



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

Thursday, October 31, 2013

1:30 PM

City Hall, Committee Room 263

Special Meeting

Present: 3 - Norman Yee, London Breed, and Malia Cohen

MEETING CONVENED

The meeting convened at 1:33 p.m.

REGULAR AGENDA

131019 [Reappointment, California State Association of Counties - Supervisor Eric Mar]

Motion reappointing Supervisor Eric Mar, term ending November 28, 2014, to the California State Association of Counties Board of Directors. (Clerk of the Board)

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

RECOMMENDED by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131017 [Approving Reappointment, Entertainment Commission - Al Perez]

Motion approving the Mayor's nomination for reappointment of Al Perez, term ending July 1, 2017, to the Entertainment Commission. (Clerk of the Board)

(Section 4.117 of the City Charter 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 - 9/24/13.)

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Al Perez, spoke on his qualifications. Marilyn Mondejar; Helen M.; Don Marcos; spoke in support of the Mayor's nomination.

RECOMMENDED by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131051 [Confirming Appointment, City Hall Preservation Advisory Commission - Patrick Carney]

Motion confirming the Mayor's appointment of Patrick Carney, term ending January 13, 2016, to the City Hall Preservation Advisory Commission. (Mayor)

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Patrick Carney; spoke on his qualifications. Ellen Schumer (City Hall Preservation Advisory Commission); Mike Housh; spoke in support of the Mayor's appointment.

RECOMMENDED by the following vote:

Ayes: 3 - Yee, Breed, Cohen

120575 [Appointment, Commission on the Aging Advisory Council - Ken Prag]

Hearing to consider appointing one member, term ending March 31, 2014, to the Commission on the Aging and Advisory Council. (Clerk of the Board)

Vacant seat 7, succeeding Ken Prag, term expired, must be a nominee of District 8 Supervisor, for the unexpired portion of a two-year term ending March 31, 2014.

05/30/12; RECEIVED AND ASSIGNED to Rules Committee.

06/07/12; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Francisco Da Costa; Pastor Gavin; Supervisor Scott Wiener (Board of Supervisors); spoke neither in support nor opposition to the appointment.

Heard in Committee. Speaker: Ken Prag; spoke on his qualifications. Appointment of Ken Prag, seat 7, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Ken Prag, term ending March 31, 2014, to the Commission on the Aging and Advisory Council. (Clerk of the Board)

Ken Prag, seat 7, succeeding himself, term expired, must be a nominee of District 8 Supervisor, for the unexpired portion of a two-year term ending March 31, 2014.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130910 [Appointment, SOMA Community Stabilization Fund Community Advisory Committee]

Hearing to consider appointing one member, term ending April 27, 2014, to the SOMA Community Stabilization Fund Community Advisory Committee. (Clerk of the Board)

Vacant seat 6, succeeding Bernadette Sy, term expired, must provide direct services to SOMA families, for the unexpired portion of a two-year term ending April 27, 2014.

09/20/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: None.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130948 [Appointment, Lesbian, Gay, Bisexual, and Transgender (LGBT) Seniors Task Force - G. Joyce Pierson]

Hearing to consider appointing one member, for an indefinite term, to the Lesbian, Gay, Bisexual, and Transgender (LGBT) Seniors Task Force. (Clerk of the Board)

Vacant seat 4, new appointment, must be an LGBT senior, aging adult, or person with expertise or experience working on issues affecting LGBT seniors, for an indefinite term.

09/20/13; RECEIVED AND ASSIGNED to Rules Committee.

10/03/13; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: None.

Heard in Committee. Speakers: Carla Harris; G. Joyce Pierson; Marshall Feldman; spoke on their qualifications. Ray Harts; spoke in support of applicants G. Joyce Pierson and Marshall Feldman.

Appointment of G. Joyce Pierson, seat 4, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing G. Joyce Pierson, for an indefinite term, to the Lesbian, Gay, Bisexual, and Transgender (LGBT) Seniors Task Force. (Clerk of the Board)

G. Joyce Pierson, seat 4, new appointment, must be an LGBT senior, aging adult, or person with expertise or experience working on issues affecting LGBT seniors, for an indefinite term.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131030 [Appointments, Airport Facilities Naming Advisory Committee - Jon Ballesteros and Maggie Weiland]

Hearing to consider appointing four members, for indefinite terms, to the Airport Facilities Naming Advisory Committee. (Clerk of the Board)

Vacant seat 6, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

Vacant seat 7, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

Vacant seat 8, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

Vacant seat 9, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Alex Walker; Jon Ballesteros; Maggie Weiland; Steven Guilliams; spoke on their qualifications. Supervisor David Campos (Board of Supervisors); Nathan Allbee (Board of Supervisors); presented information concerning the matter and answered questions throughout the hearing.

Appointment of Jon Ballesteros, seat 6, recommended.

Appointment of Maggie Weiland, seat 7, recommended.

