

**Elections Commission**  
*City and County of San Francisco*

Viva Mogi, President  
Lucy Bernholz, Vice President  
Roger Donaldson  
Christopher Jerdonek  
Charles Jung  
Jill Rowe



John Arntz, Director of Elections

**REGULAR MEETING MINUTES**

**San Francisco Elections Commission**  
**Wednesday, July 15, 2020 3:00 p.m.**  
**Remote meeting via WebEx**

**Order of Business**

**1. Call to Order & Roll**

Meeting called to order at 3:00 p.m.

Roll Call –

Present: President Mogi, Vice President Bernholz, Commissioners Rowe, Jung, and Jerdonek

Absent Excused: Commissioner Donaldson

Other attendees: Deputy City Attorney Jenica Maldonado, Elections Director John Arntz, Director Department of Technology Linda Gerull and James Smith

**2. General Public Comment - None**

**3. FY20-FY21 and FY21-FY22 Department of Elections Budgets**

Director Arntz reported the department has not received final disposition from Mayor's Office for budget cuts. Will be finalized mid-August. Regarding state law SB415, also known as the California Voter Participation Rights Act, could require the City to consolidate odd year elections with even. Deputy City Attorney Jenica Maldonado reported on *City of Redondo Beach v. Padilla*, California Court of Appeal, Second Appellate District, Case No. B294016 (published March 23, 2020). In that case, the Court of Appeal held that the California Voter Participation Rights Act (Elec. Code §§ 14050-14057) does not apply to charter cities. DCA Maldonado advised that she would track the case for further developments, including appeal to the California Supreme Court.

Public comment

Brent Turner, regarding budget and vendors price gouging with COVID19. Suggested replacing those vendors with open source systems that will lower these costs. Urged SF to discuss options for working in the future.

#### **4. Open Source Voting**

Director Arntz reported open source project funds have been removed for FY2021 in Elections Department budget. There are always considerations of cost vs complexity vs law.

IT Director Gerull commented on spike of COVID cases in SF. Considerable discussion of services to people with disabilities as an equity issue; Risk Limiting Audit (RLA) and proof of concept for remote vote by mail and access management solutions progress.

Commissioner Jerdonek discussed plans to move forward with Open Source Voting (OSV), Technical Advisory Committee (TAC), and revive call for new applicants. Four TAC members' appointments will expire in September. Will revisit the issue in September commission meeting.

President Mogi in favor of a full year re-appointment, rather than partial re-appointments when their terms end.

Commissioner Rowe: MOVED to reappoint current members of the TAC commission for one year.

Commissioner Jerdonek: SECONDED.

#### Public Comment

Brent Turner commented on the removal of the budget for OSV.

Commissioner Jerdonek will check-in with TAC members and ask if they choose to resign, they may do so.

#### Vote on motion:

AYE: President Mogi, Vice President Bernholz, Commissioner's Jerdonek, Jung, Rowe  
5 Aye's 0 Nay's 0 Abstain

Motion is approved unanimously and carried.

#### **5. Commissioners' Reports**

President Mogi reported having spoken on a panel, Asian Americans and Pacific Islanders (AAPI) a non-partisan organization; needs for community on national issues related to elections. Conversation continued with questions from commission members and reports on community involvement.

Public Comment: None

#### **6. Director's Report (Agenda Packet: Director's Report and any attachments)**

Department is moving voting center from City Hall to outdoors at Bill Graham Auditorium (at City's request).

Department issued its Request For Information (RFI) for consultant for redistricting in 2021. Census Bureau pushed back deadline from April to July 2021. Commission has three appointees to the Redistricting Task Force. Request made for Deputy City Attorney Maldonado to send commission any legal guidance on redistricting appointments. Timeline for RTF should have appointees no later than June 2021. Recommended having this finalized by May/June 2021 meeting. Add to agenda in September. Commission members will also research 2010 information and report at September meeting.

Public comment: None

#### **7. Agenda items for future meetings**

Technical Advisory Committee applications and reappointment  
Redistricting Task Force plans  
Election plan

Public Comment: None

#### **8. Public Employee Appointment/Hiring: Class 1450 – Executive Secretary 1**

Public comments: none

Vote on closed session

Motion: Jerdonek moved to go into closed session

Seconded by Commissioner Jung

YAY: Commissioners Jerdonek, Jung, Rowe, Vice President Bernholz, and President Mogi

With 5 votes in the affirmative and 0 votes opposed

Motion is approved unanimously and carried.

Moved to reconvene the regular Elections Commission meeting in open session at 4:42 pm

Public session: President Mogi reported that we voted to make a conditional offer to a candidate subject to meeting DHR requirements.

Commissioner Jerdonek moved to not disclose additional information from closed session.

Commissioner Bernholz seconded.

Vice President Bernholz, Commissioners Jerdonek, Jung, Rowe, and President Mogi

With 5 votes in the affirmative and 0 votes opposed

Motion is approved unanimously and carried.

#### **9. Adjournment**

The meeting was adjourned at 4:43 pm