



**City and County of San Francisco**  
**Meeting Minutes - Final**  
**Rules Committee**

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

*Members: Norman Yee, London Breed, Malia Cohen*

*Clerk: Linda Wong (415) 554-7719*

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Thursday, April 4, 2013

1:30 PM

City Hall, Committee Room 263

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**Regular Meeting**

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**MEETING CONVENED**

*The meeting convened at 1:50 p.m.*

**REGULAR AGENDA**

**130280 [Appointment, Association of Bay Area Governments Executive Board - Supervisor Eric Mar]**

Motion appointing Supervisor Eric Mar, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

03/29/13; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: None.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**130282 [Appointment, Graffiti Advisory Board - Jonathan Goldberg]**

Hearing to consider appointing two members, terms ending April 20, 2015, to the Graffiti Advisory Board. (Clerk of the Board)

Vacant seat 13, succeeding David Crommie, term expired, must represent a nonprofit organization who provides services related to the City's beautification and neighborhood cleanup program, for the unexpired portion of a two-year term ending April 10, 2015.

Vacant seat 14, succeeding Debbie Shea, term expired, must represent a business that operates in San Francisco and be a property owner, for the unexpired portion of a two-year term ending April 10, 2015.

03/29/13; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speaker: Jonathan Goldberg; spoke on his qualifications.*

*Appointment of Jonathan Goldberg, seat 13, recommended.*

*Seat 14 was not filled and continued to the call of the Chair.*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Jonathan Goldberg, term ending April 20, 2015, to the Graffiti Advisory Board. (Clerk of the Board)

Jonathan Goldberg, seat 13, succeeding David Crommie, term expired, must represent a nonprofit organization who provides services related to the City's beautification and neighborhood cleanup program, for the unexpired portion of a two-year term ending April 10, 2015.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**130171 [Appointments, Pedestrian Safety Advisory Committee - Robin Brasso and Sonja Kos]**

Hearing to consider appointing three members, terms ending March 28, 2014, and March 28, 2015, to the Pedestrian Safety Advisory Committee. (Clerk of the Board)

Vacant seat 7, succeeding Robin Brasso, term expired, must be a representative from a child advocate or school support organization, for a two-year term ending March 28, 2015.

Vacant seat 8, succeeding Dahianna Lopez, resigned, must be a representative from a public health organization, for the unexpired portion of a two-year term ending March 28, 2014.

Vacant seat 9, succeeding Dan Brook, resigned, must represent the public at-large, for a two-year term ending March 28, 2015.

02/22/13; RECEIVED AND ASSIGNED to Rules Committee.

*Heard in Committee. Speakers: Robin Brasso; Sonja Kos; spoke on their qualifications. Walter Paulson; spoke neither in support nor opposition to the appointments. John Lowell and Zach Marks (Pedestrian Safety Advisory Committee); spoke in support of applicants Robin Brasso and Sonja Kos.*

*Appointment of Robin Brasso, seat 7, recommended.*

*Appointment of Sonja Kos, seat 9, recommended.*

*Seat 8 was not filled and continued to the call of the Chair.*

**PREPARED IN COMMITTEE AS A MOTION**

Motion appointing Robin Brasso and Sonja Kos, terms ending March 28, 2015, to the Pedestrian Safety Advisory Committee. (Clerk of the Board)

Robin Brasso, seat 7, succeeding herself, term expired, must be a representative from a child advocate or school support organization, for the unexpired portion of a two-year term ending March 28, 2015.

Sonja Kos, seat 9, succeeding Dan Brook, resigned, must represent the public at-large, for the unexpired portion of a two-year term ending March 28, 2015.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

## LITIGATION

Speakers: None.

### **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.*

**Unanimous vote to convene in closed session by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

#### **130167 [Settlement of Lawsuit - Jane Martin, et al. - \$1,748,840.74]**

Ordinance authorizing settlement of remaining claims in the lawsuit filed by various plaintiffs against the City and County of San Francisco for \$1,748,840.74; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

02/25/13; RECEIVED FROM DEPARTMENT.

03/05/13; RECEIVED AND ASSIGNED to Rules Committee.

03/07/13; CONTINUED TO CALL OF THE CHAIR.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

#### **130220 [Settlement of Claim - Roman Carrasco - \$42,000]**

Resolution approving the settlement of the unlitigated claim filed by Roman Carrasco against the City and County of San Francisco for \$42,000; claim was filed on August 1, 2012. (City Attorney's Office)

02/25/13; RECEIVED FROM DEPARTMENT.

03/12/13; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**130071 [Settlement of Lawsuit - Espinoza (named in the complaint as Carlos Espinosa) - \$95,000]**

Ordinance authorizing settlement of the lawsuit filed by Carlos Cadena-Espinoza (named in the complaint as Carlos Espinosa) and Noemi Gereda-Cerrato against the City and County of San Francisco for \$95,000; the lawsuit was filed on January 6, 2011, in the Superior Court, Case No. CGC-11-507063; and removed on May 9, 2011, to the United States District Court - Northern District of California, Case No. 11-cv-02282 JSW; entitled Carlos Espinosa, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

02/25/13; RECEIVED FROM DEPARTMENT.

03/12/13; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**130278 [Settlement of Lawsuit - Dadario v. CCSF - \$72,500]**

Ordinance authorizing settlement of the lawsuit filed by Marlene Dadario against the City and County of San Francisco for \$72,500; the lawsuit was filed on April 26, 2011, in San Francisco Superior Court, Case No. CGC-11-510516; entitled Marlene Dadario v. City and County of San Francisco, et al. (City Attorney's Office)

03/25/13; RECEIVED FROM DEPARTMENT.

04/02/13; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**130279 [Settlement of Lawsuit - Willis v. CCSF, et al. - \$210,000]**

Ordinance authorizing settlement of the lawsuit filed by Thomas Willis against the City and County of San Francisco for \$210,000; the lawsuit was filed on January 13, 2012, in United States District Court, Northern District of California, Case No. CV 12-0231 JSW; entitled Thomas Willis v. City and County of San Francisco, et al. (City Attorney's Office)

03/25/13; RECEIVED FROM DEPARTMENT.

04/02/13; RECEIVED AND ASSIGNED to Rules Committee.

**RECOMMENDED.. by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

*Deputy City Attorney Jon Givner reported that the Rules Committee has met in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (a) and Administrative Code Section 67.8 (3), for the purpose of conferring with, or receiving advice from, the City Attorney regarding settlements in the lawsuits or claims listed above.*

*[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.*

**Unanimous vote not to disclose by the following vote:**

Ayes: 3 - Yee, Breed, Cohen

**ADJOURNMENT**

*The meeting adjourned at 2:15 p.m.*