



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: David Campos, Michela Alioto-Pier, Eric Mar

Clerk: Linda Wong (415) 554-7719

Thursday, December 2, 2010

10:00 AM

City Hall, Committee Room 263

Regular Meeting

Present: 2 - David Campos and Eric Mar

Excused: 1 - Michela Alioto-Pier

MEETING CONVENED

The meeting convened at 10:18 a.m.

REGULAR AGENDA

101471 [Appointments, Sweatfree Procurement Advisory Group]

Hearing to consider appointing two members, terms ending December 17, 2011, to the Sweatfree Procurement Advisory Group. (Clerk of the Board)

Vacant seat 3, succeeding Sarah Leiber Church, resigned, must have significant experience as an advocate for human rights or the poor, for the unexpired portion of a four-year term ending December 17, 2011.

Vacant seat 5, succeeding Christopher Honigsberg, resigned, must be a member of the public, for the unexpired portion of a four-year term ending December 17, 2011.

11/19/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Carmen Herrera, Office of Labor Standards Enforcement.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101472 [Appointments, SOMA Community Stabilization Fund Community Advisory Committee - Conny Ford, Ada Chan, Allan Manalo, Judith Baker, and Thomas Temprano]

Hearing to consider appointing five members, terms ending April 27, 2011 and April 27, 2012, to the SOMA Community Stabilization Fund Community Advisory Community. (Clerk of the Board)
Vacant seat 2, succeeding Conny Ford, term expired, must have expertise in employment development and/or represents labor, for the unexpired portion of a two-year term ending April 27, 2012.

Vacant seat 4, succeeding Ada Chan, term expired, must have affordable housing expertise and familiarity with the SOMA neighborhood, for the unexpired portion of a two-year term ending April 27, 2011

Vacant seat 5, succeeding Angelica Cabande, term expired, must represent a community-based organization in SOMA, for the unexpired portion of a two-year term ending April 27, 2011.

Vacant seat 6, succeeding Judith Baker, term expired, must provide direct services to SOMA families, for the unexpired portion of a two-year term ending April 27, 2012.

Vacant seat 7, succeeding Steven Sarver, term expired, must have small business expertise and a familiarity with the SOMA neighborhood, for the unexpired portion of a two-year term ending April 27, 2012.

11/19/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Conny Ford; Ada Chan; Allan Manalo; Angelica Cabande; Christian Noto; Thomas Temprano; Claudine M. del Rosario, San Francisco Redevelopment Agency; Female Speaker.

Appointment of Conny Ford, seat 2, recommended.

Appointment of Ada Chan, seat 4, recommended, residency requirement waived.

Appointment of Allan Manalo, seat 5, recommended.

Appointment of Judith Baker, seat 6, recommended.

Appointment of Thomas Temprano, seat 7, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Conny Ford, Ada Chan, Allan Manalo, Judith Baker, and Thomas Temprano, terms ending April 27, 2011 and April 27, 2012, to the SOMA Community Stabilization Fund Community Advisory Community. (Clerk of the Board)

Conny Ford, seat 2, succeeding herself, term expired, must have expertise in employment development and/or represents labor, for the unexpired portion of a two-year term ending April 27, 2012.

Ada Chan (residency requirement waived), seat 4, succeeding herself, term expired, must have affordable housing expertise and familiarity with the SOMA neighborhood, for the unexpired portion of a two-year term ending April 27, 2011.

Allan Manalo, seat 5, succeeding Angelica Cabande, term expired, must represent a community-based organization in SOMA, for the unexpired portion of a two-year term ending April 27, 2011.

Judith Baker, seat 6, succeeding herself, term expired, must provide direct services to SOMA families, for the unexpired portion of a two-year term ending April 27, 2012.

Thomas Temprano, seat 7, succeeding Steven Sarver, term expired, must have small business expertise and a familiarity with the SOMA neighborhood, for the unexpired portion of a two-year term ending April 27, 2012.

RECOMMENDED.. by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101477 [Appointment, Workforce Investment Community Advisory Committee - Sheryl Davis]

Hearing to consider appointing one member, term ending February 19, 2012, to the Workforce Investment Community Advisory Committee. (Clerk of the Board)

Vacant seat 1, succeeding Corrin Buchanan, must be staff and/or Board member of 501(c)3 organizations. Preferably Committee Member should be providing workforce development services or serving low-income residents and others with barriers to employment, for the unexpired portion of a two-year term ending February 19, 2012.

11/19/10; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Marcy Orosco; Terry Goodwin; Joseph Ramirez-Forcier; Sheryl Davis; Ace Washington; Randolph Levin.

Appointment of Sheryl Davis, seat 1, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Sheryl Davis, term ending February 19, 2012, to the Workforce Investment Community Advisory Committee. (Clerk of the Board)

Sheryl Davis, seat 1, succeeding Corrin Buchanan, must be staff and/or Board member of 501(c)3 organizations. Preferably Committee Member should be providing workforce development services or serving low-income residents and others with barriers to employment, for the unexpired portion of a two-year term ending February 19, 2012.

RECOMMENDED.. by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101272 [Conflict of Interest Code Amendments]

Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by (1) amending Section 3.1-103 to list the officials who must file statements of economic interests and ethics-related forms with the Ethics Commission; (2) amending Section 3.1-107 to clarify the scope of disclosure category 1; (3) amending Sections 3.1-140, 3.1-150, 3.1-155, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-230, 3.1-240, 3.1-245, 3.1-250, 3.1-251, 3.1-253, 3.1-267, 3.1-275, 3.1-280, 3.1-312, 3.1-315, 3.1-320, 3.1-335, 3.1-362, 3.1-365, 3.1-390, 3.1-422, 3.1-445, 3.1-450 to update the list of designated employees who must file statements of economic interests; (4) deleting Sections 3.1-210 and 3.1-235 to reflect the current composition of City departments; and (5) adding Section 3.1-510 to identify the local officials who manage public investments. (Clerk of the Board)

10/05/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/5/2010.

