

Date: Dec. 1, 2009

Item No. 10 & 11
File No. 09070

SUNSHINE ORDINANCE TASK FORCE

AGENDA PACKET CONTENTS LIST*

- Anmarie Mabbutt v Department of Recreation and Park**
- _____
- _____
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Completed by: Chris Rustom

Date: Nov. 24, 2009

***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.



<complaints@sfgov.org>

10/21/2009 12:56 PM

To <sotf@sfgov.org>

cc

bcc

Subject Sunshine Complaint

To:sotf@sfgov.orgEmail:complaints@sfgov.orgDEPARTMENT:Recreation & Park Department
CONTACTED:Olive Gong

PUBLIC_RECORDS_VIOLATION:Yes

PUBLIC_MEETING_VIOLATION:No

MEETING_DATE:

SECTIONS_VIOLATED:67.21(a), 67.25(d)

DESCRIPTION:Over the past four months, I have submitted numerous IMMEDIATE DISCLOSURE REQUESTS TO the Recreation & Park Department. Many of these requests were never properly responded to and thus are months overdue. In regards to numerous responses that I have received, including as recently as Monday, October 19th, 2009, the Department is clearly in violation of Section 67.25(d) of the Sunshine Ordinance. Many of these documents were retrieved and printed the same day I requested them but Olive Gong, the Custodian of Record for the Department, did not turn them over until 13 days later! The Department also continues to be in violation of Section 67.21(a) of the Sunshine Ordinance regarding public access requests during normal business hours without a prior appointment. Other violations exist but the above-mentioned ones are good examples of the Department's violation of both the spirit and the letter of the Sunshine Ordinance.

HEARING:Yes

PRE-HEARING:No

DATE:

NAME:anmarie mabbutt

ADDRESS:

CITY:san francisco

ZIP:

PHONE:

CONTACT_EMAIL: [REDACTED]@yahoo.com

ANONYMOUS:

CONFIDENTIALITY_REQUESTED:Yes



Anmarie Mabbutt
<[REDACTED]@yahoo.com>
11/15/2009 01:59 PM

To: SOTF@sfgov.org
cc
bcc
Subject: EXHIBIT #1 - COMPLAINT #09070 - HEARING DATE
12/1/09 - Fw: Response to item 144

Dear SOTF,

The attached response by the department in regards to the IMMEDIATE DISCLOSURE REQUEST that I originally placed on October 21, 2009 is clearly incomplete and insufficient and thus in violation of the Sunshine Ordinance.

Despite providing the Department a very precise time frame, dating back to July 2006 and all possible email addresses from which correspondence might have been sent or received, the earliest documents provided by the Department are dated 6/27/08. I have proof of correspondence dating as far back as October 2006 that was not turned over by the Department.

At the hearing, I am requesting that the Task Force recommend/order the IT Department to conduct a sweep of all deleted email correspondence sent or received by Terry Schwartz at Terry.Schwartz@sfgov.org during the relevant time frame so as to secure copies of all responsive documents.

Thank you for your time.

Sincerely,

Anmarie Mabbutt

--- On Wed, 11/4/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>
Subject: Response to item 144
To: "anna banana" <[REDACTED]@yahoo.com>
Cc: "SOTF" <sotf@sfgov.org>
Date: Wednesday, November 4, 2009, 10:12 AM

Dear Anna,

Attached is 43 pages in response to your request, item 144 #1. Item #2, I have responded to you in email dated Oct 21, 2009. For item 3, 4, and 5 we

have no documents.

Sincerely,
Olive

.....

Olive Gong
San Francisco Recreation and Park Department
McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.org email

Reduce, Reuse, Recycle

(See attached file: Terry's emails 11-02-2009.pdf)

(See attached file: Long list of requests.doc)



Terry's emails 11-02-2009.pdf

To: Terry.Schwartz@sfgov.org
From: "tenniselement@yahoo.com" <form_engine@fs12.formsite.com>
Sent by: form_engine@fs12.formsite.com
Date: 07/09/2009 11:31PM
Subject: Summer Camp Request Result #5331387

Summer Camp Request

Summer Camp Field Request

This Form is to be Used to Request Playing Fields for Summer Camps (June 15 to Sept 1) from the San Francisco Recreation and Parks Department.

Deadline Summer Camps: February 1 (forms submitted after this date will be considered after other requests are filled)

General Information

* **Camp Name:**
TENNIS 4 FUN

* **Sponsor of Camp is?**

- SF Recreation and Parks Department
 Outside Organization or Individual

* **Primary Email Address for notices relating to this request:**
tenniselement@yahoo.com

* Does this filing relate to a camps that used SFRPD fields last summer?

Yes this is a repeat program

* Name of Camp Sponsor:

TENNIS 4 FUN

* Camp Website:

www.anmariemabbutt.com

* Mailing Address:

3933 26th street

* City:

san francisco

* Zip Code:

94131

Primary Camp Contact:

* Name:

anmarie Mabbutt

* Phone:

415-647-9234

Phone (cell):

-

* Email:

tenniselement@yahoo.com

Secondary Camp Contact:

* Name:

david mabbutt

* Phone:

415-647-9234

Phone (cell):

-

* Email:

tenniselement@yahoo.com

* Name of Recreation Center Sponsoring Camp:

-

Primary Camp Contact:

* Name:

-

* Phone:

-

Phone (cell):

-

* Email:

-

Supervisor (0922 or 3287) Information:

* Name:

-

* Phone:

-

Phone (cell):

-

* Email:

-

Camp Information - Fields Requested

*** Activity/Sport Played (you must complete a separate filing for each of the following):**

- Baseball-Adult
- Baseball-Youth
- Baseball-Pony Size
- Baseball-Tball/Coach Pitch
- Football-regular
- Football-Flag
- Football-Irish
- Hurling
- Kickball
- Lacrosse
- Rugby
- Softball-Adults
- Softball-Girls
- Soccer-Full Field
- Soccer-Half Field (U10)
- Soccer-Quarter Field (U8)
- Soccer-Micro
- Ultimate Frisbee
- Other: (TENNIS)

*** Field Size for ACTIVITIES (You Must File a Separate Form for Each Field Size)**

- Baseball-Adult Size
- Baseball- Pony Size
- Baseball- 12 and under
- Baseball- Tball
- Softball-Adult
- Softball-Girls
- Soccer-Full Size
- Soccer-U10 (1/2 Pitch)
- Soccer-U8 (1/4 Pitch)
- Soccer-Micro
- Football-Full Size
- Lacrosse
- Other-Describe: (standard size tennis court)

*****Locations and Dates Requested**

You May Use This Form To Request For Only One Type of Camp. For instance if you are offering a soccer camp one week and a lacrosse camp another week, you **MUST** file a separate form.

