



**City and County of San Francisco**  
**Meeting Minutes**  
**Rules Committee**

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

*Members: John Avalos, Katy Tang, Malia Cohen*

*Clerk: Alisa Somera (415) 554-4447*

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Thursday, July 23, 2015

11:00 AM

City Hall, Committee Room 263

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**Regular Meeting**

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**Present:** 3 - John Avalos, Katy Tang, and Malia Cohen

## **ROLL CALL AND ANNOUNCEMENTS**

*Chair John Avalos called the meeting to order at 11:11 a.m. On the call of the roll, Chair Avalos, Vice Chair Tang, and Member Cohen were noted present. There was a quorum.*

## **AGENDA CHANGES**

*There were no agenda changes.*

## **REGULAR AGENDA**

### **150695 [Appointment, Children, Youth and Their Families Oversight and Advisory Committee - Eddy Xiao Fei Zheng]**

Hearing to consider appointing one member, term yet to be determined, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)

Vacant seat 10, new appointment, shall be a person with expertise or substantial experience working in the field of children and youth services in communities that are low-income or underserved, for a two-year term yet to be determined.

06/26/15; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Margaret (Molly) Wertz; Gretchen Ames; Luis Aroche; Eddy Xiao Fei Zheng; Ingrid Mezquita; spoke on their qualifications. Maria Luz Torre (Parent Voices); spoke in support of Patricia Siegel. Sarah Wan, Executive Director (Community Youth Center of San Francisco); spoke in support of Eddy Xiao Fei Zheng. Sandee Blechman, Executive Director (Children's Council San Francisco); Mollie Brown; spoke in support of various applicants. Andrew Yip; Sally Johnson; spoke neither in support nor against the applicants.*

*Appointment of Eddy Xiao Fei Zheng, seat 10, recommended (residency requirement waived).*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Eddy Xiao Fei Zheng (residency requirement waived), term yet to be determined, to the Children, Youth and Their Families Oversight and Advisory Committee. (Rules Committee)  
Eddy Xiao Fei Zheng (residency requirement waived), seat 10, new appointment, shall be a person with expertise or substantial experience working in the field of children and youth services in communities that are low-income or underserved, for a two-year term yet to be determined.

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

Ayes: 3 - Avalos, Tang, Cohen

**150773 [Appointment, Bicycle Advisory Committee - Paul Wells]**

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 10, succeeding Micah Allen, term expired, must be a nominee of the District 10 Supervisor, to serve a two-year term ending November 19, 2016, or for the tenure of the nominating Supervisor, whichever is shorter in duration.

07/17/15; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speaker: Paul Wells; spoke on his qualifications.*

*Appointment of Paul Wells, seat 10, recommended.*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Paul Wells 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)

Paul Wells, seat 10, succeeding Micah Allen, term expired, must be a nominee of the District 10 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 Vice Chair Tang, moved that this Motion be RECOMMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Avalos, Tang, Cohen

**150774 [Appointment, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian]**

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

Vacant seat 20, succeeding Denis Mosgofian, term expired, must be nominated by the District 5 Supervisor and from District 5, for the unexpired portion of a two-year term ending February 1, 2017.

07/17/15; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: Denis Mosgofian; spoke on his qualifications. Eric Brooks; spoke in support of Denis Mosgofian. Sally Johnson; spoke neither in support nor against the applicant.*

*Appointment of Denis Mosgofian, seat 20, recommended.*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Denis Mosgofian, term ending February 1, 2017, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Denis Mosgofian, seat 20, succeeding himself, term expired, must be nominated by the District 5 Supervisor and from District 5, for the unexpired portion of a two-year term ending February 1, 2017.

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

Ayes: 3 - Avalos, Tang, Cohen

**150722 [Appointment, Commission on the Aging Advisory Council - Patricia Spaniak]**

Hearing to consider appointing one member, term ending March 31, 2017, to the Commission on the Aging Advisory Council. (Rules Committee)

Vacant seat 9, succeeding Sharon Eberhardt, term expired, must be a nominee of the District 11 Supervisor, for the unexpired portion of a two-year term ending March 31, 2017.