Seats 8 and 9 were not filled and continued to the November 21, 2013, Rules Committee Meeting.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Jon Ballesteros and Maggie Weiland, for indefinite terms, to the Airport Facilities Naming Advisory Committee. (Clerk of the Board)

Jon Ballesteros, seat 6, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

Maggie Weiland, seat 7, new appointment, must be a member of the public, and must not be a member of any other board or commission of the City, for an indefinite term.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

File Nos. 131047, 131048, and 131049 were heard together.

131047 [Appointments, Assessment Appeals Board No. 1 - Jeffrey Morris and Eugene Valla]

Hearing to consider appointing two members, terms ending September 5, 2016, to the Assessment Appeals Board No. 1. (Clerk of the Board)

Vacant seat 1, succeeding Jeffrey Morris, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 4, succeeding Gregory Blaine, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Dawn Duran, Administrator (Assessment Appeals Board); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing. Shawn Ridgell; Kristine Nelson; Eugene Valla; Jeffrey Morris; Yosef Tahbazof; Mervin Conlan; Angela Cheung; spoke on their qualifications.

Appointment of Jeffrey Morris, seat 1, recommended.

Appointment of Eugene Valla, seat 4, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Jeffrey Morris and Eugene Valla, terms ending September 5, 2016, to the Assessment Appeals Board No. 1. (Clerk of the Board)

Jeffrey Morris, seat 1, succeeding himself, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Eugene Valla, seat 4, succeeding Gregory Blaine, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131048 [Appointments, Assessment Appeals Board No. 2 - John Lee, Mervin Conlan, and Alfredo Perez]

Hearing to consider appointment three members, terms ending September 5, 2016, to the Assessment Appeals Board No. 2. (Clerk of the Board)

Vacant seat 2, succeeding Margaret Ruxton, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 3, succeeding Mervin Conlan, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 4, succeeding Alfredo Perez, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Dawn Duran (Assessment Appeals Board); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing. Shawn Ridgell; Kristine Nelson; Eugene Valla; Jeffrey Morris; Yosef Tahbazof; Mervin Conlan; Angela Cheung; spoke on their qualifications.

Appointment of John Lee, seat 2, recommended.

Appointment of Mervin Conlan, seat 3, recommended.

Appointment of Alfredo Perez, seat 4, recommended.

PREPARED IN COMMITTEE AS A MOTION

Motion appointing John Lee, Mervin Conlan, and Alfredo Perez, terms ending September 5, 2016, to the Assessment Appeals Board No. 2. (Clerk of the Board)

John Lee, seat 2, succeeding Margaret Ruxton, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Mervin Conlan, seat 3, succeeding himself, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Alfredo Perez, seat 4, succeeding himself, term expired, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131049 [Appointments, Assessment Appeals Board No. 3 - Shawn Ridgell, Kristine Nelson, Yosef Tahbazof, and Angela Cheung]

Hearing to consider appointing eight members, terms ending September 1, 2014, September 7, 2015, and September 5, 2016, to the Assessment Appeals Board No. 3. (Clerk of the Board)

Vacant seat 1, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 2, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a two-year term ending September 7, 2015.

Vacant seat 3, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a one-year term ending September 1, 2014.

Vacant seat 4, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 5, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a two-year term ending September 7, 2015.

Vacant seat 6, new appointment (ALTERNATE MEMBER,) must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Vacant seat 7, new appointment (ALTERNATE MEMBER,) must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a two-year term ending September 7, 2015.

Vacant seat 8, new appointment (ALTERNATE MEMBER,) must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a one-year term ending September 1, 2014.

10/18/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Dawn Duran (Assessment Appeals Board); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing. Shawn Ridgell; Kristine Nelson; Eugene Valla; Jeffrey Morris; Yosef

*Tahbazof; Mervin Conlan; Angela Cheung; spoke on their qualifications.
 Appointment of Shawn Ridgell, seat 1, recommended.
 Appointment of Kristine Nelson, seat 2, recommended.
 Appointment of Yosef Tahbazof, seat 3, recommended.
 Appointment of Angela Cheung, seat 4, recommended.
 Seats 5, 6, 7, and 8 were not filled.*

PREPARED IN COMMITTEE AS A MOTION

Motion appointing Shawn Ridgell, Kristine Nelson, Yosef Tahbazof, and Angela Cheung, terms ending September 1, 2014, September 7, 2015, and September 5, 2016, to the Assessment Appeals Board No. 3. (Clerk of the Board)

Shawn Ridgell, seat 1, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

Kristine Nelson, seat 2, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a two-year term ending September 7, 2015.

Yosef Tahbazof, seat 3, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a one-year term ending September 1, 2014.

