



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: Katy Tang, Eric Mar, Malia Cohen

Clerk: Derek Evans (415) 554-7702

Thursday, February 25, 2016

11:00 AM

City Hall, Committee Room 263

Regular Meeting

The Rules Committee met in regular session on Thursday, February 25, 2016, with Chair Katy Tang presiding.

Present: 3 - Katy Tang, Eric Mar, and Malia Cohen

Vice Chair Mar Excused from Attendance

Member Cohen, seconded by Chair Tang, moved to excuse Vice Chair Mar from the Rules Committee meeting of February 25, 2016. The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

Chair Tang moved to rescind the previous vote to excuse Vice Chair Mar from the Rules Committee meeting of February 25, 2016. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

Member Cohen, seconded by Chair Tang, moved that Supervisor Mar be excused for File Nos. 151277, 160139, 160140, and 160112, at the Rules Committee meeting of February 25, 2016.

The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

ROLL CALL AND ANNOUNCEMENTS

Chair Tang called the meeting to order at 11:03 a.m. On the call of the roll, Chair Tang and Member Cohen were noted present. Vice Chair Mar was noted as not present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

151277 [Administrative Code - Definition of Final Compensation for Retirement Benefits]

Sponsor: Cohen

Ordinance amending the Administrative Code to update the definition of final compensation for purposes of retirement benefits under the San Francisco Employees' Retirement System, and to include in that definition compensation earnable under the Judges' Retirement System and Judges' Retirement System II.

12/15/15; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 1/14/2016.

01/06/16; REFERRED TO DEPARTMENT. Referred to the Retirement Board requesting an actuarial Report per Charter, Section A8.500.

01/22/16; RESPONSE RECEIVED. The San Francisco Retirement System submitted the actuarial cost and effect report required per Charter, Section 8.500.

01/27/16; TRANSFERRED to Rules Committee. 1/27/16 - President Breed transferred this this matter from the Government Audit and Oversight Committee to Rules Committee.

Heard in Committee. Speakers: Jay Huish, Executive Director (Employees' Retirement System); presented information and answered questions raised throughout the discussion. Judge Danielle Douglas (Contra Costa Superior Court); Male Speaker; spoke in support of the hearing matter.

Member Cohen, seconded by Chair Tang, moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

160139 [Appointment, Bicycle Advisory Committee]

Hearing to consider appointing one member to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Vacant seat 5, succeeding Morgan Fitzgibbons, resigned, must be a nominee of the District 5 Supervisor, to serve a two-year term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration.

02/19/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Melyssa Mendoza; spoke on their qualifications.

Appointment of Melyssa Mendoza, seat 5, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Melyssa Mendoza to the Bicycle Advisory Committee, term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration. (Rules Committee)

Melyssa Mendoza, seat 5, succeeding Morgan Fitzgibbons, resigned, must be a nominee of the District 5 Supervisor, to serve a two-year term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration.

Member Cohen, seconded by Chair Tang, moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

160140 [Appointments, Park, Recreation and Open Space Advisory Committee]

Hearing to consider appointing one member, term ending February 1, 2018, and one member, term ending February 1, 2017, to the Park, Recreation, and Open Space Advisory Committee. (Rules Committee)

Vacant seat 15, succeeding Jan Blum, resigned, must be nominated by the District 3 Supervisor from the organizations listed in Resolution No. 391-13, for the unexpired portion of a two-year term ending February 1, 2018.

Vacant seat 18, succeeding Jane Weil, term expired, must be nominated by the District 6 Supervisor and from District 6, for the unexpired portion of a two-year term ending February 1, 2017.

02/19/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Jane Weil, and Kenneth Maley; spoke on their qualifications.

Appointment of Kenneth Maley, seat 15, recommended.

Appointment of Jane Weil, seat 18, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Kenneth Maley, term ending February 1, 2018, and Jane Weil, term ending February 1, 2017, to the Park, Recreation, and Open Space Advisory Committee. (Rules Committee) Kenneth Maley, seat 15, succeeding Jan Blum, resigned, must be nominated by the District 3 Supervisor from the organizations listed in Resolution No. 391-13, for the unexpired portion of a two-year term ending February 1, 2018.

Jane Weil, seat 18, succeeding herself, term expired, must be nominated by the District 6 Supervisor and from District 6, for the unexpired portion of a two-year term ending February 1, 2017.