Days Requested:

* Dates of the Week Requested for This Camp

- Monday Thru Friday
- Other (see next question)

Camps are normally expected to run Monday thru Fri as they provide assistance to parents with summer childcare. Camps fewer days will generally be regarded as a lower priority. If you do not want to use the field for 5 days, please check each of the days that you want to use the facility:

- Mon
- Tue
- Wed
- Thu
- Fri

If you have requested fewer than 5 days (Mon- Fri) for to use a facility for your camp, please explain your reasons:

* Weeks Requested (check all that apply):

- Week of June 15, 2009
- Week of June 22, 2009
- Week of June 29, 2009 (Fri is holiday)
- Week of July 6, 2009
- Week of July 13, 2009
- Week of July 20, 2009
- Week of July 27, 2009
- Week of August 3, 2009
- Week of August 10, 2009
- Week of August 17, 2009
- Week of August 24, 2009
- Other:

Dates Off In Middle (Holidays):

Times Requested:

* Start Time:

9:00 am

* End Time Time:

12:00 pm

Location Requested:

* Complex Requested

Rossi Plgd

* Particular Location at Complex:

two standard size tennis courts

*** If your first choice is not available, please indicate alternative choices:**
JP Murphy playground

GENERAL: Please provide additional information to help us to understand your request including the size of the field, the days per week. You can also use this space to indicate more information about what fields you would like if your first choice field is not available.

CHANGES FROM LAST YEAR: Is this request a change from last year allocations, if so please describe what you had last year and what is different about this year's request and the reasons for the changes:

For the past eight years, I have operated a youth summer tennis camp at Golden Gate Park. For a variety of reasons, including the increasingly dangerous and pervasive homeless encampment immediately surrounding the Golden Gate Park tennis facility, I am trying to find a safer, cleaner, nearby location at which to run my youth summer tennis camp.

Participant Information:

*** What is the maximum number of participants that may register for your camp?**

40

*** What is the maximum number of participants that you anticipate using this field at any one time?**

25

*** Do You Expect a Change in the number of Participants compared to last year, if so please describe and the basis for your view:**

For a variety of reasons, including continued difficult economic conditions in general, I expect attendance to be down from last year.

If you are a new camp, please explain what need your camp will serve that is not already served by existing camps offered in San Francisco:

*** Camp Serves:**

Youth (U18)

*** Participants Are Basically:**

50-50% Male/Female

*** Age of Participants (check all that apply):**

Under Age 5

Ages 5 to 7

Ages 8 to 10

Ages 11 to 14

Ages 15 to 18

Adults

*** What Fees Do You Charge (indicate if there are half day or extended day options)?**

\$215/weekly session

Please provide any additional information that you think may be helpful in our understanding or processing your request:

I have a fourteen year unblemished record of providing professional, quality tennis instruction for the San Francisco Recreation & Park Department. Please note that regarding payment, I intend to pay what I currently pay for my permit at Golden Gate Park, i.e. 25% of gross revenue. The USF permit for earlier this summer at Rossi Playground only required that USF pay 8.04% of gross revenue.

SFRPD Field Rental Fees:

Field Rental Fees: The SFRPD Charges Different Fees Depending on the type of camp that you are offering:

*** **Youth Camps:** \$25 per hour for a maximum of 25 participants. If you have 26 participants, you will need an additional area and your fees will double. Please price your camps taking this into account. If you apply for one area, there is no guarantee that additional areas at the same location will be available.

*** **Special Youth Camps:** Youth camps serving an underserved part of the city, open to all and charging no fees - no fee

In order to be eligible for Special Youth Camp fees, you will need to complete an Approved Public Benefit Application. The application and additional information are online. The application must be submitted by no later than January 30, 2009

*** What Fees Do You Intend To Pay:**

- Youth Camp Fees -\$25 per hour for up to 25 participants
 We intend to apply for Approved Public Benefit Fees and we charge no fees for our camp (\$0 per hour)

*** How Many Areas are You Applying for (maximum 25 campers per area)**

- 1 Area (1 to 25 campers)
 2 Areas (25 to 50 campers)
 3 Areas (50 to 75 campers)
 4 Areas (75 to 100 campers)
 Other:

Deposits:

Deposits: In order to rent fields for summer camps, you will be required to make the following NONREFUNDABLE deposits:

- ***Due 5 days confirmation of space: 10% deposit (\$500 minimum)
- ***Due 60 days before camp: Additional 15% deposit
- ***Due 30 days before camp: Full Payment

*** Please confirm that you understand the deposit policy:**

- Yes we will make required deposits

Hit Submit To Complete Your Form

If you are submitting another form, do not use the Back Button or you will lose the information that you entered on this form. You must start at the beginning of a new form.

To: Terry.Schwartz@sfgov.org
From: "tenniselement@yahoo.com" <form_engine@fs12.formsite.com>
Sent by: form_engine@fs12.formsite.com
Date: 07/16/2009 09:58PM
Subject: Summer Camp Request Result #5338489

Summer Camp Request

Summer Camp Field Request

This Form is to be Used to Request Playing Fields for Summer Camps (June 15 to Sept 1) from the San Francisco Recreation and Parks Department.

Deadline Summer Camps: February 1 (forms submitted after this date will be considered after other requests are filled)

General Information

* Camp Name:

TENNIS 4 FUN

* Sponsor of Camp is?

SF Recreation and Parks Department

Outside Organization or Individual

* Primary Email Address for notices relating to this request:

tenniselement@yahoo.com

* Does this filing relate to a camps that used SFRPD fields last summer?

