

Date: June 14, 2011

Item No. 3

File No. \_\_\_\_\_

## SUNSHINE ORDINANCE TASK FORCE

### AGENDA PACKET CONTENTS LIST\*

- Draft Minutes: Compliance and Amendments May 10, 2011**  
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Completed by: Chris Rustom

Date: June 10, 2011

**\*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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**SUNSHINE ORDINANCE TASK FORCE  
COMPLIANCE AND AMENDMENTS COMMITTEE  
DRAFT MINUTES**

Tuesday, May 10, 2011  
4:00 p.m., City Hall, Room 406

- Committee Members:** Allyson Washburn, David Snyder, Richard Knee, Bruce Wolfe, Hope Johnson
- Call to Order:** 4:00 p.m. and starting at 5:00 p.m.
- Roll Call:** Present: Knee, Washburn, Johnson (in at 4:55)  
Excused Snyder, Wolfe
- Deputy City Attorney:** Jerry Threet (not present)
- Clerk:** Chris Rustom
- Agenda Changes:** None

1. Approval of March 8, 2011, regular meeting minutes.

**Member Knee, seconded by Member Johnson, motioned to continue the minutes.**

**Public Comment:** None

**The motion carried on the following vote:**

0:01:00 Ayes: 3 - Knee, Johnson, Washburn  
Excused: 2 - Snyder, Wolfe

2. Approval of April 12, 2011, regular meeting minutes.

**Member Knee, seconded by Member Johnson, motioned to approve the minutes.**

Second withdraws because minutes allegedly violate Section 67.16 and the time-stamp is not included.

**Member Knee, seconded by Member Johnson, motioned to continue the minutes.**

**Public Comment:** Allen Grossman said the Clerk of the Board should not dictate how the minutes are to be taken. He said the administrator works for the Task Force and not the Clerk of the Board. Tomas Picarello said a motion to disapprove the minutes was in order.

Second withdraws motion. Motion dies for lack of a second.

**Member Johnson, seconded by Member Knee, motioned to disapprove the minutes.**

**Public Comment:** None.

**The motion carried on the following vote:**

Ayes: 3 - Knee, Johnson, Washburn

Excused: 2 - Snyder, Wolfe

0:02:40

3. Ethics Commission proposed policy for handling Sunshine-related complaints.

Allen Grossman was invited to the podium but he refused because of Member Snyder's email that said the committee should go ahead with Mr. Grossman's draft.

**Member Johnson, seconded by Member Knee, motioned to approve the draft version provided by Allen Grossman and replace Section VIII (b) with new language submitted during the discussions.**

**Public Comment:** Tomas Picarello spoke in favor. Allen Grossman said timing on this matter was important because the Ethic Commission continues to investigate and dismiss Task Force referrals.

**The motion carried on the following vote:**

Ayes: 3 - Knee, Johnson, Washburn

Excused: 2 - Snyder, Wolfe

0:25:15 Member Knee to notify the Ethics Commission that a response to their proposal would be ready by June.

4. Administrator's Report.

Mr. Rustom made the report.

0:52:45 Public Comment: None.

5. Public Comment on items not listed on the agenda.

Allen Grossman said he is worried that the DCA assigned to the Task Force has adopted the City Attorney's view that the Charter trumps the Sunshine Ordinance. Tomas Picarello said he is troubled by the increase in the number of closed sessions held by the Board of Supervisors.

0:55:15 Member Knee told Mr. Grossman that DCA Threet had offered to a detailed analysis but the time it took to do one would be deducted for the time allotted to the Task Force.

6. Announcements, questions, and future agenda items from Committee members.

1:03:45 Member Knee wanted to know the status of #11013\_Patrick Monette-Shaw v Controller's Office & Ethics Commission. Mr Rustom said the Order of Determination would go out within the week. Mr. Knee told Mr. Rustom that it was important that the Orders are issued within five days of the decision date. Mr. Rustom agreed and said he would explore ways to expedite the matter.

### **Adjournment**

*There being no further business, the Compliance and Amendments Committee adjourned at the hour of 6:08 p.m.*

This meeting has been audio recorded and is on file in the Office of the Sunshine Ordinance Task Force, Rm. 244, City Hall, No. 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, Phone 554-7724 and at <http://www.sfbos.org/index.aspx?page=9811>