[Amending the Board’s process for considering appointments to the Planning Commission and the Board of Appeals.]

Motion amending Rule 2.31 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to amend the process for the Board’s consideration of appointments to the Planning Commission and the Board of Appeals, consistent with Charter Sections 4.105 and 4.106.

Note: Additions are *single-underline italics Times New Roman*; deletions are *strike-through italics Times New Roman*. Board amendment additions are *double underlined*. Board amendment deletions are *strike-through normal*.

WHEREAS, The voters of the City and County of San Francisco approved Proposition D at the March 5, 2002, municipal election, and proposition D amended the process for appointing members to the City’s Planning Commission and Board of Appeals; and

WHEREAS, In response to the approval of Proposition D, the Board of Supervisors needs to amend Rule 2.31, which governs how the Board of Supervisors considers appointments to the Planning Commission, the Board of Appeals and the Public Utilities Commission; now, therefore, be it

MOVED, That the Board of Supervisors of the City and County of San Francisco hereby amends Rule 2.31 of the Board’s Rules of Order, to read as follows:

2.31. Consideration of Mayoral Appointments to the Planning Commission, the Board of Appeals, and the Public Utilities Commission, and Mayoral and Presidential Nominations to the Planning Commission and the Board of Appeals. Upon receipt of each and every Notice of Appointment from the Mayor appointing a member to the Planning Commission, the Board of Appeals, or the Public Utilities Commission, the Clerk of the Board shall immediately prepare and introduce three motions for each such appointment. The Clerk shall refer the motions to
the Rules Committee for hearing as soon as possible. If the Rules Committee is unable to
schedule and consider the motions within a time period that will allow for full Board
consideration before the expiration of the thirty day period provided for in Charter Section
3.100, then the Clerk shall place the motions on the calendar (Adoption Without Committee
Reference) of the last Board meeting at which the Board may consider the proposed motions
before the thirty days expires. One motion shall support the appointment. A second motion
shall reject the appointment. The third motion shall take no position on the appointment. The
motion rejecting the appointment shall state in its text that the motion requires a two-thirds
vote (eight votes) for approval under Section 3.100 of the City Charter. Each Committee and
Board calendar upon which motions prepared under this Rule appear shall also state that
Section 3.100 of the City Charter provides that the Board of Supervisors has the authority to
reject the appointment by a two-thirds vote of the Board (eight votes) within thirty days
following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to
reject the appointment by two-thirds vote within the thirty day time period shall result in the
appointee continuing to serve as appointed.

Upon receipt of each and every Notice of Nomination from the Mayor or the President of the
Board of Supervisors nominating a member to the Planning Commission or the Board of Appeals, the
Clerk of the Board shall immediately prepare and introduce a motion approving and a motion rejecting
each such appointment. The Clerk shall refer the motions to the Rules Committee for hearing as soon
as possible. If the Rules Committee is unable to schedule and consider the motions within a time period
that will allow for full Board consideration before the expiration of the sixty day period provided for in
Charter Section 4.105 or 4.106, then the Clerk shall place the motions on the calendar (Adoption
Without Committee Reference) of the last Board meeting at which the Board may consider the proposed
motions before the sixty days expires. Each Committee and Board calendar upon which motions
prepared under this Rule appear shall also state that Section 4.105 or 4.106 of the City Charter
provides that a nomination made under one of these sections is subject to approval by the Board of Supervisors, and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. The calendar shall also state that if the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved.
Motion amending Rule 2.31 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to amend the process for the Board’s consideration of appointments to the Planning Commission and the Board of Appeals, consistent with Charter Sections 4.105 and 4.106.

May 28, 2002 Board of Supervisors — APPROVED
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

I hereby certify that the foregoing Motion was APPROVED on May 28, 2002 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board