Yes this is a repeat program

* Name of Camp Sponsor:

TENNIS 4 FUN

* Camp Website:

www.anmariemabbutt.com

* Mailing Address:

3393 26th street

* City:

san francisco

* Zip Code:

94131

Primary Camp Contact:

* Name:

anmarie mabbutt

* Phone:

415-647-9234

Phone (cell):

-

* Email:

tenniselement@yahoo.com

Secondary Camp Contact:

* Name:

david mabbutt

* Phone:

415-647-9234

Phone (cell):

-

* Email:

tenniselement@yahoo.com

* Name of Recreation Center Sponsoring Camp:

-

Primary Camp Contact:

* Name:

-

* Phone:

-

Phone (cell):

-

* Email:

-

Supervisor (0922 or 3287) Information:

* Name:

-

* Phone:

-

Phone (cell):

-

* Email:

-

Camp Information - Fields Requested

* **Activity/Sport Played (you must complete a separate filing for each of the following):**

- Baseball-Adult
- Baseball-Youth
- Baseball-Pony Size
- Baseball-Tball/Coach Pitch
- Football-regular
- Football-Flag
- Football-Irish
- Hurling
- Kickball
- Lacrosse
- Rugby
- Softball-Adults
- Softball-Girls
- Soccer-Full Field
- Soccer-Half Field (U10)
- Soccer-Quarter Field (U8)
- Soccer-Micro
- Ultimate Frisbee
- Other: (tennis)

* **Field Size for ACTIVITIES (You Must File a Separate Form for Each Field Size)**

- Baseball-Adult Size
- Baseball- Pony Size
- Baseball- 12 and under
- Baseball- Tball
- Softball-Adult
- Softball-Girls
- Soccer-Full Size
- Soccer-U10 (1/2 Pitch)
- Soccer-U8 (1/4 Pitch)

- Soccer-Micro
- Football-Full Size
- Lacrosse
- Other-Describe: (one tennis court)

***Locations and Dates Requested

You May Use This Form To Request For Only One Type of Camp. For instance if you are offering a soccer camp one week and a lacrosse camp another week, you **MUST** file a separate form.

Days Requested:

* Dates of the Week Requested for This Camp

- Monday Thru Friday
- Other (see next question)

Camps are normally expected to run Monday thru Fri as they provide assistance to parents with summer childcare. Camps fewer days will generally be regarded as a lower priority. If you do not want to use the field for 5 days, please check each of the days that you want to use the facility:

- Mon
- Tue
- Wed
- Thu
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If you have requested fewer than 5 days (Mon- Fri) for to use a facility for your camp, please explain your reasons:

* Weeks Requested (check all that apply):

- Week of June 15, 2009
- Week of June 22, 2009
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- Week of July 6, 2009
- Week of July 13, 2009
- Week of July 20, 2009
- Week of July 27, 2009
- Week of August 3, 2009
- Week of August 10, 2009
- Week of August 17, 2009
- Week of August 24, 2009
- Other:

Dates Off In Middle (Holidays):

Times Requested:

* Start Time:

9:00 am

* End Time:

2:00 pm

Location Requested:

* Complex Requested

Rossi Plgd

* Particular Location at Complex:

tennis courts

* If your first choice is not available, please indicate alternative choices:

dolores park

GENERAL: Please provide additional information to help us to understand your request including the size of the field, the days per week. You can also use this space to indicate more information about what fields you would like if your first choice field is not available.

CHANGES FROM LAST YEAR: Is this request a change from last year allocations, if so please describe what you had last year and what is different about this year's request and the reasons for the changes:

For the past eight years I have operated my camp at the tennis courts at Golden Gate Park but for a variety of reasons including a growing and dangerous homeless encampment that immediately surrounds the tennis complex.

Participant Information:

* What is the maximum number of participants that may register for your camp?

40

* What is the maximum number of participants that you anticipate using this field at any one time?

15

* Do You Expect a Change in the number of Participants compared to last year, if so please describe and the basis for your view:

lower attendance due to a variety of reasons.

If you are a new camp, please explain what need your camp will serve that is not already served by existing camps offered in San Francisco:

* Camp Serves:

Youth (U18)

* Participants Are Basically:

50-50% Male/Female

* Age of Participants (check all that apply):

Under Age 5

Ages 5 to 7

Ages 8 to 10

Ages 11 to 14

Ages 15 to 18

Adults

* **What Fees Do You Charge** (indicate if there are half day or extended day options)?
\$16/hour, there are both half day and extended day options.

Please provide any additional information that you think may be helpful in our understanding or processing your request:

SFRPD Field Rental Fees:

Field Rental Fees: The SFRPD Charges Different Fees Depending on the type of camp that you are offering:

*** **Youth Camps:** \$25 per hour for a maximum of 25 participants. If you have 26 participants, you will need an additional area and your fees will double. Please price your camps taking this into account. If you apply for one area, there is no guarantee that additional areas at the same location will be available.

*** **Special Youth Camps:** Youth camps serving an underserved part of the city, open to all and charging no fees - no fee

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 We intend to apply for Approved Public Benefit Fees and we charge no fees for our camp (\$0 per hour)

* **How Many Areas are You Applying for (maximum 25 campers per area)**

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- ***Due 5 days confirmation of space: 10% deposit (\$500 minimum)
- ***Due 60 days before camp: Additional 15% deposit
- ***Due 30 days before camp: Full Payment

* **Please confirm that you understand the deposit policy:**

Yes we will make required deposits

Hit Submit To Complete Your Form
If you are submitting another form,
do not use the Back Button or you
will lose the information that you
entered on this form. You must start
at the beginning of a new form.

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 06/30/2008 07:35AM
Subject: Re: Continued unauthorized use of Rossi Tennis Courts by USF summer tennis camp

Anna:

This program is news to me. I was not aware of it. Thank you for the heads up it gives me something to work on.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
m>

06/27/2008 07:03 AM

Please respond to
tenniselement@yahoo.com

ToTerry.Schwartz@sfgov.org

cc

SubjectContinued unauthorized use of
Rossi Tennis Courts by USF
summer tennis camp

Good Morning Terry,

I hope you are doing well. I am writing to alert you to the continued use of the Rossi Tennis Courts by the USF kids' summer tennis camp.

This is a blatant and comprehensive unauthorized use of those courts that has been going on for four years now. It has been witnessed by Recreation & Park Staff and is occurring at a Recreation & Park site that has regular daily staff working onsite. The continued operation of this directly competitive tennis camp is inexcusable.

Over the past seven years I have paid over \$70,000 to the city in permit fees. These bootleg camps, the USF camp at Rossi and the Town School camp at Alta Plaza and Dolores Park, are directly competitive to the tennis programs offered at Golden Gate Park, both private contract and employee-staffed.

Yesterday I personally witnessed and photographed USF tennis staff running all three courts at Rossi Park with seven kids per court. In real dollar terms, that is approximately \$4500 in gross revenue. It is also a significant number of kids who would be participating and paying for tennis programs at Golden Gate Park but instead are paying out to a private program that is using public courts for FREE.

Please have either a Rossi or other Recreation & Park employee and or a Park Ranger go to the Rossi courts today around 10 am and notify the instructors (although I am sure they are well aware) and kids that this is an unauthorized use of the Rossi courts and tell them to return to the USF courts.

The USF program would not continue to flourish at the expense of Golden Gate Park and other Recreation & Park programs if they were confined to the USF courts. Running 15-20 kids per court does not yield the same appeal as a program with 4-7 kids per court. The children and parents would want and need to look elsewhere for their tennis programs.

