



City and County of San Francisco

Meeting Agenda

Rules Committee

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

Members: Norman Yee, Katy Tang, David Campos

Clerk: Alisa Miller (415) 554-4447

Thursday, June 19, 2014

2:00 PM

City Hall, Committee Room 263

Regular Meeting

If a quorum of the Board of Supervisors is present, it constitutes a Special Meeting of the Board of Supervisors. The Clerk shall make a note of it in the minutes, and discussion shall be limited to items noticed on this agenda.

AGENDA CHANGES

REGULAR AGENDA

1. **140612** **[Confirming Reappointment, Port Commission - Doreen Woo Ho]**
Motion confirming the reappointment of Doreen Woo Ho to the Port Commission, term ending May 1, 2018.

6/6/14; RECEIVED AND ASSIGNED to the Rules Committee.
2. **140613** **[Confirming Reappointment, Port Commission - William E. Adams]**
Sponsor: Mayor
Motion confirming the reappointment of William E. Adams to the Port Commission, term ending May 1, 2018.

6/6/14; RECEIVED AND ASSIGNED to the Rules Committee.
3. **140329** **[Confirming Reappointment, Treasure Island Development Authority Board of Directors - Larry Mazzola, Jr.]**
Sponsor: Mayor
Motion confirming the Mayor's reappointment of Larry Mazzola, Jr. to the Treasure Island Development Authority Board of Directors, term ending April 28, 2018.

5/23/14; RECEIVED AND ASSIGNED to the Rules Committee.
4. **140616** **[Confirming Reappointment, Oversight Board of the Successor Agency to the San Francisco Redevelopment Agency - Robert Muscat]**
Sponsor: Mayor
Motion confirming the reappointment of Robert Muscat to the Oversight Board of the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, term ending January 24, 2018.

6/6/14; RECEIVED AND ASSIGNED to the Rules Committee.

5. **140617 [Confirming Reappointment, Oversight Board of the Successor Agency to the San Francisco Redevelopment Agency - John Rahaim]**

Motion confirming the reappointment of John Rahaim to the Oversight Board of the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, term ending January 24, 2018. (Clerk of the Board)

6/6/14; RECEIVED AND ASSIGNED to the Rules Committee.

6. **140438 [Appointment, Market and Octavia Community Advisory Committee]**

Hearing to consider appointing one member, term ending December 16, 2014, to the Market and Octavia Community Advisory Committee. (Clerk of the Board)

Vacant seat 3, succeeding Nicolas Wolff, resigned, must be a low-income resident and live or work within the Plan area, for the unexpired portion of a two-year term ending December 16, 2014.

4/18/14; RECEIVED AND ASSIGNED to the Rules Committee.

1 seat / 2 applicants

Madeline Behrens-Brigham, seat 3

R Gary McCoy, seat 3

7. **140696 [Appointments, Children and Families First Commission]**

Hearing to consider appointing two members, terms ending April 29, 2018, to the Children and Families First Commission. (Clerk of the Board)

Vacant seat 5, succeeding Anda Kuo, term expired, shall represent one or more of the following: children services, public health services; behavioral health services, social services, and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council, or another local child care coordinating group; representatives of a local organization for prevention, or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations, or societies, for the unexpired portion of a four-year term ending April 29, 2018.

Vacant seat 8, succeeding Betty Robinson-Harris, term expired, shall represent one or more of the following: children services, public health services; behavioral health services, social services, and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council, or another local child care coordinating group; representatives of a local organization for prevention, or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations, or societies, for the unexpired portion of a four-year term ending April 29, 2018.

6/13/14; RECEIVED AND ASSIGNED to the Rules Committee.

2 seats / 4 applicants

Leah Hughes, seats 5, 8

Betty Robinson-Harris, seats 5, 8 (residency waiver required)

Dr. E'leva Gibson, seats 5, 8

Jamal Harris, seats 5, 8 (residency waiver required)

- 8. 140441 [Charter Amendment - Children and Youth Fund; Children, Youth, and Their Families Oversight Committee]**
Sponsors: Avalos; Campos, Cohen, Kim, Mar, Yee and Breed
Charter Amendment (Second Draft) to amend the Charter, Section 16.108, adding a new Section 16.108-1, and repealing former Section 4.133, to: 1) renew and rename the Children's Fund and extend the Fund's expiration date for 25 years; 2) increase the property tax set-aside for the Fund over a period of four years from the current three cents per \$100 of assessed valuation to four cents for FY 2018-2019 and beyond; 3) provide for services for disconnected transitional-aged youth 18 through 24 years old; 4) revise and expand the planning process for expenditures from the Fund; 5) replace the advisory committee for the Fund with a Service Providers Working Group; 6) create a Children, Youth, and Their Families Oversight Committee; and 7) repeal an obsolete section of the Charter, at an election to be held on November 4, 2014.

