



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: David Campos, Michela Alioto-Pier, Eric Mar

Clerk: Linda Wong (415) 554-7719

Thursday, May 6, 2010

10:00 AM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - David Campos, Michela Alioto-Pier and Eric Mar

MEETING CONVENED

The meeting convened at 10:05 a.m.

REGULAR AGENDA

100522 [Appointment, Board of Appeals - Christine Hwang]

Hearing to consider appointing one member, term ending July 1, 2014, to the Board of Appeals. (Clerk of the Board)

Seat 2, succeeding Rafael Mandelman, must be a nominee of the President of the Board of Supervisors approved by the Board of Supervisors, for the term ending on July 1, 2014.

Heard in Committee. Speaker: Christine Hwang, seat 2.

Appointment of Christine Hwang, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Christine Hwang, term ending July 1, 2014, to the Board of Appeals. (Clerk of the Board)

Christine Hwang, seat 2, succeeding Rafael Mandelman, must be a nominee of the President of the Board of Supervisors approved by the Board of Supervisors, for the term ending on July 1, 2014.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100422 [Appointments, Medical Cannabis Task Force - Stephanie Tucker, David Goldman, Shona Gochenhour, Mary Schroeder, Raymond Gamley, Martin Olive, Kevin Reed, Sarah Shrader, Patrick Goggin, Albert Blais, Joseph Erich Pearson, Michelle Aldrich and Maureen Burns]

Hearing to consider appointing 13 members, terms to be determined, to the Medical Cannabis Task Force. (Clerk of the Board)

Seat 1, new appointment, must be a community organizer representative with a background in organizing neighbors, businesses or organizations around social justice and quality of life issues. This representative should also have a background working on medical cannabis related issues, for a two-year term to be determined.

Seat 2, new appointment, must be a representative of a local patient advocacy organization with a background in working to protect the interests of medical cannabis patients, for a one-year term to be determined.

Seat 3, new appointment, must be a representative of a local patient advocacy organization with a background in working to protect the interests of medical cannabis patients, for a two-year term to be determined.

Seat 4, new appointment, must be a representative of a hospice or a residential care facility with a background as an employee or volunteer in direct services working with medical cannabis patients or as a nurse or physician with a background in working with or treating of medical cannabis patients, for a one-year term to be determined.

Seat 5, new appointment, must be a person with a background in the management of a medical cannabis dispensary, for a two-year term to be determined.

Seat 6, new appointment, must be a person with a background in the management of a medical cannabis dispensary, for a one-year term to be determined.

Seat 7, new appointment, must be a person with a background in the management of a medical cannabis dispensary whose primary mode of operation is delivery, for a two-year term to be determined.

Seat 8, new appointment, must be a representative of a drug policy organization working specifically on medical cannabis issues, for a one-year term to be determined.

Seat 9, new appointment, must be a licensed California attorney with a background working with San Francisco medical cannabis dispensaries and experience with the City's medical cannabis dispensary permitting and regulatory process, for a two-year term to be determined.

Seat 10, new appointment, must be a person with a background in providing medical cannabis to low-income patients, for a one-year term to be determined.

Seat 11, new appointment, must be a person with a background in providing medical cannabis to permitted medical cannabis dispensaries located in the City and County, for a two-year term to be determined.

Seat 12, new appointment, must be a person with at least fifteen years of experience working on medical cannabis issues in the City and County, for a one-year term to be determined.

Seat 13, new appointment, must be a representative of a recognized neighborhood organization that has a medical cannabis dispensary within its boundaries, for a two-year term to be determined.

Heard in Committee. Speakers: Cheryl Adams, City Attorney's Office; Stephanie Tucker; David Goldman; Shona Gochenhour; Harold Brown; Mary Schroeder; Raymond Gamley; Martin Olive; Kevin Reed; Sarah Shrader; Patrick Goggin; Albert Blais; Joseph Pearson; Stewart Rhoads; Michelle Aldrich; Male Speaker; Rev. Randi Webster; Benny Martin; Mr. Albridge; Warren Wolfe; Paul Sahagun; Michael Goldman; Steve Smith; Nicholas Hopeburg; Catherine Smith; Andrew Warren; Sean Lackey; Vince Turner; Peter Dalton; Rodney Massa; Greg Ledbetter; Troy Dayton; James Anthony; A. Jon Martinelli; John Spencer; Jonathon Libert; Aaron Burke; Ronnie Segal; Justin Morgan; Wayne Justnson; Ralph Monda; Stephanie Basko; Hanley Chan; Michelle Aldrich; Shona Gochenhour; Gilbert; Male Speaker; Hector; Denise Story; Robert Jacob; Charlie; Chad Conner; Greg Shef; Harold Brown; Walter Paulson.