Please let me know what you were able to do.

Thank you,

Anna Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 12/22/2008 08:22AM

Subject: Re: new Request for Qualifications

Anna:

You only have to be at one meeting. You need to call me regarding the other issues you have with your email. I am happy to discuss with you your objections rather than communicate them with you by email. I have no intention of appearing devious with the intent of this RFQ.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>

ToTerry.Schwartz@sfgov.org

12/22/2008 06:22 AM

cc

Subject: new Request for Qualifications

Please respond to
tenniselement@yahoo.com

Good Morning Terry,

I just received the department's Request for Qualifications for "permitted" tennis professionals. I have a number of comments on the proposal, I will save most of them for the meeting on December 30th. In the meantime, I wanted to be sure to formally issue my objections to the current proposal.

First, the schedule for the informational meetings for the RFQ is puzzling. To schedule the meeting the week between Christmas and New Year's almost certainly guarantees a lower turnout than if the meeting were scheduled after the holiday week. I know a number of people who might be interested in securing permits but some of them are away during the holiday week.

Also, why two meetings? That is very inconvenient. Will different department representatives be at one meeting but not the other? Will you be attending both meetings or just one? Will the meetings cover different topics? If so, why not just cover everything in one meeting?

Second, I absolutely object to the Request for Qualifications as it is currently written. It seems to read as if the current permitted professionals would be replaced by new "permittees."

I can not speak for the other permitted professionals who currently teach at the Park but I was awarded a permit that is revocable only under certain specified and limited conditions. If the new permitted professionals would be in addition to the current staff, that would be great. The more instructors, the more income that will be generated, there is certainly room for more instructors out at the park.

I intend to continue to honor the permit that I originally signed and I absolutely and unequivocally object to this new Request for Qualifications if it is in anyway attempting to replace valid, legal, permits to teach tennis at Golden Gate Park that already exist.

Finally, in it's current form, I doubt you will have any applicants interested in the terms of this new "permit" program. Do you really think any of the renegade bootleggers would agree to get paid three weeks after the fact, PAY \$300-500/MONTH just for the permit, and submit a \$500 deposit? As for any legitimate instructors, they could certainly secure terms far more favorable than what is offered in the RFQ.

I look forward to hearing from you.

Sincerely,

Anmarie Currier

p.s. I have just released my first children's book, "Tim takes a Tumble." Inspired by all the terrific kids I have met while teaching tennis in Golden Gate Park, it is the story of a friendly tennis ball named Tim who gets loose and goes bouncing around a very hilly and very beautiful city. I will be donating a portion of the proceeds to the USTA Serves Foundation and the San Francisco Parks Trust. If you would like to check out the website, the address is www.anmariemabbutt.com.

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 12/23/2008 07:08AM
Subject: Re: Objections to new Request for Qualifications

Anna:

Love the email address. Just so you know I have no intention of replacing my most productive Permitted Professional. I am very pleased with your work. I have a larger strategy to try to reduce the bandits as you could tell in the proposal and there is a PP that is not productive. I am conducting both meetings and each will have the same content. Just thought I would try to accommodate as many people as I could with two meetings rather than one.

See you next week and congratulations with the book. My wife just published her first novel, so I know how you must feel. Congratulations!

Thanks for the note.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>

ToTerry Schwartz
<Terry.Schwartz@sfgov.org>

12/23/2008 05:50 AM

cc

Please respond to
tenniselement@yahoo.com

Subject: Objections to new Request for
Qualifications

Dear Terry,

My phone number is 647-9234 but there is no need for you to call back. I know you are busy. I will see you on December 30th. Will you be at both meetings?

I just wanted to formally issue my objections to the RFQ itself and any impropriety in the solicitation or scheduling of the RFQ and any related meetings. The packet you sent specifically mentioned to make sure to issue any objections promptly and in writing.

I hope you have a nice Christmas.

Anna

--- On Mon, 12/22/08, Terry Schwartz <Terry.Schwartz@sfgov.org> wrote:

> From: Terry Schwartz <Terry.Schwartz@sfgov.org>
> Subject: Re: new Request for Qualifications
> To: tenniselement@yahoo.com
> Date: Monday, December 22, 2008, 9:19 AM
> Anna:
>
> What is your phone number so I can give you a call.
>
> Terry

> Year's almost
> certainly guarantees a lower turnout than if the meeting
> were scheduled
> after the holiday week. I know a number of people who might
> be interested
> in securing permits but some of them are away during the
> holiday week.
>
> Also, why two meetings? That is very inconvenient. Will
> different
> department representatives be at one meeting but not the
> other? Will you be
> attending both meetings or just one? Will the meetings
> cover different
> topics? If so, why not just cover everything in one
> meeting?
>
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> Qualifications as it is
> currently written. It seems to read as if the current
> permitted
> professionals would be replaced by new
> "permittees."
>
> I can not speak for the other permitted professionals who
> currently teach
> at the Park but I was awarded a permit that is revocable
> only under certain
> specified and limited conditions. If the new permitted
> professionals would
> be in addition to the current staff, that would be great.
> The more
> instructors, the more income that will be generated, there
> is certainly
> room for more instructors out at the park.
>
> I intend to continue to honor the permit that I originally
> signed and I
> absolutely and unequivocally object to this new Request for
> Qualifications
> if it is in anyway attempting to replace valid, legal,
> permits to teach
> tennis at Golden Gate Park that already exist.
>
> Finally, in it's current form, I doubt you will have
> any applicants
> interested in the terms of this new "permit"
> program. Do you really think
> any of the renegade bootleggers would agree to get paid
> three weeks after
> the fact, PAY \$300-500/MONTH just for the permit, and
> submit a \$500
> deposit? As for any legitimate instructors, they could
> certainly secure
> terms far more favorable than what is offered in the RFQ.
>
> I look forward to hearing from you.

>
> Sincerely,
>
> Anmarie Currier
>
> p.s. I have just released my first children's book,
> "Tim takes a Tumble."
> Inspired by all the terrific kids I have met while teaching
> tennis in
> Golden Gate Park, it is the story of a friendly tennis ball
> named Tim who
> gets loose and goes bouncing around a very hilly and very
> beautiful city. I
> will be donating a portion of the proceeds to the USTA
> Serves Foundation
> and the San Francisco Parks Trust. If you would like to
> check out the
> website, the address is www.anmariemabbutt.com.

