

1 [Board response to the 2006-2007 Civil Grand Jury Report entitled “The Entertainment
2 Commission: A Work in Progress”]

3 **Resolution responding to the Presiding Judge of the Superior Court on the**
4 **recommendations contained in the 2006-2007 Civil Grand Jury Report entitled “The**
5 **Entertainment Commission: A Work in Progress”.**

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7 WHEREAS, Under California Penal Code Section 933 et seq., the Board of
8 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
9 Court on the recommendations contained in Civil Grand Jury Reports; and,

10 WHEREAS, In accordance with Penal Code Section 933.05(c), if a finding or
11 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
12 county agency or a department headed by an elected officer, the agency or department head
13 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
14 response of the Board of Supervisors shall address only budgetary or personnel matters over
15 which it has some decision making authority; and,

16 WHEREAS, The 2006-2007 Civil Grand Jury Report entitled “The Entertainment
17 Commission: A Work in Progress” is on file with the Clerk of the Board of Supervisors in File
18 No. 071336, which is hereby declared to be a part of this resolution as if set forth fully herein;
19 and,

20 WHEREAS, Recommendation No. A.6. of the subject Civil Grand Jury Report states:
21 “Citation authority would help ensure observance of the good neighbor policy. The granting of
22 such citation authority to members of the Entertainment Commission staff should be given
23 serious consideration by the Board of Supervisors”; and,

1 WHEREAS, Recommendation No. A.8. states: "The Administrative Code section cited
2 should be changed to reflect the greatly reduced permit issuance responsibility that is the
3 reality of the Entertainment Commission's work"; and,

4 WHEREAS, Recommendation No. D.5.a. states: "Someone at the Entertainment
5 Commission has to take a leadership role. As the highest ranking, paid staff member of the
6 Commission, this burden appropriately falls on the Executive Director"; and,

7 WHEREAS, Recommendation No. D.5.b. states: "The Civil Grand Jury strongly
8 recommends that the Entertainment Commission adopt term limits for its Commissioners. If
9 each serves no more than two 4-year terms, incompatibility is less of a problem than in the
10 current potentially endless situation"; and,

11 WHEREAS, in accordance with Penal Code Section 933.05(c), the Board of
12 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
13 Court on the Recommendation Nos. A.6., A.8., D.5.a. and D.5.b. contained in the subject Civil
14 Grand Jury Report; now, therefore, be it

15 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
16 Superior Court that it agrees with Recommendation Nos. A.8 and D.5.a of the 2006-2007 Civil
17 Grand Jury Report entitled "The Entertainment Commission: A Work in Progress"; and be it

18 FURTHER RESOLVED, That the Board of Supervisors reports that it partially agrees
19 with Recommendation No. A.6, as follows:

- 20 - Citation authority would be beneficial, but existing staffing of the organization
21 does not include any position that would be appropriate for enacting citations;
22 and, be it

23 FURTHER RESOLVED, That the Board of Supervisors reports that it disagrees wholly
24 with Recommendation No. D.5.b; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
2 implementation of accepted recommendations through his/her department heads and through
3 the development of the annual budget; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors urges City departments
5 responsible for recommendations not necessitating a response from the Board of Supervisors
6 to provide a status report to the Board of Supervisors on implementation of said
7 recommendations within six months of the passage of this resolution.

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City and County of San Francisco

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

Tails
Resolution

File Number: 071336

Date Passed:

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "The Entertainment Commission: A Work in Progress".

October 2, 2007 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Chu, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 071336

I hereby certify that the foregoing Resolution was ADOPTED on October 2, 2007 by the Board of Supervisors of the City and County of San Francisco.

10.03.07

Date Approved

Kay Lulhargas

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom