



City and County of San Francisco
Meeting Minutes
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, July 10, 2014

2:00 PM

City Hall, Legislative Chamber, Room 250

Special Meeting

Present: 3 - Norman Yee, Katy Tang, and David Campos

MEETING CONVENED

The meeting convened at 2:04 p.m.

REGULAR AGENDA

140693 [Reappointment, Board of Appeals - Ann Blumlein Lazarus]

Motion approving/rejecting the Mayor's reappointment of Ann Blumlein Lazarus to the Board of Appeals, for a term ending July 1, 2018.

(Charter, Section 4.106, 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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Ann Blumlein Lazarus; spoke on her qualifications. Gail Blaugh; spoke in support of the Mayor's nominee.

AMENDED on Page 1, Line 3, by deleting 'rejecting', and Line 11, by deleting 'rejects', by the following vote:

Ayes: 3 - Yee, Tang, Campos

Motion approving the Mayor's reappointment of Ann Blumlein Lazarus to the Board of Appeals, for a term ending July 1, 2018.

(Charter, Section 4.106, 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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Yee, Tang, Campos

140692 [Appointment, Entertainment Commission - Liam Frost]

Motion approving/rejecting the Mayor's nomination of Liam Frost to the Entertainment Commission, for a term ending July 1, 2018.

(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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Liam Frost; spoke on his qualifications. Mark Salomon; spoke in support of the Mayor's nominee.

AMENDED on Page 1, Line 3, by deleting '/rejecting', and Line 13, by deleting '/rejects', by the following vote:

Ayes: 3 - Yee, Tang, Campos

Motion approving the Mayor's nomination of Liam Frost to the Entertainment Commission, for a term ending July 1, 2018.

(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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 10, 2014.)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Yee, Tang, Campos

140751 [Appointment, Entertainment Commission - Steven Lee]

Hearing to consider appointing one member, term ending July 1, 2018, to the Entertainment Commission. (Rules Committee)

Vacant seat 2, succeeding Steven Lee, term expired, must represent the interests of entertainment associations or groups, for the unexpired portion of a four-year term ending July 1, 2018.

06/27/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Patrick Finger (on behalf of Demetri Moshoyannis); Mario Grillo; Steven Lee; spoke on their qualifications. Phillip Halfcock; Tom Temprano; Supervisor Scott Wiener (Board of Supervisors); spoke in support of Demetri Moshoyannis. Dawn Halliday; Natasha Coral; Terence Allan; Nick Baloney; Male Speaker; Rick Gutierrez; Female Speaker; spoke in support of Steven Lee.

Appointment of Steven Lee, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Steven Lee, term ending July 1, 2018, to the Entertainment Commission. (Rules Committee)

Steven Lee, seat 2, succeeding himself, term expired, must represent the interests of entertainment associations or groups, for the unexpired portion of a four-year term ending July 1, 2018.

RECOMMENDED by the following vote:

Ayes: 3 - Yee, Tang, Campos

140752 [Appointment, Market and Octavia Community Advisory Committee - Joshua Marker]

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

Vacant seat 2, succeeding Michael Simmons, term expired, must be a resident homeowner and live or work within the Plan area, for the unexpired portion of a two-year term ending December 16, 2014.

06/27/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: William Bulkley (on behalf of Paul Olsen); Joshua Marker; spoke on their qualifications. Gail Blaugh; Richard Johnson; Bob Arnold; Jim Marshall; Vallie Brown (Office of Supervisor London Breed); spoke in support of Paul Olsen. Supervisor Jane Kim (Board of Supervisors); spoke in support of Joshua Marker.

Appointment of Joshua Marker, seat 2, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Joshua Marker, term ending December 16, 2014, to the Market and Octavia Community Advisory Committee. (Rules Committee)

Joshua Marker, seat 2, succeeding Michael Simmons, term expired, must be a resident homeowner and live or work within the Plan area, for the unexpired portion of a two-year term ending December 16, 2014.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140753 [Appointment, Park, Recreation and Open Space Advisory Committee - Maya Rodgers]

Hearing to consider appointing one member, term ending February 1, 2015, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Vacant seat 12, succeeding Marjorie Goodwin, term expired, must be nominated by the District 10 Supervisor and from District 10, for the unexpired portion of a two-year term ending February 1, 2015.

