

1 [Amending the Board's process for considering appointments to the Planning Commission
2 and the Board of Appeals.]

3 **Motion amending Rule 2.31 of the Rules of Order of the Board of Supervisors of the**
4 **City and County of San Francisco to amend the process for the Board's consideration**
5 **of appointments to the Planning Commission and the Board of Appeals, consistent**
6 **with Charter Sections 4.105 and 4.106.**

7 Note: Additions are single-underline italics Times New Roman;
8 deletions are ~~strikethrough italics Times New Roman~~.
9 Board amendment additions are double underlined.
10 Board amendment deletions are ~~strikethrough normal~~.

11 WHEREAS, The voters of the City and County of San Francisco approved Proposition
12 D at the March 5, 2002, municipal election, and proposition D amended the process for
13 appointing members to the City's Planning Commission and Board of Appeals; and

14 WHEREAS, In response to the approval of Proposition D, the Board of Supervisors
15 needs to amend Rule 2.31, which governs how the Board of Supervisors considers
16 appointments to the Planning Commission, the Board of Appeals and the Public Utilities
17 Commission; now, therefore, be it

18 MOVED, That the Board of Supervisors of the City and County of San Francisco
19 hereby amends Rule 2.31 of the Board's Rules of Order, to read as follows:

20 2.31. Consideration of Mayoral Appointments to the ~~Planning Commission, the Board of~~
21 ~~Appeals, and the~~ Public Utilities Commission, and Mayoral and Presidential Nominations to the
22 Planning Commission and the Board of Appeals. Upon receipt of each and every Notice of
23 Appointment from the Mayor appointing a member to the ~~Planning Commission, the Board of~~
24 ~~Appeals, or the~~ Public Utilities Commission, the Clerk of the Board shall immediately prepare
25 and introduce three motions for each such appointment. The Clerk shall refer the motions to

1 the Rules Committee for hearing as soon as possible. If the Rules Committee is unable to
2 schedule and consider the motions within a time period that will allow for full Board
3 consideration before the expiration of the thirty day period provided for in Charter Section
4 3.100, then the Clerk shall place the motions on the calendar (Adoption Without Committee
5 Reference) of the last Board meeting at which the Board may consider the proposed motions
6 before the thirty days expires. One motion shall support the appointment. A second motion
7 shall reject the appointment. The third motion shall take no position on the appointment. The
8 motion rejecting the appointment shall state in its text that the motion requires a two-thirds
9 vote (eight votes) for approval under Section 3.100 of the City Charter. Each Committee and
10 Board calendar upon which motions prepared under this Rule appear shall also state that
11 Section 3.100 of the City Charter provides that the Board of Supervisors has the authority to
12 reject the appointment by a two-thirds vote of the Board (eight votes) within thirty days
13 following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to
14 reject the appointment by two-thirds vote within the thirty day time period shall result in the
15 appointee continuing to serve as appointed.

16 Upon receipt of each and every Notice of Nomination from the Mayor or the President of the
17 Board of Supervisors nominating a member to the Planning Commission or the Board of Appeals, the
18 Clerk of the Board shall immediately prepare and introduce a motion approving and a motion rejecting
19 each such appointment. The Clerk shall refer the motions to the Rules Committee for hearing as soon
20 as possible. If the Rules Committee is unable to schedule and consider the motions within a time period
21 that will allow for full Board consideration before the expiration of the sixty day period provided for in
22 Charter Section 4.105 or 4.106, then the Clerk shall place the motions on the calendar (Adoption
23 Without Committee Reference) of the last Board meeting at which the Board may consider the proposed
24 motions before the sixty days expires. Each Committee and Board calendar upon which motions
25 prepared under this Rule appear shall also state that Section 4.105 or 4.106 of the City Charter

1 provides that a nomination made under one of these sections is subject to approval by the Board of
2 Supervisors, and shall be the subject of a public hearing and vote within 60 days from the date the
3 nomination is transmitted to the Clerk of the Board. The calendar shall also state that if the Board fails
4 to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the
5 nominee shall be deemed approved.

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