

File Nos. 101511 & 101512 Committee Item Nos. 3 & 4
Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Rules Date January 3, 2011

Board of Supervisors Meeting Date _____

Cmte Board

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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Notice of Appointment |
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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Completed by: Alisa Somera Date December 23, 2010
Completed by: _____ Date _____

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document can be found in the file.

1 [Appointment, Historical Preservation Commission - Richard Johns]

2
3 **Motion approving the Mayor's nomination for appointment of Richard Johns to the**
4 **Historical Preservation Commission, Seat No. 4, for a four-year term ending December**
5 **31, 2014.**

6
7 WHEREAS, Pursuant to Charter Section 4.135, the Mayor has submitted a
8 communication notifying the Board of Supervisors of the nomination of Richard Johns to the
9 Historical Preservation Commission, received by the Clerk of the Board on December 1, 2010;
10 and

11 WHEREAS, The Board of Supervisors has the authority to hold a public hearing and
12 vote on the appointment within sixty days following transmittal of the Mayor's Notice of
13 Appointment, and the failure of the Board to act on the nomination within the sixty day time
14 period shall result in the nominee being deemed approved; now, therefore, be it

15 MOVED, That the Board of Supervisors hereby approves the Mayor's nomination for
16 appointment of Richard Johns to the Historical Preservation Commission, Seat No. 4, for a
17 four-year term ending December 31, 2014.

1 [Appointment, Historical Preservation Commission - Richard Johns]

2

3 **Motion rejecting the Mayor's nomination for appointment of Richard Johns to the**
4 **Historical Preservation Commission, Seat No. 4, for a four-year term ending December**
5 **31, 2014.**

6

7 WHEREAS, Pursuant to Charter Section 4.135, the Mayor has submitted a
8 communication notifying the Board of Supervisors of the nomination of Richard Johns to the
9 Historical Preservation Commission, received by the Clerk of the Board on December 1, 2010;
10 and

11 WHEREAS, The Board of Supervisors has the authority to hold a public hearing and
12 vote on the appointment within sixty days following transmittal of the Mayor's Notice of
13 Appointment, and the failure of the Board to act on the nomination within the sixty day time
14 period shall result in the nominee being deemed approved; now, therefore, be it

15 MOVED, That the Board of Supervisors hereby rejects the Mayor's nomination for
16 appointment of Richard Johns to the Historical Preservation Commission, Seat No. 4, for a
17 four-year term ending December 31, 2014.

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Notice of Appointment

November 29, 2010

Angela Calvillo
Clerk of the Board, Board of Supervisors
San Francisco City Hall
1 Carlton B. Goodlett Place
San Francisco, California 94102

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 DEC - 1 PM 3:12
BY _____ RC

Dear Ms. Calvillo:

Pursuant to Charter §4.135, I nominate Karl Hasz, Richard Johns and Andrew Wolfram for appointment to the San Francisco Historic Preservation Commission.

Karl Hasz is nominated for reappointment to his same seat (Seat #6). This term will expire December 31, 2014.

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- 101513
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Richard Johns is nominated for appointment to fill the seat held currently by James Buckley (Seat #4). This term will expire December 31, 2014.

- 101511
101512

Andrew Wolfram is nominated for reappointment to his same seat (Seat #2). This term will expire December 31, 2014.

- 101509
101510

Please see the attached biography which will illustrate that these appointees' qualifications allow them to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my liaison to commissions, Matthew Gondeau, at 415-554-6674.

Sincerely,

Gavin Newsom
Mayor

OFFICE OF THE MAYOR
SAN FRANCISCO



Orig. Joy
BOSLII, COB, Leg Dep
City atty, Rules clerk
GAVIN NEWSOM EX FILE
CPAGE

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 DEC - 1 PM 3:12

BY _____
PC

Notice of Appointment

November 29, 2010

Honorable Board of Supervisors:

Pursuant to Charter §4.135, I nominate Karl Hasz, Richard Johns and Andrew Wolfram for appointment to the San Francisco Historic Preservation Commission.

Karl Hasz is nominated for reappointment to his same seat (Seat #6). This term will expire December 31, 2014.

Richard Johns is nominated for appointment to fill the seat held currently by James Buckley (Seat #4). This term will expire December 31, 2014.

Andrew Wolfram is nominated for reappointment to his same seat (Seat #2). This term will expire December 31, 2014.

I am confident that Karl Hasz, Richard Johns and Andrew Wolfram will serve our community well. Attached are their qualifications to serve, which demonstrate how these appointments represent the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of these appointments.



Gavin Newsom
Mayor

RICHARD S. E. JOHNS

Law Offices Of Richard S. E. Johns

57 POST STREET, SUITE 604
SAN FRANCISCO, CALIFORNIA 94104

(415) 781-8494

TELECOPIER (415) 397-0792

e-mail: RSEJohns@yahoo.com

- Education**
- 1971: J.D., University of California, Hastings College of the Law.
1968: B.A., University of California, Santa Barbara, English Major.
- Memberships**
- State Bar of California, American Bar Association, San Francisco Bar Association. Admitted before all Federal District Courts in California and the Ninth Circuit Court of Appeals. Formerly a member of the Illinois State Bar; former Director of Congregation Beth Sholom, San Francisco; Concordia-Argonaut Club of San Francisco; Friends of Mountain Lake Park; Planning Association of the Richmond; Friends of Recreation & Parks.
- Honors**
- 2006 to 2010 President of the San Francisco Museum and Historical Society
2002 to 2004 President of the San Francisco Bay Area Chapter of the American Jewish Committee
2002: Mayor's Task Force on the San Francisco Old Mint
1987 to date: Rated AV by Martindale-Hubbell; Listed in Directory of Preeminent Counsel
1990 to date: Who's Who In American Law.
1992 to date: Who's Who Of Emerging Leaders In America.
1994 to date: Who's Who In America
1994 to 1999: Vice President of the Museum of the City of San Francisco
1981: Authored "Guidelines For Proof Of Concerted Action Under The Sherman Act." Eastern Trans. Law Seminar, Association of ICC Practitioners.
1972: Bigelow Fellow and Instructor, University of Chicago Law School. Authored "The After-Acquired Surety: Commercial Paper" 59 Calif. L. Rev. 1459 (with Roscoe T. Steffen).
1971: Hastings Law Journal: Board of Editors.

PROFESSIONAL EXPERIENCE

- Chairman of the Liquidation Oversight Committee in the bankruptcy of Coudert Brothers, the oldest international law firm in America, pending in the Southern District of New York.
- Prepared documents for Honey Hill Farms for use in the distribution of frozen yogurt, which involved financing of equipment as well as product sales.
- Prepared and reviewed the documentation required set up companies to import, produce, and distribute orange juice, and was involved in litigation over limited partnership agreements used to acquire and develop real estate.
- Prepared and reviewed the documentation for establishment of the leading vegan restaurant in Northern California, including the offering materials and related contracts and agreements, such as buy-sell agreements, employment agreements, sales of stock agreements.
- Prepared and reviewed the documentation for establishment of numerous limited liability partnerships and corporations for the development of consumer electronic products, which included of the offering materials and related contracts and agreements, such as buy-sell agreements, employment agreements, sales of stock agreements.
- Prepared and reviewed the documentation for establishment of numerous limited liability partnerships and corporations for the development of real estate projects, including a motel and import-export companies for various investors and owners.
- Represented the California Pollution Control Financing Authority (Plaintiff) in major RICO, securities fraud, and breach of contract litigation in Los Angeles, resulting in two jury trials ending in multi-million dollar verdicts for plaintiff. The cases were based on a conduit financing by an agency of the State of California, and involved the

analysis of documents in a complicated municipal bond financing, including many agreements designed to provide security for the loan and governing the operation of the garbage transfer station involved.

- Represented the owner of a \$28,000,000 apartment and commercial complex in San Francisco in several conduit financings, extensions and modifications, and re-financings through the San Francisco Redevelopment Agency, which involved review and coordination of extensive documentation for consistency and appropriateness within the transaction.
- Represented the developer of public self-storage facilities in the preparation, coordination, and review of the documentation of limited partnerships created for the acquisition, development, financing, and operation of self-storage facilities in various locations in the United States.
- Represented the owners of 1310, Inc, in the acquisition, operation, and later sale of a radio station located in Oakland. This involved the preparation, coordination, and review of all documents for the transactions, including the deal memoranda and documents designed to implement the deal points, financing, licensing, approval from the FCC.
- Prepared the documents that established the company, the private placement memorandum, and all related agreements for operation of the company and the control of its stock for a company that developed a medical garment designed to prevent health-care workers from becoming infected by contact with blood,.
- Supervised the rewriting of the By-laws and CC&Rs of homeowners association of a condominium development, and the remapping of the building, to prevent the re-occurrence of litigation that had been brought among the owners due in part to conflicts and inconsistencies in the governing documents and resolutions adopted by various boards of directors.

- As general counsel for the various entities that were collectively known as The San Francisco Cannery, represented the owner in two multi-million dollar financings and eventually the sale of the property, which required preparation and review of extensive and complicated documents for consistency and appropriateness. Over a period of approximately 15 years was responsible for the documentation of numerous leases, each of which was different, but all of which had to be consistent with terms in all the other leases, and with promotional agreements, and licenses. Each of these leases and related agreements also had to be consistent with the overall business plans for the particular tenant involved. Prepared the agreements by which The Cannery sold naming rights to Del Monte Corporation. Represented The Cannery in numerous disputes with tenants, which required the analysis of documents and agreements, many of which were decades old, or had been made informally over time. Was responsible for the preparation and review of contracts to be certain that they were consistent with all other agreements that The San Francisco Cannery entered into, such as for construction, seismic upgrade, tenant improvements, public relations and promotion, the use of the courtyard space shared with this building to the west of The San Francisco Cannery, the documents related to those instances in which The San Francisco Cannery had a financial interest in a tenant.
- As counsel for a promoter of rock and music events, Thump Radio, reorganized the corporation documents, prepared new agreements for the operation of the business and bringing in new investors.
- Assisted former Mayor Willie L. Brown, Jr. in analyzing a proposed San Francisco Paratransit Program, including a proposed contract between The City and County of San Francisco Municipal Railway and GPS Data Solutions to provide the equipment and services to implement that program, and objections that the taxicab industry been raised to the contracting process, including asserted

