



City and County of San Francisco

Meeting Minutes

Rules Committee

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

Members: Ahsha Safai, Norman Yee, Catherine Stefani

Clerk: Alisa Somera (415) 554-7711

Wednesday, April 25, 2018

2:00 PM

Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Ahsha Safai, Norman Yee, and Catherine Stefani

The Rules Committee met in regular session on Wednesday, April 25, 2018, with Chair Ahsha Safai presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Safai called the meeting to order at 2:03 p.m. On the call of the roll, Chair Safai, Vice Chair Yee, and Member Stefani were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180253 [Mayoral Reappointment, Controller - Ben Rosenfield]

Motion approving/rejecting the Mayor's reappointment of Ben Rosenfield as the Controller for the City and County of San Francisco, for a ten-year term, pursuant to Charter, Section 3.105. (Clerk of the Board)

(Charter, Section 3.105, provides that this appointment is subject to confirmation by the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: March 13, 2018.)

03/14/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Ben Rosenfield, City Controller (Office of the City Controller), spoke on his qualifications and answered questions raised throughout the discussion. Bob Planthold; David Pilpel; Natasha Mehall; Maura Lane; spoke in support of the reappointment of Ben Rosenfield. Mr. Wright; Noe Gudino; spoke neither in support nor against the reappointment of Ben Rosenfield.

Vice Chair Yee moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking '/rejecting', and Line 17, by striking '/rejects'. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

Motion approving the Mayor's reappointment of Ben Rosenfield as the Controller for the City and County of San Francisco, for a ten-year term, pursuant to Charter, Section 3.105. (Clerk of the Board) (Charter, Section 3.105, provides that this appointment is subject to confirmation by the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: March 13, 2018.)

Vice Chair Yee moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180132 [Administrative Code - Criminal Justice System Fees and Penalties]

Sponsors: Breed; Cohen, Tang, Sheehy, Yee and Safai

Ordinance amending the Administrative Code to abolish fees associated with probation costs, restitution, booking, the Sheriff's Work Alternative Program, the automated county warrant system, the Sheriff's Home Detention Program, and to abolish local penalties associated with alcohol testing and court-ordered penalties for misdemeanor and felony offenses.

(Fiscal Impact; No Budget and Legislative Analyst Report)

02/06/18; ASSIGNED to Rules Committee. 2/14/2018 - President Breed waived the 30-day Rule, per Board Rule 3.23.

02/13/18; REFERRED TO DEPARTMENT. Referred to Sheriff's Department, Police Department, Office of the Public Defender, and Office of the District Attorney for informational purposes.

Supervisors Yee and Safai requested to be added as co-sponsors.

Heard in Committee. Speakers: President London Breed (Board of Supervisors); Jeff Adachi, Public Defender (Office of the Public Defender); Anne Stuhldreher, Director of Financial Justice (Office of the Treasurer and Tax Collector); Susan Gard (Department of Human Resources); presented information and answered questions raised throughout the discussion. Mr. Wright; David Grace; Hollywood St. James; Mary Vandigriff (Community Housing Partnership); Terry Parker (Highly Engaged Action Team); Speaker; Reverend Arnold Townsend; Sneha Rao; Dayton Andrews (Coalition on Homelessness); Eva DeLair (Legal Services for Prisoners with Children); Dauras Cyprian (All of Us or None); Avery Richards and Javier Bremond (Community Housing Partnership); Speaker; Dwight Stears; Mark Anthony and Anahk Sul Rama (Community Housing Partnership); Amy Ramos; Danni Duthroat; Brittany Stonesifer (Legal Services for Prisoners with Children); Majid Crawford (New Community Leadership Foundation); Noe Gudino (All of Us or None); David Elliott Lewis; Lily Robinson Trezvnant (New Community Leadership Foundation); spoke in support of the proposed legislation. Speaker; spoke neither in support nor against the proposed legislation.

Member Stefani moved that this Ordinance be REFERRED to the Budget and Finance Committee with a positive recommendation. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180354 [Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Cheryl Brinkman]

Motion approving/rejecting the Mayor's nomination for the reappointment of Cheryl Brinkman to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2022. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: April 5, 2018.)

04/06/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Cheryl Brinkman; spoke on their qualifications. Bob Planthold; Speaker; Mary Eliza; David Pilpel; David Elliott Lewis; spoke in opposition to the reappointment of Cheryl Brinkman.

Member Stefani moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking 'rejecting', and Line 15, by striking 'rejects'. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

Motion approving the Mayor's nomination for the reappointment of Cheryl Brinkman to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2022. (Clerk of the Board) (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: April 5, 2018.)

Member Stefani moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180355 [Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Gwyneth Borden]

Motion approving/rejecting the Mayor's nomination for the reappointment of Gwyneth Borden to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2022. (Clerk of the Board)

(Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: April 5, 2018.)

04/06/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Gwyneth Borden; spoke on their qualifications. Cheryl Brinkman; spoke in support of the reappointment of Gwyneth Borden. Bob Planthold; David Pilpel; spoke in opposition to the reappointment of Gwyneth Borden.

Vice Chair Yeemoved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking 'rejecting', and Line 15, by striking 'rejects'. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

Motion approving the Mayor's nomination for the reappointment of Gwyneth Borden to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2022. (Clerk of the Board) (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: April 5, 2018.)

Vice Chair Yee moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180347 [Mayoral Reappointment, Port Commission - William Adams]

Motion approving/rejecting the Mayor's nomination for reappointment of William Adams to the Port Commission, for a term ending May 1, 2022. (Clerk of the Board)
(Charter, Section 4.114, provides that the Mayor's appointment is subject to confirmation by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: April 5, 2018.)

04/06/18; RECEIVED AND ASSIGNED to Rules Committee.

04/11/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: None.

Heard in Committee. Speakers: William Adams; spoke on their qualifications. Tim Paulson (San Francisco Labor Council); Jack Baer (Giants); Charlie Lavery (Local 3, Operating Engineers); spoke in support of the reappointment of William Adams. Mr. Wright; spoke neither in support nor against the reappointment of William Adams.

Vice Chair Yee, seconded by Member Stefani, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by striking '/rejecting', and Line 7, by striking '/rejects'. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

Motion approving the Mayor's nomination for reappointment of William Adams to the Port Commission, for a term ending May 1, 2022. (Clerk of the Board)
(Charter, Section 4.114, provides that the Mayor's appointment is subject to confirmation by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: April 5, 2018.)

Vice Chair Yee, seconded by Member Stefani, moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180349 [Mayoral Appointment, Port Commission - Gail Gilman]

Motion approving/rejecting the Mayor's nomination for appointment of Gail Gilman to the Port Commission, for a term ending May 1, 2022. (Clerk of the Board)
(Charter, Section 4.114, provides that the Mayor's appointment is subject to confirmation by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: April 5, 2018.)

04/06/18; RECEIVED AND ASSIGNED to Rules Committee.

04/11/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: None.

Heard in Committee. Speakers: Gail Gilman; spoke on their qualifications. Supervisor Jeff Sheehy (Board of Supervisors); spoke in opposition to the appointment of Gail Gilman, presented information, and answered questions raised throughout the discussion. Gail Gilman; William Rodgers; Michael Cohen; Pam David; Tameka Moss; Beth Stokes; Danny Adagar; Charlie Lavery (Local 3, Operating Engineers); Gail Seagraves; Alan Haveport; Thomas McCarthy; Peter Garza (Local 22, Carpenters Union); Janet Clyde; Mr. Wright; Angus McCarthy; spoke in support of the appointment of Gail Gilman.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180171 [Administrative Code - Treasury Oversight Committee]

Ordinance amending the Administrative Code to modify the composition of the Treasury Oversight Committee. (Treasurer-Tax Collector)

02/12/18; RECEIVED FROM DEPARTMENT.

02/27/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 3/29/2018.

03/06/18; REFERRED TO DEPARTMENT. Referred to Office of the Controller and SF Community College District for informational purposes.

04/11/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: None.

Heard in Committee. Speaker: Amanda Fried (Office of the Treasurer and Tax Collector); presented information and answered questions raised throughout the discussion.

Vice Chair Yee, seconded by Member Stefani, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by requiring the body to meet at least once every four months; requiring regular attendance by members and providing a way to resign members who do not attend regularly; providing that the Treasurer-Tax Collector and the Controller shall provide administrative support; and adding a new Section 5.9-6 'Treasury Oversight Committee - Term.' The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

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

Ayes: 3 - Safai, Yee, Stefani

171137 [Administrative Code - Employee Regional Disaster Support Program]**Sponsor: Mayor**

Ordinance amending the Administrative Code to establish a program by which the City would provide up to 80 hours of paid release time from work to employees directly and significantly harmed by a regional disaster, where the Mayor declares a regional disaster affecting City employees, subject to eligibility criteria established by the Human Resources Director and program terms and conditions.

10/24/17; ASSIGNED to Rules Committee. President Breed waived the 30-day rule pursuant to Board Rule No. 3.22.

11/03/17; REFERRED TO DEPARTMENT. Referred to Department of Human Resources for informational purposes.

Heard in Committee. Speaker: Susan Gard (Department of Human Resources); presented information and answered questions raised throughout the discussion.

Vice Chair Yee moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180081 [Administrative Code - Reentry Council - Eligibility Age Change]**Sponsor: Breed**

Ordinance amending the Administrative Code to change the eligibility age for one of the seven former inmate members appointed to the Reentry Council by the Mayor from ages 18 to 24 to ages 18 to 35, and to require that that inmate member have been an inmate before the age of 24.

01/23/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/22/2018.

02/06/18; REFERRED TO DEPARTMENT. Referred to Adult Probation Department, Sheriff's Department, and Reentry Council for informational purposes.

Heard in Committee. Speaker: Lauren Bell (Adult Probation Department); presented information and answered questions raised throughout the discussion.

Vice Chair Yee moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180411 [Appointment, Park, Recreation and Open Space Advisory Committee - Gisele Rainer]

Hearing to consider appointing one member, term ending February 1, 2019, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Seat 16, succeeding Jorell Corpus, resigned, must be nominated by the District 3 Supervisor and from District 3, for the unexpired portion of a two-year term ending February 1, 2019.

04/20/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Gisele Rainer; spoke on their qualifications.

Appointment of Gisele Rainer, seat 16, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Gisele Rainer, term ending February 1, 2019, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Gisele Rainer, seat 16, succeeding Jorell Corpus, resigned, must be nominated by the District 3 Supervisor and from District 3, for the unexpired portion of a two-year term ending February 1, 2019.

Vice Chair Yee moved that this Motion be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180412 [Reappointments, Children and Families First Commission - E'leva Hughes Gibson and Zea Malawa]

Hearing to consider appointing two members, terms ending April 29, 2022, to the Children and Families First Commission. (Rules Committee)

Seat 5, succeeding E'leva Gibson, term expired, shall represent one or more of the categories specified in additional requirements below, for a four-year term ending April 29, 2022.

Seat 8, succeeding Zea Malawa, term expired, shall represent one or more of the categories specified in additional requirements below, for a four-year term ending April 29, 2022.

04/20/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: E'leva Hughes Gibson; Zea Malawa; Betty Pazmino; spoke on their qualifications. Ingrid Mezquita (First 5 San Francisco); presented information and answered questions raised throughout the discussion. Mimi Mashad; spoke in support of Betty Pazmino.

Appointment of E'leva Hughes Gibson, seat 5, recommended.

Appointment of Zea Malawa, seat 8, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion reappointing E'leva Hughes Gibson and Zea Malawa, terms ending April 29, 2022, to the Children and Families First Commission. (Rules Committee)

E'leva Gibson, seat 5, succeeding herself, term expired, shall represent one or more of the categories specified in additional requirements below, for the unexpired portion of a four-year term ending April 29, 2022.

Zea Malawa, seat 8, succeeding herself, term expired, shall represent one or more of the categories specified in additional requirements below, for the unexpired portion of a four-year term ending April 29, 2022.

Vice Chair Yee moved that this Motion be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180215 [Municipal Elections Code - Disclosure Regarding Ballot Measures Involving Port Public Trust Property]

Sponsor: Peskin

Ordinance amending the Municipal Elections Code to require a notice in the voter information pamphlet for measures that would approve a development project or a substantial land use or zoning change on land held subject to the public trust by the City, acting by and through the Port Commission.

03/06/18; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/5/2018.

03/15/18; REFERRED TO DEPARTMENT. Referred to Department of Elections and Port of San Francisco for informational purposes.

Heard in Committee. Speaker: Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion.

Vice Chair Yee moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

180374 [Rules of Order - Adding Board Rule 1.3.2 - Political Activities Prohibited During Board of Supervisors' Meetings]

Motion amending the Rules of Order of the Board of Supervisors by adding Rule 1.3.2 regarding political activities that are prohibited during Board of Supervisors' meetings, including during public comment and the authority to enforce such Rule. (Clerk of the Board)

04/10/18; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speaker: Angela Calvillo, Clerk of the Board (Board of Supervisors); presented information and answered questions raised throughout the discussion.

Member Stefani moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 4, by adding 'public comment' after 'prohibited during', Line 5, by striking 'including during public comment' after 'meetings', Line 10, by adding 'Public Comment' and striking 'Board of Supervisors' Meeting' after 'During', Lines 12-13, by adding ', except as required by public meeting laws for specific agenda items', Line 15, by striking 'the speaker makes visible during public comment' and adding 'that are visibly televised by an individual speaking or present', Line 20, by adding 'the Chair of the Committee' after 'President', and Line 23, by adding 'the Chair of the Committee' after 'President', and by striking 'shall' and adding 'may' after 'Clerk'. The motion carried by the following vote:

Ayes: 3 - Safai, Yee, Stefani

Motion amending the Rules of Order of the Board of Supervisors by adding Rule 1.3.2 regarding political activities that are prohibited during public comment at Board of Supervisors' meetings, and the authority to enforce such Rule. (Clerk of the Board)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Safai, Yee, Stefani

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 5:58 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.