11/09/10; SUBSTITUTED AND ASSIGNED to Rules Committee.

11/18/10; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Andrew Shen, City Attorney's Office; Luis Cancel, Arts Commission.

Heard in Committee. Speaker: Andrew Shen, City Attorney's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101458 [Administrative Code - Extending Operation of Voting Systems Task Force]**Sponsor: Campos**

Ordinance amending the San Francisco Administrative Code by amending Sections 5.400 and 5.410 and adding Section 5.415 to extend the operation of the Voting Systems Task Force to June 30, 2011.

11/16/10; RECEIVED AND ASSIGNED to Rules Committee. 11/18/10 - 30 day rule waived by the President.

Heard in Committee. Speaker: Jody Sanford, Voting System Task Force.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101191 [Administrative Code - Publication Requirements]**Sponsors: Mirkarimi; Campos and Mar**

Ordinance amending Chapter 2 of the San Francisco Administrative Code by adding Article XII, Sections 2.96 through 2.100, to define "published" as required by San Francisco Charter Article XVII to: (1) establish requirements for publishing notices; (2) establish standards for and define the "City's Official Website Homepage;" (3) establish procedures for standardizing and defining notice and publication requirements for future proposed ordinances; and (4) authorize the Clerk of the Board of Supervisors to adopt regulations to implement this Article.

09/21/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/21/2010.

09/29/10; REFERRED TO DEPARTMENT. 9/29/10 - To the Department of Technology and Public Library for comment and recommendation.

11/2/10 - Response received from the Department of Technology.

11/04/10; CONTINUED. Heard in Committee. Speaker: Rick Galbreath, Office of Supervisor Ross Mirkarimi.

Heard in Committee. Speakers: Supervisor Ross Mirkarimi; Virginia Dario Elizondo, City Attorney's Office; Rick Caldeira, Clerk of the Board's Office; Male Speaker, Department of Technology; Richard Knee; Joey Cane; Victoria Bell; Alex Climent; Jay Crawford; Kimo Crossman; Marilyn Kone; Ace Washington; Female Speaker; Andrew Strike, San Francisco Examiner.

(Supervisors Campos and Mar requested to be added as co-sponsors.)

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:**

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101098 [Administrative Code - Electronic Distribution of Multi-Page Documents]**Sponsors: Mirkarimi; Chiu, Campos and Mar**

Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/9/2010. 9/9/10 - Recommendation letter received from the Planning Department.

9/29/10 - Recommendation letter received from the Planning Department.

10/19/10; SUBSTITUTED AND ASSIGNED to Rules Committee.

10/26/10; SUBSTITUTED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: Supervisor Ross Mirkarimi; David German, Department of Technology; Richard Knee; Kimo Crossman; Male Speaker.
(Supervisors Campos and Mar requested to be added as co-sponsors.)*

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:**

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

LITIGATION**Conference with City Attorney**

[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]

Motion that the Rules Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing lawsuits and claims in which proposed settlements are being considered by the Committee. Administrative Code Section 67.10(d) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuits and claims listed below.

Unanimous vote to convene in closed session by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101381 [Settlement of Lawsuit - Allison Ayer - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Allison Ayer against the City and County of San Francisco for \$30,000; the lawsuit was filed on January 28, 2010, in San Francisco Superior Court, Case No. CGC-10-496373; entitled Allison Ayer v. City and County of San Francisco, et al. (City Attorney)

10/27/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101382 [Settlement of Lawsuit - Charles Haynes - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Charles Haynes against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 23, 2009, in the United States District Court, Northern District of California, Case No. C09-00174 PJH; entitled Charles Haynes, et al. v. City and County of San Francisco, et al. (City Attorney)

10/27/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101383 [Settlement of Lawsuit - Guillermo Chavez - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Guillermo Chavez against the City and County of San Francisco for \$30,000; the lawsuit was filed on October 2, 2009, in San Francisco Superior Court, Case No. 439-130; entitled Guillermo Chavez v. City and County of San Francisco, et al.; other material terms of said settlement are: 1) \$10,000 to be paid to the San Francisco Tax Collector's Bureau of Delinquent Revenue to satisfy the medical lien for treatment in this case; 2) \$11,555 to be allocated to attorney's fees and litigation costs; 3) the balance of \$8,445 is to be paid to the Bureau of Delinquent Revenue to pay down money owed by plaintiff to the City for medical treatment unrelated to the injuries in the lawsuit. (City Attorney)

10/27/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

101384 [Settlement of Unlitigated Claim - Motorist Insurance Group and Ellis Brooks Chevrolet - \$48,969.70]

Resolution approving the settlement of the unlitigated claim filed by Motorist Insurance Group and Ellis Brooks Chevrolet against the City and County of San Francisco for \$48,969.70; claim was filed on May 4, 2010. (City Attorney)

10/27/10; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

Deputy City Attorney Andrew Shen reported that the Rules Committee has met in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (a) and Administrative Code Section 67.8 (3), for the purpose of conferring with, or receiving advice from, the City Attorney regarding settlements in the lawsuits or claims listed above.

[Elect Not to Disclose]

Motion that the Committee finds that it is in the best interest of the public that the Committee elect at this time not to disclose its closed session deliberations listed above.

Unanimous vote not to disclose by the following vote:

Ayes: 2 - Campos, Mar

Excused: 1 - Alioto-Pier

ADJOURNMENT

The meeting adjourned at 12:15 p.m.