



# City and County of San Francisco

## Meeting Agenda

### Rules Committee

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

*Members: Hillary Ronen, Shamann Walton, Gordon Mar*

*Clerk: Victor Young (415) 554-7723*

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Monday, September 30, 2019

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

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## ROLL CALL AND ANNOUNCEMENTS

## AGENDA CHANGES

## REGULAR AGENDA

1. [190899](#) **[Administrative Code - Temporarily Displaced Tenant Preference in City Affordable Housing - Compliance with Right to Return for Temporarily Displaced Tenants]**  
**Sponsors: Peskin; Brown**  
Ordinance amending the Administrative Code to add a preference in City affordable housing programs to tenants temporarily evicted from rental units for capital improvements or rehabilitation work; requiring landlords who regain possession of such rental units to provide evidence of complying with a tenant's right to re-occupy such tenant's rental unit; clarifying that temporary evictions for capital improvements are intended to cover work that would make the unit hazardous, unhealthy, and/or uninhabitable; and modifying the standards that the Rent Board must consider when reviewing a request to authorize a temporary eviction for capital improvements to last more than 3 months.

9/3/19; ASSIGNED to the Rules Committee.

9/11/19; REFERRED TO DEPARTMENT.

9/23/19; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

9/23/19; CONTINUED AS AMENDED.

*The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on October 1, 2019.*

2. [181215](#) **[Administrative, Planning Codes - South of Market Community Advisory Committee]**

**Sponsor: Haney**

Ordinance amending the Administrative and Planning Codes to establish the South of Market Community Planning Advisory Committee to advise City officials and agencies on implementation of the Central SoMa Plan, Western SoMa Area Plan, and East SoMa Area Plan; to revise the membership and duties of the SOMA Community Stabilization Fund Community Advisory Committee and the Eastern Neighborhoods Citizens Advisory Committee; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

12/11/18; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

12/27/18; REFERRED TO DEPARTMENT.

1/30/19; RESPONSE RECEIVED.

7/30/19; SUBSTITUTED AND ASSIGNED to the Rules Committee.

8/8/19; REFERRED TO DEPARTMENT.

9/25/19; RESPONSE RECEIVED.

3. [190990](#) **[Appointments, Children and Families First Commission]**

Hearing to consider appointing one member, indeterminate term, and three members, terms ending April 29, 2023, to the Children and Families First Commission. (Clerk of the Board)

Vacant Seat 2, succeeding Sylvia Deporto, shall be the General Manager of the Department of Human Services or his/her designee, for an indefinite term.

Seat 6, succeeding Linda Asato, term expiring on April 29, 2019, shall represent one or more of the categories specified in additional requirements below, for a four-year term ending April 29, 2023.

Seat 7, succeeding Suzanne Giraud, term expiring on April 29, 2019, shall represent one or more of the categories specified in additional requirements below, for a four-year term ending April 29, 2023.

Seat 9, succeeding Lynn Merz, term expiring on April 29, 2019, shall represent one or more of the categories specified in additional requirements below, for a four-year term ending April 29, 2023.

9/25/19; RECEIVED AND ASSIGNED to the Rules Committee.

*4 seats / 4 applicants*

*Joan Miller, seat 2 (residency waiver required)*

*Linda Asato, seat 6*

*Suzanne Giraud, seat 7*

*Lynn Merz, seats 9 (residency waiver required)*

**4. [190068](#) [Appointments, Cannabis Oversight Committee]**

Hearing to consider appointing nine members, terms ending December 3, 2020, to the Cannabis Oversight Committee. (Clerk of the Board)

Vacant Seat 8, new appointment, must be held by an Owner of a Cannabis Business permitted through the Equity Program, for a two-year term ending December 3, 2020.

Vacant Seat 9, new appointment, must be held by the operator of a Cannabis cultivation, manufacturing, or distribution business with fewer than 20 employees at the time of appointment, for a two-year term ending December 3, 2020.

Vacant Seat 10, new appointment, must be held by a representative of organized labor who works with the Cannabis business labor force, for a two-year term ending December 3, 2020.

Vacant Seat 11, new appointment, must be held by a representative of organized labor who works with the Cannabis delivery service labor force, for a two-year term ending December 3, 2020.

Vacant Seat 12, new appointment, must be held by an owner of a storefront Cannabis retailer, for a two-year term ending December 3, 2020.

Vacant Seat 13, new appointment, must be held by a person who, at the time of the appointment, is an Equity Applicant, as that term is defined in Police Code, Subsection 1604(b), for a two-year term ending December 3, 2020.

Vacant Seat 14, new appointment, must be held by a person with demonstrated subject matter expertise on the State of California's Cannabis laws and regulations, for a two-year term ending December 3, 2020.

Vacant Seat 15, new appointment, must be held by a person with significant experience in workforce and economic development, for a two-year term ending December 3, 2020.

Vacant Seat 16, new appointment, must be held by a person who has been a Medicinal Cannabis patient or Medicinal Cannabis consumer for at least five years, with an extensive history advocating for Medicinal Cannabis patients or involvement in implementing and running a Cannabis compassionate use program in compliance with the Compassionate Use Act of 1996, for a two-year term ending December 3, 2020.

1/17/19; RECEIVED AND ASSIGNED to the Rules Committee.

8/2/19; REMAIN ACTIVE.