Appointment of Stephanie Tucker, seat 1, recommended.

Appointment of David Goldman, seat 2, recommended.

Appointment of Shona Gochenhour, seat 3, recommended.

Appointment of Mary Schroeder, seat 4, recommended.

Appointment of Raymond Gamley, seat 5, recommended.
Appointment of Martin Olive, seat 6, recommended.
Appointment of Kevin Reed, seat 7, recommended.
Appointment of Sarah Shrader, seat 8, recommended.
Appointment of Patrick Goggin, seat 9, recommended.
Appointment of Albert Blais, seat 10, recommended.
Appointment of Joseph Erich Pearson, seat 11, recommended.
Appointment of Michelle Aldrich, seat 12, recommended.
Appointment of Maureen Burns, seat 13, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Stephanie Tucker, David Goldman, Shona Gochenhaur, Mary Schroeder, Raymond Gamley, Martin Olive, Kevin Reed, Sarah Shrader, Patrick Goggin, Albert Blais, Joseph Erich Pearson, Michelle Aldrich and Maureen Burns, terms to be determined, to the Medical Cannabis Task Force. (Clerk of the Board)

Stephanie Tucker, seat 1, must be a community organizer representative with a background in organizing neighbors, businesses or organizations around social justice and quality of life issues. This representative should also have a background working on medical cannabis related issues, for a two-year term to be determined.

David Goldman, seat 2, must be a representative of a local patient advocacy organization with a background in working to protect the interests of medical cannabis patients, for a one-year term to be determined.

Shona Gochenhaur, seat 3, must be a representative of a local patient advocacy organization with a background in working to protect the interests of medical cannabis patients, for a two-year term to be determined.

Mary Schroeder, seat 4, must be a representative of a hospice or a residential care facility with a background as an employee or volunteer in direct services working with medical cannabis patients or as a nurse or physician with a background in working with or treating of medical cannabis patients, for a one-year term to be determined.

Raymond Gamely, seat 5, must be a person with a background in the management of a medical cannabis dispensary, for a two-year term to be determined.

Martin Olive, seat 6, must be a person with a background in the management of a medical cannabis dispensary, for a one-year term to be determined.

Kevin Reed, seat 7, must be a person with a background in the management of a medical cannabis dispensary whose primary mode of operation is delivery, for a two-year term to be determined.

Sarah Shrader, seat 8, must be a representative of a drug policy organization working specifically on medical cannabis issues, for a one-year term to be determined.

Patrick Goggin, seat 9, must be a licensed California attorney with a background working with San Francisco medical cannabis dispensaries and experience with the City's medical cannabis dispensary permitting and regulatory process, for a two-year term to be determined.

Albert Blais, seat 10, must be a person with a background in providing medical cannabis to low-income patients, for a one-year term to be determined.

Joseph Erich Pearson, seat 11, must be a person with a background in providing medical cannabis to permitted medical cannabis dispensaries located in the City and County, for a two-year term to be determined.

Michelle Aldrich, seat 12, must be a person with at least fifteen years of experience working on medical cannabis issues in the City and County, for a one-year term to be determined.

Maureen Burns, seat 13, must be a representative of a recognized neighborhood organization that has a medical cannabis dispensary within its boundaries, for a two-year term to be determined.

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100523 [Appointment, Reentry Council - Ronald Sanders]

Hearing to consider appointing one member, term ending July 17, 2011, to the Reentry Council. (Clerk of the Board)

Seat 1, must be a former inmate in the San Francisco County Jail, a California Department of Corrections and Rehabilitation facility and/or a United States Bureau of Prison facility, for the unexpired portion of a two-year term ending July 17, 2011.

Heard in Committee. Speakers: Kathleen Culhane; Jamie Brewster; John Kevin Jefferson III; Malakkar Vohryzek; Mark Thomas; Matthew Martenyi; Nicholas Gregoratos; Ronald Sanders; Jessica Flintoft, Reentry Council; Rev. Arnold Townsend.
Appointment of Ronald Sanders, seat 1, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Ronald Sanders, term ending July 17, 2011, to the Reentry Council. (Clerk of the Board)

Ronald Sanders, seat 1, must be a former inmate in the San Francisco County Jail, a California Department of Corrections and Rehabilitation facility and/or a United States Bureau of Prison facility, for the unexpired portion of a two-year term ending July 17, 2011.

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100524 [Appointments, Sunshine Ordinance Task Force - David Snyder, Richard Knee, Sue Cauthen, Allyson Washburn, Bruce Wolfe, Hanley Chan and Hope Johnson]

Hearing to consider appointing nine members, terms ending April 27, 2012, to the Sunshine Ordinance Task Force. (Clerk of the Board)

Vacant seat 1, succeeding Erica Craven, term expiring on April 27, 2010, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be an Attorney, for a two-year term ending April 27, 2012.

