



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: Ahsha Safai, Sandra Lee Fewer, Norman Yee

Clerk: Alisa Somera (415) 554-7711

Wednesday, January 24, 2018

2:00 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Ahsha Safai, Sandra Lee Fewer, and Norman Yee

The Rules Committee met in regular session on Wednesday, January 24, 2018, with Chair Ahsha Safai presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Safai called the meeting to order at 2:09 p.m. On the call of the roll, Chair Safai, Vice Chair Fewer, and Member Yee were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180077 [Appointments, Ballot Simplification Committee - Scott Patterson and Betty Packard]

Hearing to consider appointing two members, terms ending November 30, 2018, to the Ballot Simplification Committee. (Rules Committee)

Seat 1, succeeding June Fraps, term expired, must be nominated by the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2018.

Seat 2, succeeding Betty Packard, term expired, must be nominated by the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2018.

01/19/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Scott Patterson; Betty Packard; spoke on their qualifications and answered questions raised throughout the discussion. Nancy Wuerfel; spoke in support of Betty Packard and the outstanding work done by the Committee.

Appointment of Scott Patterson, seat 1, recommended.

Appointment of Betty Packard, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Scott Patterson and Betty Packard, terms ending November 30, 2018, to the Ballot Simplification Committee. (Rules Committee)

Scott Patterson, succeeding June Fraps, term expired, must be nominated by the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2018.

Betty Packard, succeeding herself, term expired, must be nominated by the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2018.

Member Yee moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

171309 [Charter Amendment - Jurisdiction Within City Government Over Parking and Traffic Matters]

Sponsors: Safai; Peskin

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to eliminate the San Francisco Municipal Transportation Agency's jurisdiction over parking and traffic regulations; to grant the legislative authority over parking and traffic to the Board of Supervisors; to create a new Livable Streets Commission and Department to manage parking and traffic; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on June 5, 2018.

12/12/17; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/11/2018.

12/20/17; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Office of the Controller for financial analysis report; and Mayor's Office, Office of the City Attorney, Department of Elections, Ethics Commission, Office of the City Administrator, Municipal Transportation Agency, Public Works, Police Department, and Sheriff's Department for reports and/or comments, pursuant to Rules of Order 2.22.4.

01/12/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment. Any proposed physical project will require environmental review.

01/16/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Charter Amendment, pursuant to Municipal Elections Code Section 302(a)(2).

01/17/18; CONTINUED. Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); presented information and answered questions raised throughout the discussion. Herbert Wiener; Speaker; Carl Holland; Richard Purdue; Eileen Logan; spoke in support of the proposed Charter Amendment. Speaker; spoke in opposition to the proposed Charter Amendment. Richard Rothman; Charles Rathbone; Speaker; spoke neither in support nor against the proposed Charter Amendment.

Heard in Committee. Speakers: Tom McGuire (Municipal Transportation Agency); Supervisor Katy Tang (Board of Supervisors); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Nancy Wuerfel; Eileen Boken; Paula Katz (Save Our L Taraval Steps); Carl Monroe; Speaker; Doug Buckwall; David Pilpel; spoke in support of the proposed legislation. Jodie Medeiros (WalkSF); spoke in opposition to the proposed legislation. Bob Feinbaum (Save Muni); Gerald Cauthen (Save Muni); Mary Eliza; spoke neither in support nor against the proposed legislation.

Member Yee moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to change the election reference date from 'June 5, 2018' to November 6, 2018.' The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to eliminate the San Francisco Municipal Transportation Agency's jurisdiction over parking and traffic regulations; to grant the legislative authority over parking and traffic to the Board of Supervisors; to create a new Livable Streets Commission and Department to manage parking and traffic; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 6, 2018.

Member Yee moved that this Charter Amendment be CONTINUED TO CALL OF THE CHAIR AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

171308 [Charter Amendment - Revenue Bonds for Public Utilities Commission Clean Power, Water, and Clean Water Facilities]

Sponsors: Peskin; Tang and Safai

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to authorize the Public Utilities Commission to issue revenue bonds for power facilities when approved by ordinance receiving a two-thirds vote of the Board of Supervisors; at an election to be held on June 5, 2018.

12/12/17; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/11/2018.

12/20/17; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Office of the Controller for financial analysis report; and Mayor's Office, Office of the City Attorney, Department of Elections, Ethics Commission, Office of the City Administrator, Public Utilities Commission, Port of San Francisco, and San Francisco International Airport for reports and/or comments, pursuant to Rules of Order 2.22.4.

01/12/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment. Any proposed physical project will require environmental review.

01/16/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Charter Amendment, pursuant to Municipal Elections Code Section 302(a)(2).

01/17/18; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Safai requested to be added as a co-sponsor.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Barbara Hale, Assistant General Manager - Power (Public Utilities Commission); Supervisor Katy Tang (Board of Supervisors); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion.

01/17/18; CONTINUED AS AMENDED.

Vice Chair Fewer moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 1-2, by striking 'Needed to Produce and Deliver Clean Power' and adding 'Clean Power, Water, and Clean Water Facilities', and Lines 8-9, by adding ', and to clarify the scope of the Commission's bond authority with regard to the City's water and clean water utilities'; and on Page 3, Lines 18-19, by adding 'or for any other lawful purpose of the water, clean water, or power utilities of the City in furtherance of the purposes herein provided'. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to authorize the Public Utilities Commission to issue revenue bonds for power facilities when approved by ordinance receiving a two-thirds vote of the Board of Supervisors, and to clarify the scope of the Commission's bond authority with regard to the City's water and clean water utilities; at an election to be held on June 5, 2018.

