

City and County of San Francisco

Rules Committee

City Hall, Room 263



Meeting Agenda

Wednesday, July 9, 2008

1:00 PM

Special Meeting

Members: Chris Daly, Bevan Dufty, Tom Ammiano

Clerk: Mary Red (415) 554-4442

Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report

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

AGENDA CHANGES

REGULAR AGENDA

- 1. 080940 [Appointment, Commission of Animal Control and Welfare]**
Hearing to consider appointing two members to the Commission of Animal Control and Welfare.

2 seats being considered
Vacant seat succeeding Christine Garcia, term expired, seat 2, must be a member representing the general public having interest and experience in animal matters, for a two-year term ending April 30, 2010.
Vacant seat succeeding Mara Weiss, term expired, seat 7, must be licensed veterinarian, for a two-year term ending April 30, 2010.

6/27/08, RECEIVED AND ASSIGNED to Rules Committee.

2 Seats/3 Applicants
Christine Garcia - Seat 2
Angela Lucia Padilla - Seat 2
Dr. David Gordon - 7

- 2. 080618 [Board of Supervisors Aides] Supervisor McGoldrick**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.117, to eliminate the reference to the number of staff members provided for members of the Board of Supervisors.
- 5/6/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/5/2008. 5/9/08, Referred to departments for review and comments (see file for dept. list).
- 5/13/08, RESPONSE RECEIVED. Planning CEQA determination.
- 5/13/08, SUBSTITUTED. Supervisor McGoldrick submitted a substitute charter amendment bearing new title. 5/16/08, Referred (2nd Draft) to departments for review and comments (see file for dept. list)
- 6/5/08, CONTINUED TO CALL OF THE CHAIR. Heard in committee. Speakers: Supervisor McGoldrick; Supervisor Ammiano; Supervisor Daly; Supervisor Dufty; Nathan Purkiss; Chris Romero, Local 21; David Pilpel.
- 3. 080650 [Creating a Landmarks Preservation Board] Supervisors Peskin, Ammiano**
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.105 and adding Section 4.135 to establish an Independent Landmarks Preservation Board, appointed by the Mayor, subject to the approval of the Board of Supervisors and meeting certain specified qualifications, with authority to: recommend approval, disapproval or modification to the Board of Supervisors of landmark, and significant or contributory building designations under the Planning Code and historical property contracts under Chapter 71 of the Administrative Code without referral to the Planning Commission; recommend approval, disapproval or modification to the Board of Supervisors of historic district and conservation district designations under the Planning Code with comment by the Planning Commission; approve, disapprove, or modify certificates of appropriateness to landmarks buildings or historic districts; approve, disapprove, or modify permits for major and minor alterations to significant or contributory buildings or conservation districts; recommend a Preservation Element of the General Plan to the Board of Supervisors; and take such other actions on matters as may be prescribed by ordinance; and establishing appeal provisions for decisions of the Landmarks Preservation Board; and requiring referral of certain matters to the Landmarks Preservation Board.
- 5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008. 5/19/08, Referred to departments for review and comments (see file for dept. list).
- 6/20/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Peskin; Espanola Jackson; Robert Cherny; Tara Sullivan, City Planning Department; Courtney Damkroger; female speaker; Jack Gold; Meredyth Skemp, SFHAC; Cynthia Servetnick; Inga Horton; Nancy Wuerfel; Gee Gee Platt; Supervisor Peskin. Amendment of the Whole
- 6/20/08, CONTINUED AS AMENDED. Continued to June 27, 2008.
- 6/27/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in committee. Speakers: Supervisor Peskin; Tara Sullivan, Planning Department; Jack Gold; Vincent Marsh; Aaron Goodman; Supervisor Ammiano. Amendment of the Whole, 3rd Draft.

6/27/08, CONTINUED AS AMENDED. Continued to July 9, 2008.

4. **080639** **[Retirement system credit for unpaid parental leave]** **Supervisor Alioto-Pier**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by: adding Sections A8.523 through A8.523-7, to allow retirement system credit for eligible members who have taken unpaid parental leave while employed with the City and County; amending Sections A8.509, A8.559-10, A8.585-10, A8.586-10, A8.587-7, A8.588-10, A8.595-10, A8.596-10, A8.597-10, and A8.598-10, relating to computation of service credit for a period of unpaid parental leave; and amending Sections A8.509, A8.559-11, A8.585-11, A8.586-11, A8.587-8, A8.588-11, A8.595-11, A8.596-11, A8.597-11, and A8.598-11, relating to the source of funds for eligible members who elect to purchase service credit for a period of unpaid parental leave.
- 5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008. 5/16/08, Referred to departments for review and comments (see file for dept. list).
- 5/18/08, RESPONSE RECEIVED. Human Resources Department commenting, will require meet and confer.
- 6/13/08, CONTINUED. Continued to June 20, 2008.
- 6/20/08, CONTINUED. Continued to June 27, 2008.
- 6/27/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Alioto-Pier; Clare Murphy, Executive Director, Employees Retirement System; Belinda Curr, SFPD; Leah Berlangue, Local 1021; Diane Stokes, SFPD; Loretta Parrish, SFPD civilian. Amendment of the Whole
- 6/27/08, CONTINUED AS AMENDED. Continued to July 9, 2008.
5. **080646** **[Eliminating the Police Department minimum staffing requirement]** **Supervisor McGoldrick**
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 4.127 and 16.123, to eliminate the Police Department minimum staffing requirement.
- 5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008. 5/19/08, Referred to departments for review and comments (see file for dept. list).
- 6/20/08, CONTINUED TO CALL OF THE CHAIR. Heard in committee. Speakers: Supervisor McGoldrick; Supervisor Ammiano; Supervisor Daly; Tomas Picarello; Cheryl Adams, Deputy City Attorney.
6. **080649** **[Promoting and Sustaining Music and Culture in San Francisco]** **Supervisors Mirkarimi, Ammiano, Sandoval**
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.128, which is designed to promote music and culture in San Francisco by establishing a music and culture sustainability policy implementing those principles in part through a process for reviewing and possibly revising City Codes, and incorporating those principles into the General Plan of the City and County; and amending Section 4.106 to provide that the Board of Appeals shall have jurisdiction to hear appeals of denials of entertainment-related permits and events under the jurisdiction of the Recreation and Park Commission or Department.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008. 5/19/08, Referred to departments for review and comments (see file for list).

