



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 24, 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 2:10 p.m.

Supervisor Campos made a motion to excuse Supervisor Yee from the Rules Committee Special Meeting until his arrival at 2:42 p.m.. The motion carried by the following vote:

Ayes: 2 - Tang, Campos

Excused: 1 - Yee

REGULAR AGENDA

File Nos. 140841, 140842, and 140843 were called together.

Supervisor Yee was noted present at 2:42 p.m.

140841 [Reappointment, Planning Commission - Kathrin Moore]

Motion approving/rejecting the President of the Board of Supervisors', Supervisor David Chiu, nomination of Kathrin Moore to the Planning Commission, term ending July 1, 2018. (Clerk of the Board)

(Charter, Section 4.105, 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: July 18, 2014)

07/18/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Supervisors David Chiu and Scott Wiener (Board of Supervisors); presented information and answered questions raised throughout the discussion. Cindy Wu; Bill Sugaya; Gerry Crowley; Marlayne Morgan; Jim Meko; Grace Shanahan; Toby Levy; Kathleen Courtney; Hiroshi Fukuda; Rose Hillson; John Schlesinger; Kathleen Dooley; Ted Olsson; Dawn Trennert; Robin Levitt; Diane Matsuda; Angelica Cabande; Aaron Hyland; Brian Basinger; Mike Buhler; Dean Preston; Karen Kai; Allan Martinez; John O'Connor; Richie Hatton; Sue Hestor; Female Speaker; spoke in support of the Katherin Moore. Andrea Aiello; Liam Mayclem; Anthony Lee; Mike Buhler; Robin Levitt; Danny Yadegar; Betty Levitin; Alan Martinez; Aaron Hyland; Doug Weinberg; spoke in support of Dennis Richards. Paul Henderson; David Tsai; Dan Caul; John Buchanan; Joshua Reiten; spoke in support of Bobbie Wilson.

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

Ayes: 3 - Yee, Tang, Campos

Motion approving the President of the Board of Supervisors', Supervisor David Chiu, nomination of Kathrin Moore to the Planning Commission, term ending July 1, 2018. (Clerk of the Board)
(Charter, Section 4.105, 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: July 18, 2014)

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140842 [Appointment, Planning Commission - Dennis Richards]

Motion approving/rejecting the President of the Board of Supervisors', Supervisor David Chiu, nomination of Dennis Richards to the Planning Commission, term ending July 1, 2018. (Clerk of the Board)

(Charter, Section 4.105, 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: July 18, 2014)

07/18/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Supervisors David Chiu and Scott Wiener (Board of Supervisors); presented information and answered questions raised throughout the discussion. Cindy Wu; Bill Sugaya; Gerry Crowley; Marlayne Morgan; Jim Meko; Grace Shanahan; Toby Levy; Kathleen Courtney; Hiroshi Fukuda; Rose Hillson; John Schlesinger; Kathleen Dooley; Ted Olsson; Dawn Trennert; Robin Levitt; Diane Matsuda; Angelica Cabande; Aaron Hyland; Brian Basinger; Mike Buhler; Dean Preston; Karen Kai; Allan Martinez; John O'Connor; Richie Hatton; Sue Hestor; Female Speaker; spoke in support of the Katherin Moore. Andrea Aiello; Liam Mayclem; Anthony Lee; Mike Buhler; Robin Levitt; Danny Yadegar; Betty Levitin; Alan Martinez; Aaron Hyland; Doug Weinberg; spoke in support of Dennis Richards. Paul Henderson; David Tsai; Dan Caul; John Buchanan; Joshua Reiten; spoke in support of Bobbie Wilson.

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

Ayes: 3 - Yee, Tang, Campos

Motion approving the President of the Board of Supervisors', Supervisor David Chiu, nomination of Dennis Richards to the Planning Commission, term ending July 1, 2018. (Clerk of the Board)
(Charter, Section 4.105, 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: July 18, 2014)

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140843 [Appointment, Board of Appeals - Bobbie Wilson]

Motion approving/rejecting the President of the Board of Supervisors', Supervisor David Chiu, nomination of Bobbie Wilson to the Board of Appeals, term ending July 1, 2018. (Clerk of the Board) (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 of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: July 18, 2014)

07/18/14; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Supervisors David Chiu and Scott Wiener (Board of Supervisors); presented information and answered questions raised throughout the discussion. Cindy Wu; Bill Sugaya; Gerry Crowley; Marlayne Morgan; Jim Meko; Grace Shanahan; Toby Levy; Kathleen Courtney; Hiroshi Fukuda; Rose Hillson; John Schlesinger; Kathleen Dooley; Ted Olsson; Dawn Trennert; Robin Levitt; Diane Matsuda; Angelica Cabande; Aaron Hyland; Brian Basinger; Mike Buhler; Dean Preston; Karen Kai; Allan Martinez; John O'Connor; Richie Hatton; Sue Hestor; Female Speaker; spoke in support of the Katherin Moore. Andrea Aiello; Liam Mayclem; Anthony Lee; Mike Buhler; Robin Levitt; Danny Yadegar; Betty Levitin; Alan Martinez; Aaron Hyland; Doug Weinberg; spoke in support of Dennis Richards. Paul Henderson; David Tsai; Dan Caul; John Buchanan; Joshua Reiten; spoke in support of Bobbie Wilson.