Angela Cheung, seat 4, new appointment, must meet the eligibility criteria set forth in California Revenue and Taxation Code, Section 1624.05. Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers, for a three-year term ending September 5, 2016.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131042 [Park, Recreation, and Open Space Advisory Committee - Membership List]

Sponsor: Yee

Resolution approving the recommended list of organizations for membership in the Park, Recreation, and Open Space Advisory Committee, as required by Proposition C, and approved by the Recreation and Park Commission.

10/22/13; RECEIVED AND ASSIGNED to Rules Committee.

Heard in Committee. Speakers: Supervisor Norman Yee (Board of Supervisors); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing.

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

Ayes: 3 - Yee, Breed, Cohen

Resolution approving and modifying the Recreation and Park Commission's list of recommended organizations for membership in the Park, Recreation, and Open Space Advisory Committee.

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

Ayes: 3 - Yee, Breed, Cohen

LITIGATION

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.

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

Ayes: 3 - Yee, Breed, Cohen

131033 [California Code of Civil Procedure, Section 998 - Offer to Compromise to Defendants - Anshen and Allen, Architects Inc.]

Sponsor: Yee

Ordinance authorizing the City Attorney to make a California Code of Civil Procedure, Section 998, Offer to Compromise to Defendants to the City in the lawsuit entitled City and County of San Francisco v. Anshen and Allen, Architects, Inc., et al., Alameda County Superior Court Case No. RG13679711.

10/22/13; RECEIVED AND ASSIGNED to Rules Committee.

Speakers: Ronald Flynn, Amy Super, and Terence Howzell (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131014 [Settlement of Lawsuit - Calkin, et al. - \$862,500]

Ordinance authorizing partial settlement of the lawsuit filed by Donald Calkin, Gordon Clark, Silvia David, Sally Foster, John Higgins, Janet Lacampagne, Kenneth Sanchez, Colleen Sullivan, and Lee Sullivan against the City and County of San Francisco for \$862,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. C12-02584 JCS; entitled Donald Calkin, Gordon Clark, Silvia David, Sally Foster, John Higgins, Janet Lacampagne, Kenneth Sanchez, Colleen Sullivan, and Lee Sullivan v. City and County of San Francisco. (City Attorney's Office)

10/11/13; RECEIVED FROM DEPARTMENT.

10/22/13; RECEIVED AND ASSIGNED to Rules Committee.

Speakers: Ronald Flynn, Amy Super, and Terence Howzell (City Attorney's Office); presented information concerning the matter and answered questions throughout the hearing.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

131013 [Settlement of Lawsuits - Zeno Zimmerman - \$145,000]

Ordinance authorizing settlement of the lawsuits filed by Zeno Zimmerman against the City and County of San Francisco for \$145,000; the lawsuits were filed on December 6, 2011, in San Francisco Superior Court, Case Nos. CGC-11-516360 and CGC-11-516361 (consolidated); entitled Zeno Zimmerman v. City and County of San Francisco, et al. (City Attorney)

10/11/13; RECEIVED FROM DEPARTMENT.

10/22/13; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130955 [Settlement of Administrative Enforcement Action - San Francisco Bay Regional Water Quality Control Board - \$608,310]

Ordinance authorizing settlement of the unlitigated administrative enforcement action filed by the San Francisco Bay Regional Water Quality Control Board against the City and County of San Francisco for \$608,310; and appropriating \$608,310 for this purpose from the Public Utilities Commission Water Enterprise fund balance. (City Attorney's Office)

09/27/13; RECEIVED FROM DEPARTMENT.

10/08/13; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130956 [Settlement of Lawsuit - Carlos Hutcherson, et al. - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Carlos Hutcherson, Tarasa Gates, and Donald Walton against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 21, 2012, in United States District Court, Case No. 12-cv-6481; entitled Carlos Hutcherson, et al., v. City and County of San Francisco, et al. (City Attorney's Office)

09/27/13; RECEIVED FROM DEPARTMENT.

10/08/13; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130957 [Settlement of Administrative Enforcement Acton - San Francisco Bay Regional Water Quality Control Board - \$69,000]

Resolution approving the settlement of the unlitigated administrative enforcement acton filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty o \$69,000. (City Attorney's Office)

09/27/13; RECEIVED FROM DEPARTMENT.

10/08/13; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130958 [Settlement of Administrative Enforcement Action - Central Valley Regional Water Quality Control Board - \$1,000,000]

Resolution approving the settlement of the unlitigated administrative enforcement action filed by the Central Valley Regional Water Quality Control Board against San Francisco imposing a penalty of \$1,000,000. (Public Utilities Commission)

09/27/13; RECEIVED FROM DEPARTMENT.

10/08/13; RECEIVED AND ASSIGNED to Rules Committee.

RECOMMENDED.. by the following vote:

Ayes: 3 - Yee, Breed, Cohen

130959 [Settlement of Claim - Adam Holm - \$50,000]

Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for \$50,000; claim was filed on March 28, 2013. (City Attorney's Office)

09/27/13; RECEIVED FROM DEPARTMENT.

10/08/13; 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 4:22 p.m.