



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, Sandra Lee Fewer, Norman Yee

Clerk: Derek Evans (415) 554-7702

Wednesday, February 22, 2017

1:00 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Ahsha Safai, Sandra Lee Fewer, and Norman Yee

The Rules Committee met in regular session on Wednesday, February 22, 2017, with Chair Ahsha Safai presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Safai called the meeting to order at 1:04 p.m. On the call of the roll, Chair Safai and Vice Chair Fewer were noted present. Member Yee was noted not present. There was a quorum.

Member Yee was noted present at 1:06 p.m.

AGENDA CHANGES

There were none.

REGULAR AGENDA

Supervisor Fewer Excused from Voting

Member Yee moved that Supervisor Fewer be excused from voting on File No. 170189. The motion carried by the following vote:

Ayes: 2 - Safai, Yee

Excused: 1 - Fewer

170189 [Appointment, Local Agency Formation Commission - Supervisor Sandra Lee Fewer]

Hearing to consider appointing Members of the Board of Supervisors, for four-year terms, to the Local Agency Formation Commission. (Rules Committee)

02/14/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: There were none.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Supervisor Sandra Lee Fewer, for the unexpired portion of a four-year term, to the Local Agency Formation Commission. (Rules Committee)

Member Yee, seconded by Chair Safai, moved that this Motion be RECOMMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 2 - Safai, Yee

Excused: 1 - Fewer

170165 [Appointment, Entertainment Commission - Ben Bleiman]

Motion approving/rejecting the Mayor's appointment of Ben Bleiman to the Entertainment Commission, term ending July 1, 2019. (Rules Committee)

02/07/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Ben Bleiman; spoke on their qualifications. Audrey Joseph; spoke in support of approving the appointment of Ben Bleiman.

Chair Safai moved that this Motion be AMENDED on Lines 8 and 9 to clarify that this appointment was received by the Clerk of the Board on February 3, 2017; and on Lines 3 and 14 to deem approved the Mayor's appointment of Ben Bleiman to the Entertainment Commission. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Motion approving the Mayor's appointment of Ben Bleiman to the Entertainment Commission, for the unexpired portion of a four-year term. (Rules Committee)

(Charter, Section 4.117, provides that this nomination 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. 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. Transmittal date: February 3, 2017.)

Supervisor Safai dissented in committee.

Chair Safai moved that this Motion be RECOMMENDED AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion failed by the following vote:

Ayes: 1 - Safai

Noes: 2 - Fewer, Yee

Vice Chair Fewer moved that this Motion be REFERRED WITHOUT RECOMMENDATION AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 2 - Fewer, Yee

Noes: 1 - Safai

Chair Safai requested File Nos. 170176, 170177, 170178, and 170179 be called and heard together.

170176 [Reappointment, Historic Preservation Commission - Aaron Hyland]

Motion approving/rejecting the Mayor's nomination for reappointment of Aaron Hyland to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

02/07/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Commissioners Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda; spoke on their qualifications. Ray W. Hartz Jr.; Michael Bueller; spoke in support of reappointing applicants Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be AMENDED to approve the Mayor's nomination of Aaron Hyland to the Historic Preservation Commission. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Motion approving the Mayor's nomination for reappointment of Aaron Hyland to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

170177 [Reappointment, Historic Preservation Commission - Jonathan Pearlman]

Motion approving/rejecting the Mayor's nomination for reappointment of Jonathan Pearlman to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

02/07/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Commissioners Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda; spoke on their qualifications. Ray W. Hartz Jr.; Michael Bueller; spoke in support of reappointing applicants Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be AMENDED to approve the Mayor's nomination of Jonathan Pearlman to the Historic Preservation Commission. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Motion approving the Mayor's nomination for reappointment of Jonathan Pearlman to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

170178 [Reappointment, Historic Preservation Commission - Ellen Johnck]

Motion approving/rejecting the Mayor's nomination for reappointment of Ellen Johnck to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

02/07/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Commissioners Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda; spoke on their qualifications. Ray W. Hartz Jr.; Michael Bueller; spoke in support of reappointing applicants Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be AMENDED to approve the Mayor's nomination of Ellen Johnck to the Historic Preservation Commission. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Motion approving the Mayor's nomination for reappointment of Ellen Johnck to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

170179 [Reappointment, Historic Preservation Commission - Diane Matsuda]

Motion approving/rejecting the Mayor's nomination for reappointment of Diane Matsuda to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

02/07/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Commissioners Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda; spoke on their qualifications. Ray W. Hartz Jr.; Michael Bueller; spoke in support of reappointing applicants Aaron Hyland, Jonathan Pearlman, Ellen Johnck, and Diane Matsuda.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be AMENDED to approve the Mayor's nomination of Diane Matsuda to the Historic Preservation Commission. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

Motion approving the Mayor's nomination for reappointment of Diane Matsuda to the Historic Preservation Commission, for the unexpired portion of a four-year term. (Rules Committee) (Charter, Section 4.135, provides that this nomination 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. 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. Transmittal date: February 7, 2017.)

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED AS AMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

170190 [Appointment, Ethics Commission - Quentin Kopp]

Hearing to consider appointing one member, for the unexpired portion of a term ending February 1, 2023, to the Ethics Commission. (Rules Committee)

Seat 1, succeeding Quentin L. Kopp, term expired February 1, 2017, shall be broadly representative of the general public, for a six-year term ending February 1, 2023.