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

Ayes: 3 - Yee, Tang, Campos

Motion approving the President of the Board of Supervisors', Supervisor David Chiu, nomination of Bobbie Wilson to the Board of Appeals, term ending July 1, 2018. (Clerk of the Board) (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 of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: July 18, 2014)

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140839 [Appointments, Assessment Appeals Board No. 3 - Michael Slattery and James Reynolds]

Hearing to consider appointing one member, term ending September 7, 2015, and one member, term ending September 5, 2016, to the Assessment Appeals Board No. 3. (Clerk of the Board) Vacant seat 5, new appointment, must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant or Public Accountant; licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, certified by the Office of Real Estate Appraisers, or certified by the State Board of Equalization, for the unexpired portion of a three-year term ending September 7, 2015. Vacant seat 6 (Alternate Member), new appointment, must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant or Public Accountant; licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, certified by the Office of Real Estate Appraisers, or certified by the State Board of Equalization, for the unexpired portion of a three-year term ending September 5, 2016.

07/11/14; RECEIVED AND ASSIGNED to Rules Committee.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Michael Slattery (residency requirement waived), term ending September 7, 2015, and James Reynolds, term ending September 5, 2016, to the Assessment Appeals Board No. 3. (Clerk of the Board)

Michael Slattery (residency requirement waived), seat 5, new appointment, must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant or Public Accountant; licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, certified by the Office of Real Estate Appraisers, or certified by the State Board of Equalization, for the unexpired portion of a three-year term ending September 7, 2015.

James Reynolds, seat 6 (Alternate Member), new appointment, must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant or Public Accountant; licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, certified by the Office of Real Estate Appraisers, or certified by the State Board of Equalization, for the unexpired portion of a three-year term ending September 5, 2016.

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140643 [Administrative Code - Energy Efficiency Coordinating Committee]

Sponsor: Mar

Ordinance amending the Administrative Code to rename the Energy Efficiency Steering Committee as the Energy Efficiency Coordinating Committee; to reauthorize the Committee for one year unless further extended by the Board of Supervisors; to change the qualifications for membership on the Committee; and to revise the Committee's powers and duties.

06/03/14; ASSIGNED to Rules Committee.

06/09/14; REFERRED TO DEPARTMENT. Referred to the Mayor's Office, Office of Economic and Workforce Development, Office of Community Investment and Infrastructure, Office of Small Business, Department of the Environment, Public Utilities Commission, City Controller, Department of Public Health, and Office of Contract Administration for informational purposes.

Heard in Committee. Speakers: Supervisor Eric Mar (Board of Supervisors); Guillermo Rodriguez (Department of the Environment); presented information and answered questions raised throughout the discussion. Avni Jamdar (Emerald Cities); Antonio Diaz (People Organizing to Demand Environmental & Economic Rights); spoke in support of the hearing matter.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140571 [Amending the Board's Rules - Establishing Communication Procedures for Hearings on Matters Referred to the Youth Commission]**Sponsors: Mar; Campos**

Motion amending the Board of Supervisors Rules of Order, by adding Rule 3.43, to establish scheduling procedures for hearings on matters referred to the Youth Commission.

05/20/14; RECEIVED AND ASSIGNED to Rules Committee.

05/29/14; REFERRED TO DEPARTMENT. Referred to the Youth Commission for review and recommendation.

06/03/14; SUBSTITUTED AND ASSIGNED to Rules Committee.

06/04/14; REFERRED TO DEPARTMENT. Re-referred the substitute legislation (version 2) to the Youth Commission for review and recommendation.

06/16/14; RESPONSE RECEIVED. The Youth Commission voted unanimously to support the proposed motion.

Heard in Committee. Speakers: Supervisor Eric Mar (Board of Supervisors); Angela Calvillo, Clerk of the Board (Board of Supervisors); Nicholas Persky, Chair (Youth Commission); presented information and answered questions raised throughout the discussion. Female Speaker; Avni Sy; Brian Chu; spoke in support of the hearing matter.

AMENDED on Line 1, by changing 'Scheduling' to 'Communication'; Line 3, by changing '3.43' to '2.12.1'; Line 4, by changing 'scheduling' to 'communication'; Line 8, by changing '3.43' to '2.12.1'; Line 10, by changing '3.43' to '2.12.1'; Lines 15-16, by deleting ', no later than 48 hours prior to the absolute deadline for posting the Committee's agenda'; Line 17, by adding 'strive to' before 'provide'; Line 18, by changing "prior to calendaring the item" to 'within 48 hours after receipt of the request', by the following vote:

Ayes: 3 - Yee, Tang, Campos

Motion amending the Board of Supervisors Rules of Order, by adding Rule 2.12.1, to establish communication procedures for hearings on matters referred to the Youth Commission.

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140687 [Initiative Ordinance - Administrative Code - Minimum Wage]**Sponsors: Mayor; Kim, Chiu, Farrell, Breed, Yee, Wiener, Campos, Cohen, Tang and Mar**

Motion ordering submitted to the voters an ordinance amending the Administrative Code to increase the minimum wage for employees in San Francisco to \$12.25 per hour on May 1, 2015, with annual increases, reaching \$15.00 per hour in 2018, followed thereafter by annual cost-of-living increases; following 2015, provide only for annual cost-of-living increases in the minimum wage for two narrow categories of employees; and include the City government and In-Home Supportive Services Public Authority as employers subject to the Minimum Wage Ordinance at an election to be held on November 4, 2014.

(Economic Impact)

06/10/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/10/2014.

06/17/14; REFERRED TO DEPARTMENT. Referred to the Controller to request a financial analysis (per Elections Code, Section 305(B)(2)); Small Business Commission for review and recommendation; 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, Department of Human Resources, Office of Labor Standards Enforcement, Office of Economic and Workforce Development, Human Services Agency, and IHSS Public Authority (per BOS Rules of Order 2.22.4).

06/20/14; RESPONSE RECEIVED. Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change to the environment.

06/25/14; REFERRED TO DEPARTMENT. Referred to the Youth Commission for review and recommendation.

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

07/16/14; RESPONSE RECEIVED. The City Controller submitted the financial analysis.

07/16/14; RESPONSE RECEIVED. 7/14/2014 - The Small Business Commission considered the proposed initiative ordinance but voted unanimously to take no action.

07/17/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); Tamsen Drew (Mayor's Office); Ted Egan, Chief Economist (Controller's Office); presented information and answered questions raised throughout the discussion. Josue Arguelles (Youth Workers United/Progressive Workers Alliance); Steve Fields (Human Services Network); Anni Chung (Self-Help for the Elderly); Don Candelario Melendez (Causa Justa); Conny Ford (SF Labor Council); Pilar Schiavo (CNA); Amy Aguilera and Antonio Diaz (PODER); Tavia Borghi (IHSS); Jon Osaki (JCYC); Jim Lazarus (SF Chamber of Commerce); Barbara Cesana (Senior Disability Action); Allan Craigie; Male Speaker; Tony Robles (SDA); Alysabeth Alexander (SEIU 1021); Steven Tennis; Rudy E.; Male Speaker; Francisco Nichols; Lily Wong and Chelsea Boilard (Coleman Associates); David Elliot Lewis; Grace Martinez (Alliance of Californians for Community Empowerment); Mario Yedidia (SF Rising); Ward Loggins; Jesus Perez (SOMCAN); Female Speaker; Lourdes Figueroa (SOMCAN); spoke in support of the hearing matter. Samantha Higgins (Golden Gate Restaurant Association); spoke neither in support nor against the hearing matter.

07/17/14; CONTINUED AS AMENDED.

Heard in Committee. Speakers: None.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Yee, Tang, Campos

140740 [Declaration of Policy - Affordable Housing Goals]**Sponsor: Kim**

Motion ordering submitted to the voters an Ordinance amending the Planning Code to establish in the approval and construction of new housing, a balance of 70%-30% between market rate housing and affordable housing; and to require a conditional use permit for new market rate housing if the balance of affordable housing is not maintained, at an election to be held on November 4, 2014; and making environmental findings.

06/24/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/24/2014.

07/08/14; 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, Planning Department, Mayor's Office of Housing and Community Development, Department of Building Inspection, and Rent Board (per BOS Rules of Order 2.22.4).

Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); Tameka Moss (Mayor's Office); Sarah Dennis (Office of Economic and Workforce Development); presented information and answered questions raised throughout the discussion. Fernando Marti; Sarah Karlinsky; Malcolm Young; Oz Erickson; Alice Lake; Tim Collin; spoke in support of the hearing matter.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 3 - Yee, Tang, Campos

Motion ordering submitted to the voters a policy declaration making findings, defining goals, and declaring policies that affirm the City's commitment to: 1) address the current housing affordability crisis; 2) support production of 30,000 units of new housing in San Francisco, including at least one-third of those affordable to low and moderate income households, and over 50% within financial reach of working middle class San Franciscans by 2020; 3) create a Housing Action and Neighborhood Stabilization Plan, including funding strategies; 4) ensure financial support of public housing; and 5) review the ratio of affordable to market rate housing, at an election to be held on November 4, 2014.

CONTINUED AS AMENDED to July 28, 2014, by the following vote:

Ayes: 3 - Yee, Tang, Campos

ADJOURNMENT

The meeting adjourned at 5:39 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.