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 01/06/2009 09:01AM
Subject: Re: RFQ for Tennis Instructors

Thanks for the notes Anna. I will wait for other questions that might surface from our meeting and get back with you on Friday. Thanks for the publisher information. I will share that with Michelle

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

-----anna banana <tenniselement@yahoo.com> wrote: -----

To: Terry.Schwartz@sfgov.org
From: anna banana <tenniselement@yahoo.com>
Date: 01/06/2009 06:59AM
Subject: RFQ for Tennis Instructors

Good Morning Terry,

I had a few questions regarding the details of the RFQ. I know a few people who might be interested in the permits but I couldn't provide them much information regarding payment and court availability for permits to teach private lessons at locations other than Golden Gate Park.

The RFQ states that permittees will be paid 3 weeks after the fact.

Will they be paid as independent contractors, i.e. will the City issue 1099s at the end of the tax year for the monies paid out? When we last met, almost two years ago, I had asked how payment would be provided for lessons taught on CLASS? At the time, there was not yet any established system in place for dealing with CLASS lessons taught by non-employees.

Has the system through which the permittees will be paid been tested and/or established yet? Honestly, this has been my main reservation regarding teaching on CLASS. I don't want to be the guinea pig for some new payment system. For me personally, I would rather wait and see how the system is working for the new permittees before I myself begin offering any lessons through CLASS.

My second question concerns the court availability for the permittees who choose to option the private lesson teaching. What exactly would be the hours they would be allowed to teach? Would the court be available every day for them and for how many hours and at what times?

If you could please get back to me, I would appreciate it. Also, if you could please confirm that these new permits will be in addition to the permits that already exist? As I mentioned in an earlier email, upon review of the terms offered in the current RFQ, at this time, I prefer the terms of my current permit.

I would like to start adding some CLASS programming but I would first like to see that there is an established, functioning, accurate payment procedure for these lessons. In the meantime, I will continue to honor the permit I currently hold to teach tennis at Golden Gate Park.

I was very pleased to hear that the current summer camp options will continue at least for this year. That being said, I would like clarification from you that the payment process will be the same as in years past, i.e. not part of CLASS. I would also like to know if the Department will be including info on this year's non-CLASS summer camp in their promotional materials.

In the eight years I have run the camp, 2007 was the first year where our numbers were down. I realize the economic downturn was largely to blame for the decline but 2007 was also the first year the Department provided absolutely no promotional support for the program. There was no mention of the program in the Summer Activities Guide and no posting of the camp application on the Park & Recreation website. Is the Department willing to support and promote the camp even if it is not part of CLASS?

Thank you for your time.

Anna

P.S. The self publisher I chose is Xlibris. The two main reasons I chose Xlibris was that they provide full color printing and they offer service packages that include online reseller listing of the book with Barnes & Noble and Amazon. If your wife has any questions, I would be happy to help.

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 01/09/2009 05:39PM
Subject: Re: questions re: TENNIS RFQ

I am staying late today to try and finish the answers to the questions that came about. Hope to finish in an hour or so.

Terry
Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

-----anna banana <tenniselement@yahoo.com> wrote: -----

To: Terry.Schwartz@sfgov.org
From: anna banana <tenniselement@yahoo.com>
Date: 01/09/2009 11:41AM
Subject: questions re: TENNIS RFQ

Dear Terry,

I just wanted to follow up on my email that I sent Monday. I was hoping you could clarify the questions I posed. Also, one additional question I forgot to mention, will it be possible to opt for the private teaching permit only without any CLASS obligations?

I look forward to hearing from you.

Best,

Anna Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 01/09/2009 07:29PM
Subject: Re: questions re: TENNIS RFQ

Private lessons only without CLASS, Yes but we will want to put the profile of the staff on the web and in the brochure.

Terry
Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 01/13/2009 08:19AM
Subject: Re: additional clarification re: RFQ

Anna, Good questions and I will try answer them as best as I can.

After reading the RFQ again as well as the amendments you sent, I still have a few questions.

For those people who opt for the private teaching permit only, by "private" do you mean single person lessons or simply "private" as in non-CLASS lessons? These would be interpreted as one two or three people in a private-semi private format. All group lessons will be in CLASS and registered through the department.

Second, for the private teaching permit, I want to make sure I am reading the amendment correctly. The city will expect payment in full in advance for the months starting in April. In effect, the new permittees will need to present \$4000 prior to teaching any lessons. This is a fee paid per month prior to the start of the month allocation of space (court assignment)not in total. The court assignment per month will be consistent each month. We will establish a timeline for the payment to be made and the date will need to be adhered to.

Third, for the private teaching permit, approximately how many hours/week can the permittees expect to have access to their designated courts? In other words, how much access do the permittees get for the money they pay to the city? This is a good question. Much will depend on the court site and the volume of play that exists on that court location. We, the pro's and I need to be flexible with this guideline.

Fourth, the amendments did not seem to clarify that CLASS only permittees would not be required to pay a security deposit. Security deposits will be paid by all Approved Permitted Professionals

Finally, for the CLASS lessons, I want to make sure I am reading the amendment correctly. CLASS lessons will be paid quarterly, meaning three months after the fact? In other words, for CLASS lessons, the permittees will be paid only four times/year? Until we can determine the frequency and the amount this would be the procedure that we would

use for now. Guidance from the finance office.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
>

ToTerry.Schwartz@sfgov.org

cc

01/12/2009 05:43 PM

Subject: additional clarification re: RFQ

Please respond to
tenniselement@yahoo.com

Dear Terry,

After reading the RFQ again as well as the amendments you sent, I still have a few questions.

For those people who opt for the private teaching permit only, by "private" do you mean single person lessons or simply "private" as in non-CLASS lessons?

Second, for the private teaching permit, I want to make sure I am reading the amendment correctly. The city will expect payment in full in advance for the months starting in April. In effect, the new permittees will need to present \$4000 prior to teaching any lessons.

Third, for the private teaching permit, approximately how many hours/week can the permittees expect to have access to their designated courts? In other words, how much access do the permittees get for the money they pay to the city?

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Finally, for the CLASS lessons, I want to make sure I am reading the amendment correctly. CLASS lessons will be paid quarterly, meaning three months after the fact? In other words, for CLASS lessons, the permittees will be paid only four times/year?

If you could please get back to me, I would appreciate it.

Thank you,

Anmarie

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 02/03/2009 07:48AM
cc: Rose Dennis/RPD/SFGOV@SFGOV
Subject: Re: RFQ for Tennis Instructors

Anna:

This is very disappointing. After the meeting on Dec 30 I felt I was clear of the direction we are taking as a department toward permitted tennis professionals and more importantly pirated tennis court use. It is critical that you work with me on this. I am not comfortable with the direction you are taking this. In my conversations with the people in Property Management, I understand, you are on a month to month contract and really have no choice but to comply with the new direction for a couple of reasons.

I have made it clear to you that I want you to continue working with us. Given the new financial management system, we have no choice but to conform to the expectations of that system. I also want to make this process more permanent (three year windows of agreement with PP), which would benefit you; and, it is time to change any agreements that are so very old. The department is changing rapidly, many serious issues are being addressed by the Acting GM, If you plan to teach further with the department's blessing, you need to come in to meet with me. You and I have no choice in that matter if you anticipate working with us in the future.

I will be leaving in the morning for St. Louis and back in the office on Monday. We can meet this evening at 3:30 if you like or next week to discuss this issue.

Terry
Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>

ToTerry Schwartz
<Terry.Schwartz@sfgov.org>

02/03/2009 06:17 AM

cc

Please respond to
tenniselement@yahoo.com

SubjectRe: RFQ for Tennis Instructors

Dear Terry,

The reason I did not respond to the current RFQ is because I am simply not interested in the terms.

I'm sorry you were surprised to not see a proposal from me but I thought I made my position clear from the outset.

Sincerely,

Anna

--- On Mon, 2/2/09, Terry Schwartz <Terry.Schwartz@sfgov.org> wrote:

> From: Terry Schwartz <Terry.Schwartz@sfgov.org>

> Subject: Re: RFQ for Tennis Instructors

> To: tenniselement@yahoo.com

> Date: Monday, February 2, 2009, 12:31 PM

> Anna:

>

> Can you call me to discuss why I have not heard from you as

> I am concerned

> that you will not be with us this summer.

>

> Terry

>

> Dr. Terry G. Schwartz

> Superintendent of Citywide Services

> San Francisco Recreation and Parks

> 501 Stanyan St.

> San Francisco, CA 94117

> 415-831-2746

>

>

>

>

> anna banana

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> <tenniselement@ya

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> hoo.com>

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> To

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> Terry.Schwartz@sfgov.org

> 01/06/2009 06:59

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Subject

RFQ for Tennis

> Instructors

> Please respond to

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tenniselement@yah

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>
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> who might be interested in the permits but I couldn't
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> the fact. Will
> they be paid as independent contractors, i.e. will the City
> issue 1099s at
> the end of the tax year for the monies paid out? When we
> last met, almost
> two years ago, I had asked how payment would be provided
> for lessons taught
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> system in place
> for dealing with CLASS lessons taught by non-employees.
>
> Has the system through which the permittees will be paid
> been tested and/or
> established yet? Honestly, this has been my main
> reservation regarding
> teaching on CLASS. I don't want to be the guinea pig
> for some new payment
> system. For me personally, I would rather wait and see how
> the system is
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> My second question concerns the court availability for the
> permittees who
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> would be the
> hours they would be allowed to teach? Would the court be
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> day for them and for how many hours and at what times?
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> If you could please get back to me, I would appreciate it.
> Also, if you

> could please confirm that these new permits will be in
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> permits that already exist? As I mentioned in an earlier
> email, upon review
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> procedure for these lessons. In the meantime, I will
> continue to honor the
> permit I currently hold to teach tennis at Golden Gate
> Park.
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> I was very pleased to hear that the current summer camp
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> same as in
> years past, i.e. not part of CLASS. I would also like to
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>
> In the eight years I have run the camp, 2007 was the first
> year where our
> numbers were down. I realize the economic downturn was
> largely to blame for
> the decline but 2007 was also the first year the Department
> provided
> absolutely no promotional support for the program. There
> was no mention of
> the program in the Summer Activities Guide and no posting
> of the camp
> application on the Park & Recreation website. Is the
> Department willing to
> support and promote the camp even if it is not part of
> CLASS?
>
> Thank you for your time.
>
> Anna
>
> P.S. The self publisher I chose is Xlibris. The two main
> reasons I chose
> Xlibris was that they provide full color printing and they
> offer service
> packages that include online reseller listing of the book
> with Barnes &
> Noble and Amazon. If your wife has any questions, I would
> be happy to help.

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 02/10/2009 08:16AM
Subject: Re: 2009 summer tennis camp

Anna:

Thanks for the note. The guidelines have been established by the Finance Office. I have sent your note to her to gain her thoughts regarding your request.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>

ToTerry.Schwartz@sfgov.org

cc

02/10/2009 06:15 AM

Subject2009 summer tennis camp

Please respond to
tenniselement@yahoo.com

Dear Terry,

I hope you had a good trip. I realize you are very busy so I'll keep it brief.

Even though I am not interested in the terms of the new RFQ for either private lessons or CLASS lessons, I am still interested in operating the summer camp again this summer.

You mentioned at the meeting on December 30th that for the summer tennis programs you wanted to keep things as is for now. I am hoping that is still true. I did ask you for some clarification on that statement in a prior email but you did not respond so I wanted to follow up.

By keeping the summer programs as is, did you mean to say that the contract for the camp will be as in years past, i.e. the permittee

receives the fees and then pays over a percentage to the city each week? Also, will the city be willing to support the program and help market it by including information about the camp on the Park & Recreation website and in any printed materials?

In eight years of highly successful operations, last summer was the first year I experienced a decline in revenue for the summer camp. Coincidentally, last year was the also the first year I received absolutely no support from the city for the program, not even a mention of the camp on the website.

I look forward to hearing from you.

Sincerely,

Anmarie Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 02/19/2009 01:42PM
Subject: Re: 2009 summer tennis camp

Anna:

Sorry for the wait. I am inclined to say yes and want to work with you to make that happen but I need clarification from the legal office. Our contact is sailing in the Caribbean until the end of February. I will get back with you then.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
>

ToTerry.Schwartz@sfgov.org

cc

02/10/2009 06:15 AM

Subject2009 summer tennis camp

Please respond to
tenniselement@yahoo.com

Dear Terry,

I hope you had a good trip. I realize you are very busy so I'll keep it brief.

Even though I am not interested in the terms of the new RFQ for either private lessons or CLASS lessons, I am still interested in operating the summer camp again this summer.

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I look forward to hearing from you.

Sincerely,

Anmarie Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 04/09/2009 08:15AM
cc: Katharine Petrucione/RPD/SFGOV@SFGOV, Chris Mack/RPD/SFGOV@SFGOV
Subject: Re: 2009 summer tennis camp

Anmarie:

I am so sorry for this long delay regarding how we are moving forward with tennis in the community with the permitted professional process. In my discussions with Virginia I was advised of an agreement that you have with the Partnerships group. The Terms are identified below. You didn't allude to this agreement in any of our conversations. In order for you to be permitted this summer it will be necessary for you to get that approval in

writing from the Acting General Manager, Jared Blumenfeld. In order to expedite this I would like you to create the request for me so I can have it on his desk when he returns from vacation on Monday.

My not knowing this agreement existed makes any comments I made to you regarding the desire to continue your program as you know it null and void. Please follow through with this request so we can make sure your program goes this summer. Payment procedures will continue as in the past.

In the future CLASS will be the system that ALL permitted professionals will be required to use. Planning for that eventuality for your summer camp will need to begin early so we can ensure success next summer.

Thanks for your follow-through on this request.

Terry

1. Term of Permit.

The privilege conferred to Permittee pursuant to this Permit shall commence on Monday June 16, 2008 ("Commencement Date") and shall expire immediately at midnight on August 22, 2007 ("Expiration Date"), or 2) the date oral or written notice from the City revoking this Permit is given to Permittee. The dates of July 28 through August 1, 2008 requires running a limited summer camp due to the San Francisco Junior Tournament.

The Term of this permit may be extended for one additional eleven (11) week session in the summer of 2009. Any extension of the Term shall be given at the General Manager's sole and absolute discretion. City may at its sole option freely revoke this Permit at any time with reasonable cause and without any obligation to pay any consideration to Permittee excepting for services already rendered under the terms of this Permit.

Terry . Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746

anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
>

ToTerry.Schwartz@sfgov.org

cc

02/10/2009 06:15 AM

Subject2009 summer tennis camp

Please respond to
tenniselement@yahoo.com

Dear Terry,

I hope you had a good trip. I realize you are very busy so I'll keep it brief.

Even though I am not interested in the terms of the new RFQ for either private lessons or CLASS lessons, I am still interested in operating the summer camp again this summer.

You mentioned at the meeting on December 30th that for the summer tennis programs you wanted to keep things as is for now. I am hoping that is still true. I did ask you for some clarification on that statement in a prior email but you did not respond so I wanted to follow up.

By keeping the summer programs as is, did you mean to say that the contract for the camp will be as in years past, i.e. the permittee receives the fees and then pays over a percentage to the city each week? Also, will the city be willing to support the program and help market it by including information about the camp on the Park & Recreation website and in any printed materials?

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I look forward to hearing from you.

Sincerely,

Anmarie Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 04/29/2009 07:06AM
cc: Phil Sleeper/RPD/SFGOV@SFGOV, Virginia Dario Elizondo/CTYATT@CTYATT, Dennis Kern/RPD/SFGOV@SFGOV, Lou Maunupau/RPD/SFGOV@SFGOV
Subject: Re: 2009 Golden Gate Park Kids' Summer Tennis Camp permit

Anna:

I have pasted your notes to me in this response with my thoughts after consulting with the Director of Recreation and Park Operations and the City Attorney. They are being copied on this email.

I just wanted to respond to your latest email dated April 15th.

Thank you for taking the time to walk over to the tennis courts. I am glad that the conditions seemed better but please be advised the amount

of homeless people at and immediately surrounding the Golden Gate Park Tennis Complex has definitely increased over the past six months. I will be sending a letter to the Park Station captain and Mayor Newsom this week.

Regarding my plans for running a summer tennis camp at Golden Gate Park this year, assuming the homeless problem improves, I would like to run a camp but not according to the same terms of the 2007 and 2008 permits. I would like to change the hours slightly and more importantly, I would expect to pay a lower percentage to the city. The current 25% is far too high given the new realities. I realize any change to the current terms will require that the permit go out to public bid. If you could please notify me if the city decides to issue a new RFP for the 2009 summer tennis camp, I would like to receive a copy.

You are welcome to adjust the hours, however these will need to be communicated with me so that we have an understanding of your intent. We must operate under the existing agreement. For a couple of reasons, it is far too late to republish an RFP for it to be accepted and administered for the summer season. Additionally, your reasons for making the changes are not compelling enough to warrant the change.

I regret that the plans are not already secure for this summer. I first contacted you back on February 10th and informed you of my interest in running summer tennis camp again this year. It was not until April 9th that you finally got back to me and told me that I might be able to run camp again this summer but that I would need to get permission in writing from the acting General Manager. I found that requirement very odd, time-consuming and completely unnecessary.

Before the public meeting and at the public meeting held for people who desired to serve as Permitted Pros I reinforced with you my intent to keep your agreement in tact. After that occasion you did not communicate with me, nor did you submit a proposal for the new arrangement. To pass that blame on to me is unwarranted. The assumption was that you would operate as in the past. I made several calls with you to get an understanding of what your intentions were and had Lou communicate with you as well with no response. It is unfortunate that you want to blame me for your lack of action.

According to the terms of my 2007 permit, the relevant clause, Section 5., provides for an extension of the contract through summer 2009 at the sole and absolute discretion of the acting General Manager. THERE IS NO MENTION ANYWHERE THAT THIS DISCRETION BE EVIDENCED IN WRITING AND/OR THAT THE PERMITTEE BE REQUIRED TO SECURE SUCH. Last year, no such writing was required or requested and I received the 2008 permit.

If it had not taken 58 days to respond to my inquiry, (See above response) I most certainly would have accepted the current terms, my summer tennis camp would have been running out at Golden Gate Park and the city would have earned anywhere from \$11,000 - \$22,000 during a brief ten week period. Instead, I have had a lot of time to reflect on the current conditions at the Tennis Complex. Given the current conditions, 25% is way too high a percentage for me to be paying for use of the courts.

It is regrettable that you feel this way but in my mind the choice is in your hands. If you want to exercise the agreement for the summer you can do so under the same conditions.

The Recreation department no longer does anything to support my highly successful camp. In the past, my camp's information was sent to thousands of San Francisco families and information and the application were always posted on the Recreation & Park website. Starting in 2008, any and all support and promotion of the camp by the Recreation & Park Department ceased, as the Department converted to the CLASS system and began offering a new tennis camp program lead by professionally certified tennis instructors who are employees of the city. Not sure of the intent of this comment. The agreement does not make you the exclusive contractor of the camp service to the community.

I understand that all future programming will be CLASS-based, but in the meantime, its seems foolish and costly to alienate the program that has been the greatest single source of revenue generated at the Golden Gate Park Tennis Complex for eight consecutive years.

In my mind I have communicated with you in good faith without corresponding responses from you. On a number of occasions I invited you to meet with me or visit on the phone without response from you. It is unfortunate that you are not acknowledging those overtures.

Please let me know once you have decided how to proceed for the summer.