Vacant seat 2, succeeding Richard Knee, term expiring on April 27, 2010, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be a Journalist, for a two-year term ending April 27, 2012.

Vacant seat 3, succeeding Sue Cauthen, term expiring on April 27, 2010, must be a member of the press or electronic media with an interest in citizen access, for a two-year term ending April 27, 2012.

Vacant seat 5, succeeding Allyson Washburn, term expiring on April 27, 2010, must be appointed from names submitted by the League of Women Voters, for a two-year term ending April 27, 2012.

Vacant seat 6, succeeding James Knoebber, term expiring on April 27, 2010, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2012.

Vacant seat 7, succeeding Doyle Johnson, term expiring on April 27, 2010, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2012.

Vacant seat 8, succeeding Bruce Wolfe, term expiring on April 27, 2010, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

Vacant seat 9, succeeding Hanley Chan, term expiring on April 27, 2010, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

Vacant seat 10, succeeding Nicholas Goldman, term expiring on April 27, 2010, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

Heard in Committee. Speakers: David Snyder; Richard Knee; Sue Cauthen; Allyson Washburn; Bruce Wolfe; Hanley Chan; Hope Johnson; Nicholas Goldman; Male Speaker; Harold Brown; Richard Ou; Richard Knee.

Appointment of David Snyder, seat 1, recommended, residency requirement waived.

Appointment of Richard Knee, seat 2, recommended.

Appointment of Sue Cauthen, seat 3, recommended.

Appointment of Allyson Washburn, seat 5, recommended.

Appointment of Bruce Wolf, seat 8, recommended.

Appointment of Hanley Chan, seat 9, recommended, residency requirement waived.

Appointment of Hope Johnson, seat 10, recommended.

Seats 6 and 7 were not filled.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing David Snyder, Richard Knee, Sue Cauthen, Allyson Washburn, Bruce Wolfe, Hanley Chan and Hope Johnson, terms ending April 27, 2012, to the Sunshine Ordinance Task Force, residency requirement waived. (Clerk of the Board)

David Snyder (residency requirement waived), seat 1, succeeding Erica Craven, term expired, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be an Attorney, for a two-year term ending April 27, 2012.

Richard Knee, seat 2, succeeding himself, term expired, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be a Journalist, for a two-year term ending April 27, 2012.

Sue Cauthen, seat 3, succeeding herself, term expired, must be a member of the press or electronic media with an interest in citizen access, for a two-year term ending April 27, 2012.

Allyson Washburn, seat 5, succeeding herself, term expired, must be appointed from names submitted by the League of Women Voters, for a two-year term ending April 27, 2012.

Bruce Wolfe, seat 8, succeeding himself, term expired, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

Hanley Chan (residency requirement waived), seat 9, succeeding himself, term expired, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

Hope Johnson, seat 10, succeeding Nicholas Goldman, term expired, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2012.

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

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 - Campos, Alioto-Pier, Mar

100358 [Settlement of Lawsuit - Noah Booher - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Noah Booher against the City and County of San Francisco for \$35,000; the lawsuit was filed on March 10, 2009, in the United States District Court for the Northern District of California, Case No. C08-1045 MHP, entitled Noah Booher v. City and County of San Francisco et al. (City Attorney)

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100359 [Settlement of Lawsuit – Betty C. Bullock - \$134,000]

Ordinance authorizing settlement of the lawsuit filed by Betty C. Bullock against the City and County of San Francisco for \$134,000; the lawsuit was filed on December 1, 2008, in San Francisco Superior Court, Case No. 482347; entitled Betty C. Bullock v. City and County of San Francisco, et al. (City Attorney)

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100361 [Settlement of Lawsuit – Assimina Mavromatis - \$29,500]

Ordinance authorizing settlement of the lawsuit filed by Assimina Mavromatis against the City and County of San Francisco for \$29,500; the lawsuit was filed on July 6, 2007, in San Francisco Superior Court, Case No. CGC 07-464948; entitled Assimina Mavromatis, et al., v. City and County of San Francisco, et al. (City Attorney)

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

100515 [Settlement of Lawsuit - Blackhawk Parent LLC - \$250,000]

Ordinance authorizing settlement of tax refund lawsuit filed by Blackhawk Parent LLC, against the City and County of San Francisco for \$250,000; the lawsuit entitled Blackhawk Parent LLC v. City and County of San Francisco, Case No. 478-160 filed August 1, 2008, in San Francisco Superior Court. (City Attorney)

RECOMMENDED.. by the following vote:

Ayes: 3 - Campos, Alioto-Pier, Mar

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: 3 - Campos, Alioto-Pier, Mar

ADJOURNMENT

The meeting adjourned at 1:02 p.m.