

Date: August 10, 2010

Item No. 2
File No. 10036

SUNSHINE ORDINANCE TASK FORCE
COMPLAINT COMMITTEE
AGENDA PACKET CONTENTS LIST*

- Thomas Picarello v SRO Task Force**
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Completed by: Chris Rustom

Date: August 4, 2010

***This list reflects the explanatory documents provided**

~ Late Agenda Items (documents received too late for distribution to the Task Force Members)

** The document this form replaces exceeds 25 pages and will therefore not be copied for the packet. The original document is in the file kept by the Administrator, and may be viewed in its entirety by the Task Force, or any member of the public upon request at City Hall, Room 244.



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**MEMORANDUM
PRIVILEGED AND CONFIDENTIAL**

TO: Sunshine Ordinance Task Force
FROM: Jana Clark
Deputy City Attorney
DATE: July 29, 2010
RE: *Thomas Picarello v. SRO Task Force (10036)*

This memoranda addresses the issue of whether the Sunshine Ordinance Task Force ("Task Force") has jurisdiction over the complaint of Thomas Picarello ("Complainant") against the SRO Task Force.

BACKGROUND

Complainant alleges that the SRO Task Force refused to allow him to public comment on a proposed action item at their June 17, 2010 meeting.

Complaint

On July 1, 2010, complainant filed a complaint with the Task Force alleging a violation.

Short Answer

Based on Complainant's allegation, it would appear that the Sunshine Ordinance Task Force *does* have subject matter jurisdiction over the allegations, which if true, could constitute a violation of state or local public meetings laws.

Discussion and Analysis

The Single Room Occupancy Task Force (SRO Task Force) is organized to advise San Francisco policy makers on policies, codes, and legislation that impact residents, owners, and managers of SRO Hotels and to serve as a conduit for discussion and consensus between tenants, owners, managers and City policy makers in making informed decisions impacting SRO hotels. The Task Force therefore appears to have jurisdiction to hear a public meeting complaint.



<complaints@sfgov.org>

07/01/2010 03:39 PM

To <sotf@sfgov.org>

cc

bcc

Subject Sunshine Complaint

To:sotf@sfgov.orgEmail:complaints@sfgov.orgDEPARTMENT:SRO TASK FORCE
CONTACTED:

PUBLIC_RECORDS_VIOLATION:Yes

PUBLIC_MEETING_VIOLATION:Yes

MEETING_DATE:JUNE 17TH 2010

SECTIONS_VIOLATED:NUMEROUS

DESCRIPTION:Task Force refused me public comment on a proposed action item. Task Force legislated and vetted pending public matters by serial emails, after they were warned that this violated the Sunshine and Brown Acts. Emails will be provided if the Task Force denies my allegations, or they fail to appear at the hearing.

HEARING:Yes

PRE-HEARING:Yes

DATE:7-1-10

NAME:tomas picarello

ADDRESS:

CITY:san francisco

ZIP:94102

PHONE:

CONTACT_EMAIL:t_picarello@yahoo.com

ANONYMOUS:email contact

CONFIDENTIALITY_REQUESTED:No