9 seats / 24 applicants

Keena Middleton, seats 8 and 9

Aaron Flynn, seat 9

Nguey Lay, seat 9

Christopher Schroeder, seat 9

Ali Jamalian, seats 9, 13 and 16

Jennifer Garcia, seat 10 (residency waiver required)

Doug Bloch, seat 11 (residency waiver required)

Erich Pearson, seat 12

AnnaRae Grabstein, seats 12 and 14 (residency waiver required)

John Nauer, seat 13

Leah "Nina Parks" Weitz, seat 13 (residency waiver required)

Laugford Brown, seats 13, 14, 15 and 16

Burke James Hansen, seats 13, 14 and 16

Arcelio Joseph Reybol, seats 13 and 14

Menaka Mahajan, seat 14 (residency waiver required)

Nicole Howell Neubert, seat 14 (residency waiver required)

Oren Rosenberg, seat 14

Jesse Stout, seat 14

Sara Payan, seats 14, 15 and 16

Andrew Silva, seats 14 and 16 (residency waiver required)

Jeff Stizza, seats 14 and 16

Theresa Foglio, seat 15 (residency waiver required)

Brien Kramer, seat 15

Ryan Miller, seat 16 (residency waiver required)

## ADJOURNMENT

*NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

## LEGISLATION UNDER THE 30-DAY RULE

*NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 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.*

### 190869

#### **[Administrative Code - Farmers' Markets and Flea Markets]**

Ordinance amending the Administrative Code to affirm the County Agricultural Commissioner's authority under state law to certify and inspect farmers' markets and producers, and to enforce state law governing the direct marketing of agricultural products to consumers; replace the County Agricultural Commissioner with the Director of Property as the operator of City-operated farmers' markets and flea markets; eliminate the allocation of space at farmers' markets for the distribution of surplus commodities to needy persons; increase the permit fees for certified producers and other vendors; and increase the permit fees for farmers' market operators. (City Administrator)

8/26/19; RECEIVED FROM DEPARTMENT.

9/3/19; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

9/11/19; REFERRED TO DEPARTMENT.

### 190926

#### **[Administrative Code - Acquisition, Retention, and Use of Surveillance Technology]**

##### **Sponsor: Peskin**

Ordinance amending Chapter 19B of the Administrative Code, governing the City's acquisition, retention, and use of surveillance technology, to allow the acquisition and retention of face recognition technology under certain conditions; to preclude legal relief for alleged violations of Chapter 19B that the City timely cured following notice; and to authorize the City Administrator to adopt implementing standards to guide departments in compliance with Chapter 19B's restrictions on the acquisition, retention, and use of surveillance technology.

9/10/19; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

9/23/19; RECEIVED FROM DEPARTMENT.

**190945 [Charter Amendment - Retiree Health Benefits - Housing Authority Employees]**

**Sponsors: Mayor; Walton, Peskin, Stefani, Yee, Safai, Ronen and Brown**  
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide retiree health care benefits to employees of the Housing Authority of the City and County of San Francisco ("Housing Authority") who started working for the City and County of San Francisco on or after March 7, 2019, and before March 1, 2021, without a break in service between employment with the Housing Authority and employment with the City and County of San Francisco; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on March 3, 2020.

9/17/19; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

9/23/19; REFERRED TO DEPARTMENT.

**190949 [Administrative Code - Extension of Pedestrian Safety Advisory Committee]**

**Sponsors: Yee; Mar, Ronen and Walton**  
Ordinance amending the Administrative Code to extend the sunset date for the Pedestrian Safety Advisory Committee by one year, to October 1, 2020, and requiring the Committee to recommend changes to its structure and duties.

9/17/19; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

9/23/19; REFERRED TO DEPARTMENT.

**190965 [Various Codes - Renaming Office of Cannabis to Office of Cannabis Regulation - Cannabis Regulation]**

Ordinance amending the Administrative, Police, Health, Planning, Business and Tax Regulations, and Campaign and Government Codes to change the name of the Office of Cannabis to the Office of Cannabis Regulation ("Office"); amending the Police Code to create a Cannabis Nursery Permit; prohibit equity applicants from applying for a Cannabis Business Permit through a cooperative; clarify where in the processing order the Office will review and process Cannabis Business Permit applications from holders of Temporary Cannabis Business Permits and Medical Cannabis Dispensaries; prohibit Cannabis Retailers from using business names likely to attract minors as customers or mislead the public into believing that the business is authorized to sell products to minors; remove the requirement that a Cannabis Business Permit application be denied following any violation of Article 16 of the Police Code, and instead require permit denial after a refusal to remediate an Article 16 violation of which they have been notified by the Office; require Cannabis Distributors to notify the Office when they learn that Cannabis products in their possession have failed state testing standards; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Administrator)

9/23/19; RECEIVED FROM DEPARTMENT.

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## Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation, 2) Budget and Legislative Analyst report,
- 3) Department or Agency cover letter and/or report, 4) Public correspondence

Items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

## 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 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) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation 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.

**IMPORTANT INFORMATION:** The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board or Clerk of the Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

**LAPTOP COMPUTER FOR PRESENTATIONS:** Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

**COPYRIGHT:** System content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

**AGENDA PACKET:** Available for review in the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

**LANGUAGE INTERPRETERS:** Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Peggy Nevin at (415) 554-5184. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Peggy Nevin at (415) 554-5184. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag ka sa (415) 554-5184.

**翻譯 必須在會議前最少四十八小時提出要求**  
**請電 (415) 554-7719**

### **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 SFGovTV, the Government Channel 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 Wilson Ng at (415) 554-5184 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 F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 5R, 6, 7, 7R, 7X, 9, 9R, 19, 21, 47, and 49. For more information about MUNI accessible services, call (415) 701-4485.

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 decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This 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 (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.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, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>