4/29/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/6/14; REFERRED TO DEPARTMENT.

5/9/14; RESPONSE RECEIVED.

5/16/14; RESPONSE RECEIVED.

6/11/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

6/11/14; RESPONSE RECEIVED.

6/11/14; CONTINUED AS AMENDED.

6/13/14; REFERRED TO DEPARTMENT.

- 9. 140442 [Charter Amendment - Public Education Enrichment Fund]**
Sponsors: Kim; Yee, Avalos, Campos, Mar and Cohen
Charter Amendment (First Draft) to amend the Charter, Sections 16.123-2, 16.123-4, 16.123-5, 16.123-6, and 16.123-8, and repealing Sections 16.123-7 and 16.123-10, to: 1) renew the Public Education Enrichment Fund and eliminate its expiration date; 2) change the allocation for universal preschool, overseen by the First Five Commission, to an allocation for universal early education, overseen by the Office of Early Care and Education, and create a citizens advisory committee; 3) eliminate the City's ability to use in-kind services to satisfy its obligations to the Fund; and 4) modify certain technical requirements for the Fund and delete obsolete provisions, at an election to be held on November 4, 2014.

4/29/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/6/14; REFERRED TO DEPARTMENT.

5/20/14; RESPONSE RECEIVED.

5/21/14; RESPONSE RECEIVED.

6/11/14; CONTINUED.

6/11/14; RESPONSE RECEIVED.

- 10. 140443 [Charter Amendment - Children and Youth Fund, Public Education Enrichment Fund, Children and Families Council]**
Sponsors: Yee; Avalos, Kim, Mar, Campos, Cohen and Breed
Charter Amendment (Second Draft) to amend the Charter, by revising Sections 16.108, 16.123-1, 16.123-2, 16.123-4, 16.123-5, 16.123-6, 16.123-8, and 16.123-10, adding Sections 16.108-1, and 16.127-1 through 16.127-7, and deleting Sections 16.123-7 and 4.133, to: 1) extend the Children's Fund for 25 years and increase the set-aside from three cents to four cents over a four-year period; 2) extend the Public Education Enrichment Fund for 25 years; 3) create a Children and Families Council and require preparation of a Children and Families Plan; and 4) make various technical and administrative changes to the Funds, at an election to be held on November 4, 2014.
- 4/29/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.
- 5/6/14; REFERRED TO DEPARTMENT.
- 5/9/14; RESPONSE RECEIVED.
- 5/16/14; RESPONSE RECEIVED.
- 6/11/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 6/11/14; RESPONSE RECEIVED.
- 6/11/14; CONTINUED AS AMENDED.
- 6/13/14; REFERRED TO DEPARTMENT.
- 11. 140555 [Charter Amendment - Rainy Day Reserve]**
Sponsor: Kim
Charter Amendment (First Draft) to amend the Charter to provide for a City Reserve and a School Reserve within the existing Rainy Day Reserve at an election to be held on November 4, 2014.
- 5/20/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.
- 5/28/14; REFERRED TO DEPARTMENT.
- 6/4/14; RESPONSE RECEIVED.
- 12. 140554 [Charter Amendment - Democratic Special Elections to Fill Vacancies in City Elected Offices and Appointments to Fill Vacancies on the School Board and Community College District Board]**
Sponsors: Avalos; Campos and Mar
Charter Amendment (First Draft) to amend the Charter, at an election to be held on November 4, 2014, to require the Department of Elections to call a special election when there is a vacancy in the office of Mayor, Assessor-Recorder, City Attorney, District Attorney, Public Defender, Sheriff, Treasurer, or Member of the Board of Supervisors unless a general municipal election for the vacated seat is regularly scheduled to be held less than a year after the vacancy; and to authorize the Board of Education and the Governing Board of the Community College District to make appointments to fill vacancies on their respective boards to serve until a successor is elected at a regularly scheduled election.
- 5/20/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.
- 5/28/14; REFERRED TO DEPARTMENT.

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.*

After a closed session, if one occurs, the Committee shall adopt a motion either to disclose or not to disclose.

- 13. 140439 [Settlement of Claim - Amy Blackstone - \$28,544]**
Resolution approving the settlement of the unlitigated claim filed by Amy Blackstone against the City and County of San Francisco for \$28,544; claim was filed on March 3, 2014, additional material terms of said settlement include title transfer to the City of the artwork created by Amy Blackstone as a sculptural fence for Father Alfred E. Boeddeker Park, the guaranteed physical delivery of the artwork to the City on or before June 30, 2014, and an intellectual property license to the City for the artwork. (City Attorney)

4/28/14; RECEIVED FROM DEPARTMENT.