6/25/08, RESPONSE RECEIVED. Planning Department review letter and Planning Commission Resolution 17630.

6/27/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Mirkarimi; Tara Sullivan, Planning Department; Commissioner Terance Alan; Debra Walker; Steven Raspa, Burning Man; Scott Weiner, Alice B. Toklas Democratic Club; Dr. Brenda Miller, Prevention Research Center; Gil ; Rob Black. Amendment of the Whole

6/27/08, CONTINUED AS AMENDED. Continued to July 9, 2008.

7. 080647 [Commission on the Environment] Supervisor Mirkarimi

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.118, to clarify the authority of the Commission on the Environment to consider and make recommendations regarding environmental justice issues, to authorize the Commission to review and make recommendations regarding City building and land use policies for environmental sustainability; and to clarify the Commission's authority to investigate and make recommendations to City agencies regarding climate change.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2008.

5/21/08, SUBSTITUTED. Amendment of the Whole (Second Draft), same title. 30-days begins upon receipt of Charter Amendment approved as to form and a legislative digest. 5/22/08, Referred to departments for review and comments (see list in file).

6/25/08, RESPONSE RECEIVED. Planning Department review letter and Planning Commission Resolution 17631.

6/27/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Mirkarimi; Ruth Gurvantis, Commission on the Environment; Robert Haley; Tara Sullivan, Planning Department; Tom Radulovich, Livable City; Nancy Wuerfel; Sally Stevens; Supervisor Daly; Supervisor Ammiano; Tom Owens, Deputy City Attorney. Amendment of the Whole

6/27/08, CONTINUED AS AMENDED. Continued to July 9, 2008.

8. 080648 [Energy Security, Cost Reduction and Environmental Protection] Supervisor Mirkarimi

Charter Amendment (Third Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 8B.124, and adding Sections 8B.128 through 8B.132, to: (i) address the crisis of global climate change by moving San Francisco from fossil fuels to clean, sustainable energy production, (ii) ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments, (iii) require the Public Utilities Commission to determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments, and (iv) require the Public Utilities Commission to fund a Ratepayer Advocate to represent the interests of San Franciscans that purchase utility services from the City.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

6/17/08, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute charter amendment bearing new title.

6/17/08, ASSIGNED to Rules Committee.

6/27/08, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Mirkarimi; Julian Davis, S. F. Tomorrow; Melissa West, ACORN; Joseph Bryant, A. Philip Randolph Institute; Verla Williams; David Campos; Debra Walker; Darrell Cockerham; Brandon Hernandez, PG&E; Jim Crawford; Sonya Mehta, Young Workers United; Adranne Vander-Cow; Orieyonna Johnson; John Rizzo, Trustee, S. F. School Board; Ramona Collie; Rob Black, Chamber of Commerce; Tony Gantner; Sean Randolph; Edward Young; Eric Brooks; Bob Riggham; Supervisor Daly; Barbara Hale, PUC; Supervisor Ammiano; Supervisor Dufty. Amendment of the Whole

6/27/08, CONTINUED AS AMENDED. Continued to July 9, 2008.

9. 080651 [Policy regarding budget set-asides] Mayor

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 9.119 to: (1) establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited; and (2) require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside.

5/13/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2008.

10. 080869 [Policy regarding budget set-asides] Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Section 3.26, to establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited, and amending the San Francisco Municipal Elections Code by adding Section 521, to require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside".

6/17/08, RECEIVED AND ASSIGNED to Rules Committee.

ADJOURNMENT

IMPORTANT INFORMATION

NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Any written comments should be sent to: Committee Clerk of the Rules Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above.

LEGISLATION UNDER THE 30-DAY RULE

(Not to be considered at this meeting)

Rule 5.40 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.

11. 080879 [Clarifying and consolidating reporting requirements; requiring electronic filing] Supervisor Daly

Ordinance amending sections 1.108, 1.112, 1.113, and 1.135 of the Campaign and Governmental Conduct Code, to clarify and consolidate campaign finance reporting requirements, and to expand electronic filing.

6/17/08, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/17/2008.

6/23/08, REFERRED TO DEPARTMENT. Referred to Ethics Commission for review and comments.

6/24/08, RESPONSE RECEIVED. At its meeting on May 12, 2008, the Ethics Commission approved the proposed legislative changes.

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 at a Committee meeting 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

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Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



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 SF Cable 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 Madeleine Licavoli at (415) 554-7722 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 J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine 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 (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102 by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.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 Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics