



City and County of San Francisco

Meeting Minutes

Rules Committee

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

Members: Aaron Peskin, Rafael Mandelman, Connie Chan

Clerk: Victor Young (415) 554-7723

Monday, September 20, 2021

10:00 AM

Regular Meeting

Present: 3 - Aaron Peskin, Rafael Mandelman, and Connie Chan

The Rules Committee met in regular session through videoconferencing on Monday, September 20, 2021, with Chair Aaron Peskin presiding. Chair Peskin called the meeting to order at 10:00 a.m.

Remote Access to Information and Participation

In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand.

Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: victor.young@sfgov.org; all comments received will be made a part of the official record. Regularly-scheduled Rules Committee meetings begin at 10:00 a.m. on each Monday of month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Peskin, Vice Chair Mandelman, and Member Chan were noted present. A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

201132 [Campaign and Governmental Conduct Code - Behested Payments]

Sponsors: Haney; Peskin, Chan and Walton

Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of interested party, to include City contractors and persons seeking to influence City officers and employees, and to prohibit appointed department heads, commissioners, and designated employees from soliciting behested payments from interested parties.

09/29/20; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/29/2020.

10/09/20; REFERRED TO DEPARTMENT. Referred to Depts. for informational purposes.

03/16/21; SUBSTITUTED AND ASSIGNED to Rules Committee.

09/13/21; CONTINUED. Heard in Committee. Speakers: Supervisor Matt Haney (Board of Supervisors); Patrick Ford (Ethics Commission); Anne Pearson (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. Eileen Boken (Sunset Parkside); Bob Planthold; David Pilpel; Teresa Boglio (Local 261); spoke in support of the matter.

Heard in Committee. Speakers: Anne Pearson (Office of the City Attorney); Patrick Ford (Ethics Commission); provided an overview and responded to questions raised throughout the discussion. Charles Headspoke; in support of the matter. Speaker; spoke in opposition of the matter. Francisco Da Costa; Linda Chapman; Debbie Learner; David Pilpel; spoke neither in support nor opposition on the matter.

Chair Peskin moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 5, to insert "registered contact lobbyist, permit consultants"; Page 1, Line 6, to replace "appointed" with "elected officials"; Page 1, Line 17, to insert "deleting Section 3.620 and 3.620"; Page 2, Lines 12-13, to insert the definition of Department head; Page 3, Lines 4-13, to insert definition of various interested parties; Page 4, Line 15, to replace "3.605" with "3.610. PROHIBITING ELECTED OFFICIALS"; to replace "appointed" with "elected officials" throughout the legislation; Page 5, Line 1, to replace "six" with "twelve"; Page 5, Lines 13-18, to insert "(4) Lobbyists. Elected officials, department heads, commissioners, and designated employees may not solicit any behested payment from a contact lobbyist or expenditure lobbyist who has registered as a lobbyist with the Ethics Commission. (5) Permit consultants. Elected officials, department heads, commissioners, and designated employees may not solicit any behested payment from a permit consultant who has registered with the Ethics Commission"; Page 5, Lines 23-25, to insert "(b) EXCEPTION – PUBLIC APPEALS. This Section 3.610 shall not apply to public appeals"; and added other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 3 - Peskin, Mandelman, Chan

Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of interested party to include City contractors, persons seeking to influence City officers and employees, registered contact lobbyists, permit consultants, and to prohibit elected officials, department heads, commissioners, and designated employees from soliciting behested payments from interested parties.

Chair Peskin moved that this Ordinance be CONTINUED AS AMENDED to the September 27, 2021, Rules Committee meeting. The motion carried by the following vote:

Ayes: 3 - Peskin, Mandelman, Chan

210938 [Administrative Code - Due Date for Weights and Measurements Fees and Temporarily Waiving Fees for Taximeter Devices]**Sponsors: Peskin; Chan and Mandelman**

Ordinance amending the Administrative Code by setting March 31 as the annual due date to pay registration fees for weighing and measuring devices and automated point of sale stations used for commercial purposes; retroactively eliminating fees billed by the Tax Collector on or after January 1, 2019, through fees otherwise due prior to March 31, 2025, for each business with a taximeter device; refunding eliminated fees paid to the City, and any penalties paid on such fees; and updating administrative fees to conform with the State of California's annual device administrative fee schedule.

09/07/21; ASSIGNED to Rules Committee. 9/9/21 - President Walton waived the 30-day rule pursuant to Board Rule No. 3.22.

09/16/21; REFERRED TO DEPARTMENT. Referred to the Controller and the Treasurer/Tax Collector for informational purposes.

Heard in Committee. Speakers: Amanda Fried (Office of the Treasurer and Tax Collector); Cree Morgan (Department of Public Health); Philip Cranna (San Francisco Municipal Transportation Agency); provided an overview and responded to questions raised throughout the discussion. Linda Chapman; spoke in support of the matter. Speaker; David Pilpel; spoke neither in support nor opposition on the matter.

Supervisors Chan and Mandelman requested to be added as a co-sponsors.

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

Ayes: 3 - Peskin, Mandelman, Chan

210975 [Reappointment, Association of Bay Area Governments, Executive Board Regional Planning Committee - Supervisor Myrna Melgar]

Motion reappointing Supervisor Myrna Melgar, term ending September 23, 2023, to the Association of Bay Area Governments Executive Board Regional Planning Committee. (Clerk of the Board)

09/14/21; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Gort Orberson; spoke in opposition of the appointment of Supervisor Melgar. David Pilpel; spoke in support of the appoint of Supervisor Melgar.

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

Ayes: 3 - Peskin, Mandelman, Chan

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 11:00 a.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.