07/10/15; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speaker: Rev. Glenda Hope (Cayuga Community Connectors); spoke on behalf of Patricia Spaniak.*

*Appointment of Patricia Spaniak, seat 9, recommended.*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Patricia Spaniak, term ending March 31, 2017, to the Commission on the Aging Advisory Council. (Rules Committee)

Patricia Spaniak, seat 9, succeeding Sharon Eberhardt, term expired, must be a nominee of the District 11 Supervisor, for the unexpired portion of a two-year term ending March 31, 2017.

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

Ayes: 3 - Avalos, Tang, Cohen

*Chair Avalos recessed the meeting at 12:21 p.m. and reconvened the meeting at 12:31 p.m.*

**150658 [Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]**

**Sponsors: Breed; Avalos, Wiener and Christensen**

Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015.

06/16/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/16/2015.

06/22/15; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; 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, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Public Utilities Commission, Department of the Environment, and Local Agency Formation Commission for informational purposes (per Rules of Order 2.22.4).

07/06/15; RESPONSE RECEIVED. Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

07/21/15; RESPONSE RECEIVED. The Controller submitted a financial analysis, pursuant to Elections Code, Section 305(B)(2), and Rules of Order 2.22.3.

**Chair Avalos, seconded by Member Cohen, moved that this Motion be AMENDED on Page 3, Lines 11-12, by striking 'and from large hydroelectric facilities, including but not limited to the Hetch Hetchy generating facilities' and adding 'and resources set forth in the RPS under Public Utilities Code § 399.30(j)' after 'State law,'; and Line 14, by striking 'does' and adding 'do' after 'electric energy'. The motion carried by the following vote:**

Ayes: 3 - Avalos, Tang, Cohen

**Chair Avalos, seconded by Member Cohen, moved that this Motion be CONTINUED AS AMENDED to July 27, 2015. The motion carried by the following vote:**

Ayes: 3 - Avalos, Tang, Cohen

**150643 [Administrative Code - Mandating Data Collection and Reporting of Detentions and Traffic Stops]****Sponsors: Cohen; Avalos**

Ordinance amending the Administrative Code to require the Police Department and the Sheriff's Department to gather and regularly report data regarding detentions and traffic stops.

06/16/15; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 7/16/2015.

06/23/15; REFERRED TO DEPARTMENT. Referred to the Police Department, Sheriff's Department, Public Defender's Office, and Office of Citizen Complaints for informational purposes.

06/25/15; TRANSFERRED to Government Audit and Oversight Committee. 6/25/15 - President Breed transferred File No. 150643 from PSN to GAO.

07/15/15; TRANSFERRED to Rules Committee. 7/15/2015 - President Breed transferred this item from Government Audit and Oversight Committee to Rules Committee.

07/22/15; RESPONSE RECEIVED. 7/20/2015 - The Youth Commission voted unanimously to support the proposed legislation.

**Member Cohen, seconded by Vice Chair Tang, moved that this Ordinance be AMENDED on Page 1, Lines 12-18, by adding "Section 1. Findings;" Page 2, Lines 7-9, by revising the definition of "Detention," Lines 11-13, by adding the definition of "Gender Identity," and Lines 20-23, by revising the definition of "Use of Force;" Page 3, Line 10, by adding 'or admonishment', and Lines 11-21, by changing the way an Officer shall collect information related to perceived age, race or ethnicity, and sex during an encounter; Page 4, Lines 11-19, by revising the Quarterly Analysis and Reporting procedures, and Lines 22 and 23, by adding 'or ethnicity'; Page 5, by adding 'or ethnicity' to all references to reporting on "race," Lines 5-6, by removing the reporting of encounters that occur when the reported sex differs from the reported gender identity, Lines 20-21, by adding requirements to report on various "Uses of Force" instances, and Lines 24-25 through Page 6, Line 1, by adding specific requirements to report on "Arrests;" Page 6, Lines 12-18, by adding requirements that the Police Department obtain statistics from the Office of Citizen Complaints on allegations of bias based on race or ethnicity, gender, or gender identity to include in its report, and Lines 19-20, by allowing the custody division and field division reporting data to be separated; and Page 7, Line 25, by establishing a January 1, 2017, operative date for Section 96A.2. The motion carried by the following vote:**

Ayes: 3 - Avalos, Tang, Cohen

**Member Cohen, seconded by Vice Chair Tang, moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:**

Ayes: 3 - Avalos, Tang, Cohen

## ADJOURNMENT

*There being no further business, the Rules Committee adjourned at the hour of 1:35 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.*