5/6/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 14. 140597 [Settlement of Lawsuit - Cole Anderson - \$35,000]**
Ordinance authorizing settlement of the lawsuit filed by Cole Anderson against the City and County of San Francisco for \$35,000; the lawsuit was filed on February 25, 2013, in San Francisco Superior Court, Case No. CGC-13-528964; entitled Cole Anderson, a Minor v. City and County of San Francisco. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 15. 140598 [Settlement of Lawsuit - Sonya Knudsen - \$465,000]**
Ordinance authorizing settlement of the lawsuit filed by Sonya Knudsen against the City and County of San Francisco, John Martin and Blake Summers for \$465,000; the lawsuit was filed on April 19, 2012, in United States District Court, Northern District of California, Case No. CV 12 1944 JST; entitled Sonya Knudsen v. City and County of San Francisco, San Francisco International Airport, John Martin, and Blake Summers. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.

- 16. 140600 [Settlement of Lawsuit - Mark Morgan - \$238,000]**
Ordinance authorizing settlement of the lawsuit filed by Mark Morgan against the City and County of San Francisco for \$238,000; the lawsuit was filed on November 2, 2011, in San Francisco Superior Court, Case No. CGC-11-515615; entitled Mark Morgan v. City and County of San Francisco, et al. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 17. 140605 [Settlement of Lawsuit - Joseph Luebberke - \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Joseph Luebberke against the City and County of San Francisco for \$100,000; the lawsuit was filed on January 21, 2011, in San Francisco Superior Court, Case No. CGC-11-507528; entitled Joseph Luebberke v. City and County of San Francisco. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 18. 140606 [Settlement of Lawsuit - Maria Reyes Jimenez de Melendrez and Arnulfo Jimenez - \$90,000]**
Ordinance authorizing settlement of the lawsuit filed by Maria Reyes Jimenez de Melendrez and Arnulfo Jimenez against the City and County of San Francisco for \$90,000; the lawsuit was filed on September 11, 2012, in San Francisco Superior Court, Case No. CGC-12-524112; entitled Maria Reyes Melendrez De Jimenez, et al. v City and County of San Francisco. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.
- 19. 140607 [Settlement of Claim - Pacific Gas and Electric Company - \$112,204]**
Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for \$112,204; claim was filed on May 28, 2013. (City Attorney)

6/2/14; RECEIVED FROM DEPARTMENT.

6/10/14; RECEIVED AND ASSIGNED to the Rules Committee.

[Elect To Disclose]

Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the Chair immediately to disclose that information.

[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.

ADJOURNMENT

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

140556 [Charter Amendment - Population-Based Adjustment to General Fund Appropriation to the Transportation Fund]

Sponsor: Wiener

Charter Amendment (First Draft) to amend the Charter to adjust the required annual appropriation from the General Fund to the Transportation Fund annually to reflect increases in the population of San Francisco at an election to be held on November 4, 2014; and making environmental findings.

5/20/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

5/29/14; REFERRED TO DEPARTMENT.

5/30/14; RESPONSE RECEIVED.

140678 [Charter Amendment - Transportation Infrastructure Capital Appropriations and Transit Equity Strategy]

Sponsors: Wiener; Mar

Charter Amendment (First Draft) to amend the Charter to require annual appropriations to the Department of Public Works and Municipal Transportation Agency (MTA) to maintain, replace, and improve the City's transportation infrastructure in an amount commencing with \$75,000,000 for FY2016-2017 and to require the MTA Board of Directors to adopt and biennially update a Transit Equity Strategy at an election to be held on November 3, 2015.

6/10/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

140687 [Initiative Ordinance - Administrative Code - Minimum Wage]

Sponsors: Mayor; Kim, Chiu, Farrell, Breed, Yee, Wiener, Campos, Cohen, Tang and Mar

Motion ordering submitted to the voters an ordinance amending the Administrative Code to increase the minimum wage for employees in San Francisco to \$12.25 per hour on May 1, 2015, with annual increases, reaching \$15.00 per hour in 2018, followed thereafter by annual cost-of-living increases; following 2015, provide only for annual cost-of-living increases in the minimum wage for two narrow categories of employees; and include the City government and In-Home Supportive Services Public Authority as employers subject to the Minimum Wage Ordinance at an election to be held on November 4, 2014.

6/10/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

- 140688 [Declaration of Policy - Supporting Use of Proposed Vehicle License Fee Increase for Transportation Infrastructure Projects]**
Sponsors: Mayor; Mar, Wiener, Kim, Chiu, Cohen, Breed, Yee and Campos
Motion ordering submitted to the voters a policy declaration supporting use of proposed Vehicle License Fee increase for transportation infrastructure projects at an election to be held on November 8, 2016.

6/10/14; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. Meetings are broadcast live on KPOO 89.5 FM. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>