervisor Scott Weiner spoke on the matter. Cathy Peg; Calvin Welch; Marc Solomon; Rose Hillson; Jake McGoldrick; spoke in opposition of the matter.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

CONTINUED AS AMENDED to June 23, 2011 by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

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: 3 - Kim, Elsbernd, Farrell

110537 [Settlement of Lawsuit - Stephanie Davis - \$45,000]

Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

04/25/11; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

RECOMMENDED.. by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110539 [Settlement of Claim - Tadhge Conway - \$250,000]

Resolution approving the settlement of the unlitigated claim filed by, Tadhge Conway against the City and County of San Francisco for \$250,000; the claim was filed on July 22, 2010, Claim No. 11-00169. (City Attorney's Office)

04/25/11; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

RECOMMENDED.. by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - \$290,000]

Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for \$290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al.; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Jon Givner, City Attorney's Office spoke on the matter.

RECOMMENDED.. by the following vote:

Ayes: 3 - Kim, Elsbernd, 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 note to disclose by the following vote:

Ayes: 3 - Kim, Elsbernd, Farrell

ADJOURNMENT

The meeting adjourned at 2:11 p.m.