CONTINUED TO CALL OF THE CHAIR AS AMENDED by the following vote:

Ayes: 3 - Safai, Fewer, Yee

171305 [Charter Amendment - Noncitizen Voting in School Board Elections]**Sponsor: Fewer**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to establish, as a condition for noncitizens voting in an election for members of the Board of Education, that the Board of Supervisors adopt an implementing ordinance for that election at least 270 days before that election; at an election to be held on June 5, 2018.

12/12/17; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/11/2018.

12/20/17; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Office of the Controller for financial analysis report; and Mayor's Office, Office of the City Attorney, Department of Elections, Ethics Commission, Office of the City Administrator, San Francisco Unified School District, Board of Education, and Youth Commission for reports and/or comments, pursuant to Rules of Order 2.22.4.

01/08/18; RESPONSE RECEIVED. 1/2/2018 - The Youth Commission voted 11-1 to support the Charter Amendment.

01/12/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment. Any proposed physical project will require environmental review.

01/16/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Charter Amendment, pursuant to Municipal Elections Code Section 302(a)(2).

01/17/18; CONTINUED. Heard in Committee. Speakers: Wilson Chu (Chinese American Democratic Club); Marlene Tran (Visitation Valley Asian Alliance); Victor Seeto (Chinese American Democratic Club); Lotus Yee Fong; Mekana Molina; spoke in opposition to the proposed Charter Amendment.

Heard in Committee. Speaker: Yvette; spoke neither in support nor against the proposed legislation.

Vice Chair Fewer, seconded by Member Yee, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

171310 [Charter Amendment - Budget Set-Asides and Baselines]**Sponsors: Tang; Peskin**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to provide that whenever the City's projected budget deficit for the upcoming fiscal year exceeds \$200 million, the City is not required to increase funding for the Municipal Transportation Fund, the Park, Recreation and Open Space Fund, the Children and Youth Fund, the Library Preservation Fund, the Housing Trust Fund, the Public Education Enrichment Fund, the Dignity Fund, the Street Tree Maintenance Fund, the Controller's Audit Fund, or additional funds set aside for the Library, and the Recreation and Park Commission; to provide that money in these funds in future years that remain unspent or uncommitted at the end of the fiscal year will be returned to the City's General Fund; and to eliminate the requirement that the City provide funding to maintain a symphony orchestra; at an election to be held on June 5, 2018.

12/12/17; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/11/2018.

12/20/17; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Office of the Controller for financial analysis report; and Mayor's Office, Office of the City Attorney, Department of Elections, Ethics Commission, Office of the City Administrator, Municipal Transportation Agency, Department of Recreation and Parks, Department of Children, Youth and Their Families, Public Library, Mayor's Office of Housing and Community Development, San Francisco Unified School District, Department of Aging and Adult Services, Public Works, and Arts Commission for reports and/or comments, pursuant to Rules of Order 2.22.4.

12/29/17; REFERRED TO DEPARTMENT. Referred to Youth Commission for comment and recommendation, pursuant to Charter, Section 4.124.

01/03/18; RESPONSE RECEIVED. 1/2/2018 - The Youth Commission voted 10-2 to support the Charter Amendment.

01/12/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment. Any proposed physical project will require environmental review.

01/16/18; RESPONSE RECEIVED. The City Controller provided a financial analysis on the proposed Charter Amendment, pursuant to Municipal Elections Code Section 302(a)(2).

01/17/18; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor Katy Tang and Supervisor Aaron Peskin (Board of Supervisors); Leah LaCroix, Acting Executive Director (Youth Commission); Peg Stevenson (Office of the City Controller); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Francis Moran; Ernesto Scully; Sandy Mory; Margaret Bear; Patrick Bran; Reese Isbell and Marie Ciepiela (Friends of the San Francisco Public Library); Michelle Messano; Jodie Schwartz; Tracy Mercado; Mena Marmano; Craig Moore; Fernando Marti; Debbie Lerman; Jacelyn Jones; Annabelle Kenwood; Kian Sorenson; Honey Mahogany; Kyle; Lena Walley; Martha Ryan; Speaker; Molly Brown; Jessica Layman; Speaker; Jennifer Friedenbach; Todd David; Bahlam Vigil; spoke in opposition to the proposed Charter Amendment.

01/17/18; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Supervisor Katy Tang (Board of Supervisors); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Fiona Hinze; Margaret Brighton; Speaker; Michael Flecker; Debbie Lerner; Lee Dent; Susan Pfeifer; Maria Lucero; John Sakai; Emil Papadis; spoke in opposition to the proposed legislation.

Member Yee, seconded by Vice Chair Fewer, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to change the election reference date from 'June 5, 2018' to November 6, 2018.' The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to provide that whenever the City's projected budget deficit for the upcoming fiscal year exceeds \$200 million, the City is not required to increase funding for the Municipal Transportation Fund, the Park, Recreation and Open Space Fund, the Children and Youth Fund, the Library Preservation Fund, the Housing Trust Fund, the Public Education Enrichment Fund, the Dignity Fund, the Street Tree Maintenance Fund, the Controller's Audit Fund, or additional funds set aside for the Library, and the Recreation and Park Commission; to provide that money in these funds in future years that remain unspent or uncommitted at the end of the fiscal year will be returned to the City's General Fund; and to eliminate the requirement that the City provide funding to maintain a symphony orchestra; at an election to be held on November 6, 2018.

Member Yee, seconded by Vice Chair Fewer, moved that this Charter Amendment be CONTINUED TO CALL OF THE CHAIR AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 3:38 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Rules Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.