02/17/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Ace Washington; Eileen Boken; Nancy Wuerfel; Hilda Garofalo; David Snyder (First Amendment Coalition); Peter Keane, Vice Chair (Ethics Commission); Larry Bush; Joe Kelly; Elena Schmidt; Bruce Brugmann (First Amendment Coalition); Richard Fong; Bob Planthold; spoke in support of applicant Quentin Kopp. Ray W. Hartz, Jr.; spoke in opposition to Quentin Kopp. Andrea Slater (Common Cause); Linda Calhoun (Alliance for Girls); Elizabeth Goumes; Helen Grieco (Common Cause); spoke in support of applicant Kathleen Thurmond.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Quentin Kopp, for the unexpired portion of a six-year term, to the Ethics Commission. (Rules Committee)

Quentin Kopp, Seat 1, succeeding himself, term expired February 1, 2017, shall be broadly representative of the general public, for a six-year term ending February 1, 2023.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

170191 [Appointments, Urban Forestry Council - John Malcolm Hillan, Andrew Sullivan, Dan Flanagan, Meg Lowman, Michael Sullivan, and Phillip Pierce]

Hearing to consider appointing seven members, for the unexpired portion of two-year terms ending November 18, 2018, to the Urban Forestry Council. (Rules Committee)

Seat 1, succeeding J. Malcolm Hillan, term expired November 18, 2016, must represent an educational organization involved with tree management (University of California Cooperative Extension, etc.), for the unexpired portion of a two-year term ending November 18, 2018.

Seat 2, succeeding Andrew Sullivan, term expired November 18, 2016, must be certified by a professional tree management organization (International Society of Arboriculture, American Society of Consulting Arborists, or American Society of Landscape Architects), for the unexpired portion of a two-year term ending November 18, 2018.

Seat 3, succeeding Dan Kida, term expired November 18, 2016, must be certified by a professional tree management organization (International Society of Arboriculture, American Society of Consulting Arborists, or American Society of Landscape Architects), for the unexpired portion of a two-year term ending November 18, 2018.

Seat 4, succeeding Dan Flanagan, term expired November 18, 2016, must be a member of a non-profit organization involved in urban forestry or other environmentally-related issues, for the unexpired portion of a two-year term ending November 18, 2018.

Seat 5, succeeding Meg Lowman, term expired November 18, 2016, must be a member of a non-profit organization involved in urban forestry or other environmentally related issues, for the unexpired portion of a two-year term ending November 18, 2018.

Seat 6, succeeding Michael Sullivan, term expired November 18, 2016, must be a representative of the community, for the unexpired portion of a two-year term ending November 18, 2018.

Seat 7, succeeding Rose Hillson, term expired November 18, 2016, must be a representative of the community, for the unexpired portion of a two-year term ending November 18, 2018.

02/17/17; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Andrew Sullivan, Dan Flanagan, and Michael Sullivan, spoke on their qualifications. Nancy Wuerfel; spoke in opposition to Colby Peterson and in support of all other applicants. Dan Flanagan; spoke in support of applicants John Malcolm Hillan, Colby Peterson, Andrew Sullivan, Meg Lowman, Michael Sullivan, and Phillip Pierce.

Appointment of John Malcolm Hillan, seat 1, recommended.

Appointment of Andrew Sullivan, seat 2, recommended.

Seat 3 was continued to the call of the Chair.

Appointment of Dan Flanagan, seat 4, recommended.

Appointment of Meg Lowman (residency requirement waived), seat 5, recommended.

Appointment of Michael Sullivan, seat 6, recommended.

Appointment of Phillip Pierce, seat 7, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing John Malcolm Hillan, Andrew Sullivan, Dan Flanagan, Meg Lowman (residency requirement waived), Michael Sullivan, and Phillip Pierce, for the unexpired portion of two-year terms, to the Urban Forestry Council. (Rules Committee)

John Malcolm Hillan, Seat 1, succeeding himself, term expired November 18, 2016, must represent an educational organization involved with tree management (University of California Cooperative Extension, etc.), for the unexpired portion of a two-year term ending November 18, 2018.

Andrew Sullivan, Seat 2, succeeding himself, term expired November 18, 2016, must be certified by a professional tree management organization (International Society of Arboriculture, American Society of Consulting Arborists, or American Society of Landscape Architects), for the unexpired portion of a two-year term ending November 18, 2018.

Dan Flanagan, Seat 4, succeeding himself, term expired November 18, 2016, must be a member of a non-profit organization involved in urban forestry or other environmentally-related issues, for the unexpired portion of a two-year term ending November 18, 2018.

Meg Lowman (residency requirement waived), Seat 5, succeeding herself, term expired November 18, 2016, must be a member of a non-profit organization involved in urban forestry or other environmentally related issues, for the unexpired portion of a two-year term ending November 18, 2018.

Michael Sullivan, Seat 6, succeeding himself, term expired November 18, 2016, must be a representative of the community, for the unexpired portion of a two-year term ending November 18, 2018.

Phillip Pierce, Seat 7, succeeding Rose Hillson, term expired November 18, 2016, must be a representative of the community, for the unexpired portion of a two-year term ending November 18, 2018.

Member Yee, seconded by Vice Chair Fewer, moved that this Motion be RECOMMENDED to the February 28, 2017, Board of Supervisors meeting. The motion carried by the following vote:

Ayes: 3 - Safai, Fewer, Yee

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 3:07 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.