



ORDER OF DETERMINATION
February 7, 2014

DATE THE DECISION ISSUED
January 30, 2014

CASE TITLE – PAULA DATESH V. HOWARD LAZAR AND SHARRON PAGE RITCHIE, SAN FRANCISCO ARTS COMMISSION (File No. 13036)

FACTS OF THE CASE

Paula Datesh (Complainant) made a complaint alleging that the San Francisco Arts Commission (Respondent) violated provision of the Sunshine Ordinance by: 1) improperly posting Complaints letter in the agenda for the March 13, 2013, meeting of the Street Arts Licensing Committee; and 2) failing to post minutes for meetings in a timely fashion.

COMPLAINT FILED

On July 18, 2013, Complainant filed a complaint with the Task Force regarding the Respondent's alleged failure to properly post Complainant's letter to a meeting agenda and failure to post meeting minutes in a timely fashion.

HEARING ON THE COMPLAINT

On January 30, 2014, Complainant, appeared before the Task Force and presented her claim. Kate Patterson, Arts Commission (Respondent), presented the Arts Commission's defense.

The issue in the case was whether the Agency violated Sections 67.9 and/or 67.16 of the Sunshine Ordinance.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Based on the testimony and evidence presented the Task Force finds the testimony of the Complainant to be persuasive and finds Sunshine Ordinance Section 67.16 to be applicable in this case. The Respondent acknowledged their error and agreed with the findings of the Sunshine Ordinance Task Force.

DECISION AND ORDER OF DETERMINATION

The Task Force finds the San Francisco Arts Commission in violation of Section 67.16 of the Sunshine Ordinance for failure to post the San Francisco Arts Commission's meeting minutes of April 1, 2013, May 6, 2013, May 20, 2013, and June 3, 2013, in a timely manner.

This Order of Determination was adopted by the Sunshine Ordinance Task Force on January 30, 2014, by the following vote: (Washburn/Hyland)

Ayes: Knee, Washburn, Pilpel, Sims, Hyland, Oka, Fischer
Absent: David, Grant

A handwritten signature in cursive script that reads "Kitt Grant".

Kitt Grant, Chair
Sunshine Ordinance Task Force

c: Nicholas Colla, Deputy City Attorney
Jerry Threet, Deputy City Attorney
Paula Datesh, Complainant
Howard Lazar, SF Arts Commission
Sharon Page-Ritchie, SF Arts Commission
Kate Patterson, SF Arts Commission