06/27/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Maya Rodgers; spoke on her qualifications. Mawuli Tugbenyoh (Office of Supervisor Malia Cohen); spoke in support of Maya Rodgers.

Appointment of Maya Rodgers, seat 12, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Maya Rodgers, term ending February 1, 2015, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Maya Rodgers, seat 12, succeeding Marjorie Goodwin, term expired, must be nominated by the District 10 Supervisor and from District 10, for the unexpired portion of a two-year term ending February 1, 2015.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Tang, Campos

140507 [Charter Amendment - Retiree Health Benefits for Former Redevelopment Agency and Successor Agency Employees]**Sponsors: Cohen; Yee**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco, Sections A8.428 and A8.432, to provide retiree health care benefits to employees of the former Redevelopment Agency of the City and County of San Francisco or the Successor Agency to the Redevelopment Agency of the City and County of San Francisco who started working for the City and County of San Francisco without a break in employment, and to persons who are registered as domestic partners to retired employees under California law or the law of a state, city, or county outside California or who live in a jurisdiction outside California that does not recognize domestic partnerships but who have submitted the Health Services Declaration Partnership Form, at an election to be held on November 4, 2014.

05/13/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2014.

05/21/14; REFERRED TO DEPARTMENT. Referred to the Controller to request a financial analysis (per Elections Code, Section 305(B)(2)); Retirement Board (per Charter, Section A8.500); Planning Department for environmental review; and the Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Office of Community Investment and Infrastructure, Department of Human Resources, Health Service System, and Office of the Budget and Legislative Analyst (per BOS Rules of Order 2.22.4).

05/23/14; RESPONSE RECEIVED. An actuarial report is not required under Charter, Section A8.500.

05/30/14; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines, Section 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

06/30/14; RESPONSE RECEIVED. The City Controller submitted the financial analysis for the Charter Amendment.

06/30/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor Malia Cohen (Board of Supervisors); Jon Givner (Office of the City Attorney); Ben Rosenfield, City Controller (Office of the City Controller); Micki Callahan, Director (Department of Human Resources); presented information and answered questions raised throughout the discussion. Alex Tonnison (IFPTE, Local 21); Ariana Casanova (SEIU, Local 1021); Amabel Akwa-Asare (Office of Community Investment and Infrastructure); spoke in support of the hearing matter.

Supervisor Yee requested to be added as a co-sponsor.

06/30/14; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

Heard in Committee. Speakers: Supervisor Malia Cohen (Board of Supervisors); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Ariana Casanova (SEIU, Local 1021); Alex Tonnison (IFPTE, Local 21); Alex Reilly; spoke in support of the hearing matter.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 3 - Yee, Tang, Campos

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco, Sections A8.428 and A8.432, to provide retiree health care benefits to employees of the former Redevelopment Agency of the City and County of San Francisco or the Successor Agency to the Redevelopment Agency of the City and County of San Francisco who started working for the City and County of San Francisco before March 1, 2015, and after January 31, 2012, without a break in employment, and to persons who are registered as domestic partners to retired employees under the law of the state, city, or county in which they reside or who live in a jurisdiction that does not recognize domestic partnership but who have submitted the Health Service System Declaration of Domestic Partnership Form, at an election to be held on November 4, 2014.

CONTINUED AS AMENDED to July 14, 2014, by the following vote:

Ayes: 3 - Yee, Tang, Campos

140556 [Charter Amendment - Population-Based Adjustment to General Fund Appropriation to the Transportation Fund]**Sponsor: Wiener**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to adjust the required annual appropriation from the General Fund to the Transportation Fund annually to reflect increases in the population of San Francisco, subject to discontinuation by the Mayor if the voters enact a new general tax on vehicles registered to a San Francisco address, at an election to be held on November 4, 2014; and making environmental findings.

05/20/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/19/2014.

