



City & County of San Francisco

HEALTH SERVICE BOARD

1145 Market Street • Suite 200 • San Francisco, CA 94103

MINUTES

Special Meeting

CLOSED SESSION

Thursday, September 13, 2007

12:30 PM

City Hall, Room 416
1 Dr. Carlton B. Goodlett Place
San Francisco, California 94103

CALL TO ORDER

- ROLL CALL** President Karen Breslin
Vice President Claire Zvanski, *Arrived 12:35 pm*
Supervisor Sean Elsbernd, *Excused*
Commissioner James Deignan
Commissioner Scott Heldfond
Commissioner Sharon Johnson
Commissioner Mitch Katz, M.D., *Excused*

09132007-01 ACTION ITEM APPROVAL (WITH POSSIBLE MODIFICATIONS) OF THE MINUTES OF THE MEETING SET FORTH BELOW:

- Special Closed Session of August 9, 2007

STAFF RECOMMENDATION: Approve Minutes.

Documents provided to Board prior to meeting: Draft minutes.

PUBLIC COMMENTS: None.

ACTION: Motion was moved and seconded by the Board to approve the Special Closed Session minutes of August 9, 2007. Motion passed 4-0.

- 09132007-02 **ACTION ITEM** **VOTE ON WHETHER TO INVOKE ATTORNEY-CLIENT PRIVILEGE AND HOLD CLOSED SESSION REGARDING *MARGARET AND RICHARD DIVINE V. CITY AND COUNTY OF SAN FRANCISCO; UNITED HEALTHCARE INSURANCE CO., SAN FRANCISCO SUPERIOR COURT CASE NO. 457372* (President Breslin)**

STAFF RECOMMENDATION: Hold closed session.

PUBLIC COMMENTS: None.

- Vice President Zvanski arrived during this segment.

ACTION: Motion was moved and seconded by the Board to hold a closed session regarding Margaret and Richard Divine v. City and County of San Francisco; United HealthCare Insurance Co., San Francisco Superior Court Case No. 457372. Motion passed 5-0.

CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1) AND SAN FRANCISCO ADMINISTRATIVE CODE SECTION 67.10(d): SIGNIFICANT EXPOSURE TO LITIGATION

- 09132007-03 **ACTION ITEM** **WHETHER TO ACCEPT THE PROPOSED SETTLEMENT OF *MARGARET AND RICHARD DIVINE V. CITY AND COUNTY OF SAN FRANCISCO; UNITED HEALTHCARE INSURANCE CO., SAN FRANCISCO SUPERIOR COURT CASE NO. 457372***

PUBLIC COMMENTS: None.

ACTION: Motion was moved and seconded by the Board to accept the proposed settlement in the Divine v. City and County of San Francisco; United HealthCare Insurance Co., San Francisco Superior Court Case No. 457372. Motion passed 5-0.

RECONVENE IN OPEN SESSION

- 09132007-04 **ACTION ITEM** **POSSIBLE REPORT ON ACTION TAKEN IN CLOSED SESSION (GOVERNMENT CODE SECTION 54957.1(a)(5) AND SAN FRANCISCO ADMINISTRATIVE CODE SECTION 67.12)**

PUBLIC COMMENTS: None.

ACTION: Motion was moved and seconded by the Board to report that the settlement issue has been resolved. Motion passed 5-0.

- **09132007-05 ACTION ITEM VOTE TO ELECT WHETHER TO DISCLOSE ANY OR ALL DISCUSSION HELD IN CLOSED SESSION (SAN FRANCISCO ADMINISTRATIVE CODE SECTION 67.12)**

PUBLIC COMMENTS: None.

ACTION: Motion was moved and seconded by the Board not to disclose the discussion held in closed session. Motion passed 5-0.

- **ADJOURN: 12:54 PM**

SUMMARY OF HEALTH SERVICE SYSTEM RULES REGARDING PUBLIC COMMENT

- Speakers are urged to fill out a speaker card in advance, but may remain anonymous if so desired.
- A member of the public has up to three minutes to make pertinent public comments before action is taken on any agenda item.
- A member may comment on any matter within the Board's jurisdiction at the designated time at the end of the meeting. The complete rules are set forth in Section A(6) of the Health Service System Rules and Regulations. A copy of these Rules and Regulations is available at any time upon request. Call the Administrative Services Manager, Laini K. Scott for further assistance at (415) 554-1727.

HEALTH SERVICE BOARD AND THE HEALTH SERVICE SYSTEM WEB SITE

<http://hss.sfgov.org>

DISABILITY ACCESS

The meeting will be held at City Hall, #1 Dr. Carlton B. Goodlett Place, Room 416. The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #42 Downtown Loop, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call (415) 923-6142. There is accessible parking in the vicinity of City Hall at Civic Center Plaza adjacent to Davies Hall and the War Memorial Complex.

Accessible seating for persons with disabilities (including those using wheelchairs) will be available.

The following services are available upon request:

- American Sign Language interpreters will be available upon request.
- A sound enhancement system will be available upon request at the meeting.
- Minutes of the meeting or hearing are available in alternative formats.

If you require the use of any of these services, please contact Administrative Services Manager, Laini K. Scott, at (415) 554-1727 or by email at laini.scott@sfgov.org at least 72 hours prior to the meeting.

In order to assist the City's effort to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.

KNOWING YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact [Adele Destro](#) by mail to [Interim Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94103-4689](#); by phone at 415 554 7724; by fax at 415 554 7854; or by email at soft@sfgov.org.

Citizens interested in obtaining a free copy of the Sunshine Ordinance can request a copy from Ms. Destro or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, <http://www.sfgov.org/sunshine/>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code § 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94103; telephone (415) 581-2200; fax (415) 581-2317; web site www.sfgov.org/ethics.

SUMMARY OF HEALTH SERVICE BOARD RULES REGARDING CELL PHONES AND PAGERS

- The ringing and use of cell phones, pagers and similar sound-producing electronic devices is prohibited at Health Service Board meetings and its' committee meetings.
- The chair of the meeting may order the removal from the meeting room of any person(s) in violation of this rule.
- The chair of the meeting may allow an expelled person to return to the meeting following an agreement to comply with this rule.

The complete rules are set forth in Chapter 67A of the San Francisco Administrative Code and in the Rules and Regulations of the Health Service System.