inconsistencies and conflicts in documents, statements, and the contracting process.

- Supervised and coordinated the preparation of documents to implement the development of real estate and financing of equipment acquisition, as an attorney with the Atchison, Topeka & Santa Fe Railway Company, which became Santa Fe Industries, a diversified transportation, real estate, and natural resources company.

San Francisco
BOARD OF SUPERVISORS

Date Printed: December 23, 2010

Date Established: November 1, 2008

Active

HISTORIC PRESERVATION COMMISSION

Contact and Address:

John Rahaim

1650 Mission Street, Suite 400
San Francisco, CA 94103

Phone: (415) 558-6411

Fax:

Email: John.Rahaim@sfgov.org

Authority:

Charter Amendment, Prop. J, November 4, 2008 election.

Board Qualifications:

Proposition J, on the November 4, 2008 ballot, amended the Charter to create an independent Historic Preservation Commission, which shall advise the City on historic preservation matters, participate in processes that involve historic or cultural resources, and take such other actions concerning historic preservation as may be prescribed by ordinance. The proposed Charter amendment would end the service of all current members of the Landmarks Preservation Advisory Board as of December 31, 2008. The Commission shall have the authority to recommend approval, disapproval, or modification of landmark designations and historic district designations under the Planning Code to the Board of Supervisors. The Planning Commission would have 45 days to comment on the HPC recommendation regarding landmarks designations and provide comments to the Board of Supervisors.

Certain matters of the Board of Supervisors would be required to be referred to the HPC prior to passage by the Board of Supervisors, including ordinances and resolutions concerning historic preservation issues of historic resources, redevelopment project plans and waterfront plans.

The Historic Preservation Commission shall consist of seven members nominated by the Mayor and subject to approval by a majority of the Board of Supervisors. The original appointments shall have four members with four-year terms and three members with two-year terms as follows: the odd-numbered seats shall be for 4-year terms and the even-numbered seats shall be for 2-year terms. After the expiration of the original terms, all appointments shall be four-year terms, provided however, that a member may holdover until a successor has been nominated by the Mayor and approved by the Board of Supervisors. There shall be no limit on the number of terms a member may serve.

"R Board Description" (Screen Print)

San Francisco
BOARD OF SUPERVISORS

Within 60 days of the expiration of a term or other vacancy the Mayor shall nominate a qualified person to fill the vacant seat subject to approval by a majority of the Board of Supervisors who shall hold a public hearing and vote on the nomination within 60 days of the Mayor's transmittal of the nomination to the Clerk of the Board of Supervisors. If the Mayor fails to make such nomination within 60 days, the nomination may be made by the President of the Board of Supervisors, subject to the approval of a majority of the Board of Supervisors

Members of this Commission shall be persons specially qualified by reason of interest, competence, knowledge, training and experience in the historic, architectural, aesthetic, and cultural traditions of the City, interested in the preservation of its historic structures, sites and areas, and residents of the City.

Seats 1 and 2 must be licensed architects meeting the Secretary of the Interior's Professional Qualifications Standards for historic architecture.

Seat 3 must be an architectural historian meeting the Secretary of the Interior's Professional Qualifications Standards for architectural history with specialized training and/or demonstrable experience in North American or Bay Area architectural history.

Seat 4 must be a historian meeting the Secretary of the Interior's Professional Qualifications Standards for history with specialized training and/or demonstrable experience in North American or Bay Area history.

Seat 5 must be a historic preservation professional or professional in a field such as law, land use, community planning or urban design with specialized training and/or demonstrable experience in historic preservation or historic preservation planning.

Seat 6 shall be specially qualified in one of the following fields or in one of the fields set forth for Seats 1, 2, or 3: (a) - A professional archeologist meeting the Secretary of the Interior's Professional Qualifications Standards for Archeology; (b) - A real estate professional or contractor who has demonstrated a special interest, competence, experience, and knowledge in historic preservation; (c) - A licensed structural engineer with at least four years of experience in seismic and structural engineering principals applied to historic structures; or (d) - A person with training and professional experience with materials conservation.

Seat 7 shall be an at large seat subject to the minimum qualifications set forth above.

The Commission shall be staffed by the Planning Department.

Sunset: None