05/29/14; REFERRED TO DEPARTMENT. Referred to the Controller to request a financial analysis (per Elections Code, Section 305(B)(2)); Planning Department for environmental review; and the Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Office of the Budget and Legislative Analyst, Municipal Transportation Agency, Treasurer/Tax Collector, and Department of Human Resources (per BOS Rules of Order 2.22.4).

05/30/14; RESPONSE RECEIVED. Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

06/30/14; RESPONSE RECEIVED. The City Controller submitted the financial analysis for the Charter Amendment.

06/30/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

06/30/14; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

Heard in Committee. Speakers: Supervisor Scott Wiener (Board of Supervisors); presented information and answered questions raised throughout the discussion. Elisa Magey; spoke in support of the hearing matter.

REFERRED WITHOUT RECOMMENDATION AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140695 [Hearing - Initiative Ordinance - Business and Tax Regulations Code - Surtax on Transfers of Residential Real Property Within Five Years of a Prior Transfer]**Sponsors: Mar; Campos, Avalos and Kim**

Hearing held to consider the proposed initiative ordinance submitted by four of more Supervisors to the voters at the November 4, 2014, Election entitled "Ordinance amending the Business and Tax Regulations Code to impose a surtax on the transfer of certain residential real property within five years of the prior transfer of the property, to exempt certain transfers from the surtax, and to permit the Board of Supervisors to exempt from the surtax and the existing tax imposed under Article 12-C of the Business and Tax Regulations Code transfers of real property subject to certain affordability-based restrictions on the occupancy of the real property.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

06/26/14; REFERRED TO DEPARTMENT. Referred to the Mayor's Office, City Controller, City Administrator, Ethics Commission, Department of Elections, Treasurer/Tax Collector, Assessor/Recorder, Mayor's Office of Housing and Community Development, Department of Building Inspection, Planning Department, Real Estate Division, and Budget and Legislative Analyst's Office for informational purposes.

Heard in Committee. Speakers: Supervisor Eric Mar (Board of Supervisors); Scott Reiber (Office of City Attorney); Douglas Legg (Office of the Assessor-Recorder); presented information and answered questions raised throughout the discussion. Male Speaker; Brian Basinger; David Fugioka; Wing Holler (Translated); Cathy Linscone; Depa Martha; Theresa Imperial; Carmelita Perez (Translated); Christina Dang; Marla Knight; Eric McGilroy; Karen Fishkin; Becca Gorvich; Jesus Perez; Chris Durazo; Maria; Ted Gullickson; Brian Fischer; spoke in support of the hearing matter. Mr. Jones; Jay Chan; Noni Reichen; Peter Reich; Jana New; Ford Chang; Female Speaker; Mitchell Orenburg; Brook Turner; spoke in opposition to the hearing matter.

HEARD and CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Yee, Tang, Campos

140715 [Hearing - Initiative Ordinance - Park Code - Children's Playgrounds, Walking Trails, Athletic Fields]**Sponsors: Chiu; Farrell, Mar, Tang, Wiener and Breed**

Hearing held to consider the proposed initiative ordinance submitted by four or more Supervisors to the voters at the November 4, 2014, Election entitled "Ordinance amending the Park Code to authorize renovation of children's playgrounds, walking trails and athletic fields where a certified environmental impact report documents at least doubling in anticipated usage."

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

06/26/14; REFERRED TO DEPARTMENT. Referred to the Mayor's Office, City Controller, City Administrator, Ethics Commission, Department of Elections, Planning Department, Recreation and Park Department, Youth Commission, and Budget and Legislative Analyst for informational purposes.

07/07/14; RESPONSE RECEIVED. The Youth Commission voted unanimously to support the Initiative Ordinance.

Heard in Committee. Speakers: Supervisors David Chiu, Eric Mar, Scott Wiener, and Mark Farrell (Board of Supervisors); Dan Mauer (Recreation and Park Department); presented information and answered questions raised throughout the discussion. Ed Tow; Christopher Lopez; Allyson Ow; Ethan Stoss; Audrey Depner; Marcelo Rodriguez; Cooper Bronson; Jim Ketchum; spoke in support of the hearing matter.

HEARD and CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Yee, Tang, Campos

ADJOURNMENT

The meeting adjourned at 6:00 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.