Member Cohen, seconded by Chair Tang, moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

160112 [Appointments, Veterans Affairs Commission]

Hearing to consider appointing three members, terms ending January 31, 2020, to the Veterans Affairs Commission. (Rules Committee)

Vacant seat 3, succeeding Sam Pandey, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

Vacant seat 6, succeeding John Gallagher, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

Vacant seat 9, succeeding Michael Maffei, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

02/05/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Michael Maffei; William Barnickel; Kimberly Flaherty; and Joseph Koppel; spoke on their qualifications. Duane Kennedy (Veterans Affairs Committee); spoke in support of Michael Maffei. Eddie Ramirez; Brendan Rogers; spoke in support of Kimberly Flaherty and Michael Maffei. Michael Maffei; spoke in support of Stacey Newman. Bruce Smith; spoke in support of Michael Maffei and Mary-Ann Rich.

Appointment of William Barnickel, seat 3, recommended.

Appointment of Kimberly Flaherty, seat 6, recommended

Reappointment of Michael Maffei, seat 9, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing William Barnickel, Kimberly Flaherty, and Michael Maffei, terms ending January 31, 2020, to the Veterans Affairs Commission. (Rules Committee)

William Barnickel, seat 3, succeeding Sam Pandey, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

Kimberly Flaherty, seat 6, succeeding John Gallagher, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

Michael Maffei, seat 9, succeeding himself, term expired, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2020.

Member Cohen, seconded by Chair Tang, moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Tang, Cohen

Excused: 1 - Mar

Chair Tang recessed the meeting at 11:40 a.m. and reconvened at 11:45 a.m.

Vice Chair Mar was noted present at 12:48 p.m. and for the remainder of the meeting.

160141 [Appointment, Reentry Council]

Hearing to consider appointing one member, term ending June 1, 2016, to the Reentry Council. Vacant seat 2, succeeding Dominique Rosa Leslie, resigned, 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; and also have expertise in providing services to individuals exiting the criminal justice system, for the unexpired portion of a two-year term ending June 1, 2016. (Pursuant to San Francisco Administrative Code Section 5.1, all members of the Council shall be exempt from the Charter requirement that they be electors of the City and County of San Francisco.)

02/19/16; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Angela Coleman; Windy Click; Jose Bernal; Sabrina Reid; James Lowden; Jeffrey Essex; spoke on their qualifications. Dori Caminong, Commissioner (Entertainment Commission); Danielle; Trace Taylor; spoke in support of Angela Coleman. Joe Wilson; Teresa de la Cruz; spoke in support of Windy Click and Jose Bernal. Jonathan Bryce; Timonthy Allen; Male Speaker; Micky Delegas; spoke in support of Jose Bernal.

Appointment of Angela Coleman, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Angela Coleman, term ending June 1, 2016, to the Reentry Council. Angela Coleman, seat 2, succeeding Dominique Rosa Leslie, resigned, 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; and also have expertise in providing services to individuals exiting the criminal justice system, for the unexpired portion of a two-year term ending June 1, 2016.

(Pursuant to San Francisco Administrative Code Section 5.1, all members of the Council shall be exempt from the Charter requirement that they be electors of the City and County of San Francisco.)

Vice Chair Mar, seconded by Chair Tang, moved that the Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

160081 [Initiative Ordinance - Administrative Code - Requiring the Office of Citizens Complaints to Investigate All Officer Involved Shootings]**Sponsors: Cohen; Breed, Campos and Mar**

Motion ordering submitted to the voters an Ordinance amending the Administrative Code to require the Office of Citizen Complaints to investigate all officer-involved shootings, at an election to be held on June 7, 2016.

01/26/16; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/25/2016.

02/02/16; REFERRED TO DEPARTMENT. Referred to the City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, and Department of Elections for informational purposes (per Rules of Order 2.22.4). Referred to the Planning Department for environmental review.

02/22/16; RESPONSE RECEIVED. The Planning Department made the following determination: "Not considered a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment."

Heard in Committee. Speakers: Joyce Hicks, Director (Office of Citizen Complaints); presented information and answered questions raised throughout the discussion. Kurt Brines; Female Speaker; spoke in support of the hearing matter. Female Speaker; spoke neither in support nor against the hearing matter.

Supervisor Mar requested to be added as a cosponsor.

Member Cohen, seconded by Vice Chair Mar, moved that the Motion be RECOMMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Tang, Mar, Cohen

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 1:38 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.