I would love to have you work your summer camp again under the conditions of the existing agreement. Please contact me with your intentions. Provide me with information that you would like to be posted on CLASS for advertisement purposes. All other Permitted Pros will be asked to provide me with the following for the summer CLASS communication that will be on the web:

Contact information
Brief Bio of Tennis Skills
Location of program
Description of the Program or Camp

I would like this information on or before May 15. A lack of response will mean to me that you are no longer interested in working with us.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
>

ToTerry.Schwartz@sfgov.org

04/27/2009 10:53 AM

ccphil.sleeper@sfgov.org

Subject2009 Golden Gate Park Kids'
Summer Tennis Camp permit

Please respond to
tenniselement@yahoo.com

Dear Terry,

I just wanted to respond to your latest email dated April 15th.

Thank you for taking the time to walk over to the tennis courts. I am glad that the conditions seemed better but please be advised the amount of homeless people at and immediately surrounding the Golden Gate Park Tennis Complex has definitely increased over the past six months. I will be sending a letter to the Park Station captain and Mayor Newsom this week.

Regarding my plans for running a summer tennis camp at Golden Gate Park this year, assuming the homeless problem improves, I would like to run a camp but not according to the same terms of the 2007 and 2008 permits. I would like to change the hours slightly and more importantly, I would expect to pay a lower percentage to the city. The current 25% is far too high given the new realities. I realize any change to the current terms will require that the permit go out to public bid. If you could please notify me if the city decides to issue a new RFP for the 2009 summer tennis camp, I would like to receive a copy.

I regret that the plans are not already secure for this summer. I first contacted you back on February 10th and informed you of my interest in running summer tennis camp again this year. It was not until April 9th that you finally got back to me and told me that I might be able to run camp again this summer but that I would need to get permission in writing from the acting General Manager. I found that requirement very odd, time-consuming and completely unnecessary.

According to the terms of my 2007 permit, the relevant clause, Section 5., provides for an extension of the contract through summer 2009 at the sole and absolute discretion of the acting General Manager. THERE IS NO MENTION ANYWHERE THAT THIS DISCRETION BE EVIDENCED IN WRITING AND/OR THAT THE PERMITTEE BE REQUIRED TO SECURE SUCH. Last year, no such writing was required or requested and I received the 2008 permit.

If it had not taken 58 days to respond to my inquiry, I most certainly would have accepted the current terms, my summer tennis camp would have been running out at Golden Gate Park and the city would have earned anywhere from \$11,000 - \$22,000 during a brief ten week period. Instead, I have had a lot of time to reflect on the current conditions at the Tennis Complex. Given the current conditions, 25% is way too

high a percentage for me to be paying for use of the courts.

The Recreation department no longer does anything to support my highly successful camp. In the past, my camp's information was sent to thousands of San Francisco families and information and the application were always posted on the Recreation & Park website. Starting in 2008, any and all support and promotion of the camp by the Recreation & Park Department ceased, as the Department converted to the CLASS system and began offering a new tennis camp program lead by professionally certified tennis instructors who are employees of the city.

I understand that all future programming will be CLASS-based, but in the meantime, its seems foolish and costly to alienate the program that has been the greatest single source of revenue generated at the Golden Gate Park Tennis Complex for eight consecutive years.

Please let me know once you have decided how to proceed for the summer.

Thank you for your time.

Sincerely,

Anmarie Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 05/05/2009 10:56AM
Subject: Re: 2009 Golden Gate Park Kids' Summer Tennis Camp permit

Anna:

Each letter to me will be addressed independently from the other. I am sorry for the delay in this correspondence, much to do and too many people to get approval from. **My responses are in bold.**

I am still willing to run a camp at Golden Gate Park this summer but I would require some minor changes to last year's agreement.

This is good and I am happy that your interest continues.

First, I would only offer the morning session. The morning session has always been the most profitable and popular session. I would keep the same hours, 9-noon, Monday thru Friday and I would be willing to run ten weeks, June 15th - August 22nd.

This is acceptable

I would also request that the fees for the camp be exactly the same as

those charged by the Department for its CLASS-based tennis camp, i.e. \$16/hour or \$240/week. Finally, since the number of hours offered would effectively be reduced by 40% by eliminating the afternoon session, I would expect a proportionate reduction in the required security deposit, i.e. \$1500 instead of \$2500.

This has been approved by Katie and I will recraft the agreement to reflect these changes. I would like you to complete the requested information for me so it can be posted on the website. Basically, who, what, when, where, why, how and how much. A bio of your background would be good as well.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>
m>

ToTerry.Schwartz@sfgov.org

cc

05/01/2009 06:38 AM

Subject2009 Golden Gate Park Kids'
Summer Tennis Camp permit

Please respond to
tenniselement@yahoo.com

Dear Terry,

Over the last fifteen years, I have signed nine separate contracts with the Recreation & Park Department and participated in numerous RFQ/RFP procedures so I was not surprised to hear that at this late date nothing can be done about the percentage. As a significant and material change to the terms of the original permit issued in 2007, I understand a change of that nature can not be made once the deadline for submissions has passed. I will speak to this issue in more detail in a separate email.

I am still willing to run a camp at Golden Gate Park this summer but I would require some minor changes to last year's agreement. First, I would only offer the morning session. The morning session has always been the most profitable and popular session. I would keep the same hours, 9-noon, Monday thru Friday and I would be willing to run ten weeks, June 15th - August 22nd. I would also request that the fees for the camp be exactly the same as those charged by the Department for its CLASS-based tennis camp, i.e. \$16/hour or \$240/week. Finally, since the number of hours offered would effectively be reduced by 40% by eliminating the afternoon session, I would expect a proportionate

reduction in the required security deposit, i.e. \$1500 instead of \$2500.

As I mentioned in an earlier email, I deeply regret that the plans for camp are not already secure. Most families make their summer camp decisions in March and April. I am constantly put at a disadvantageous position in terms of my ability to promote and market the summer camp. Most of my competitors are able to market their summer programs year-round. Every year, for one reason or another, the issuance of the summer camp permit is always delayed. I certainly hope that moving forward this will change.

For the last fifteen years, I have been so grateful for being able to call Golden Gate Park my "office." Not a day goes by that I do not appreciate working and teaching tennis in one of the most beautiful urban parks in the world. I want to continue to teach and run programs in Golden Gate Park for many years to come.

I look forward to hearing from you.

Anmarie

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 05/08/2009 07:54AM
Subject: Re: MATERIAL CHANGE TO RFQ TERMS AFTER SUBMISSION DEADLINE

Anna:

Thanks for the note. I will work with the staff to get this up by Monday. I have been sick and plan to leave today to get through this cold.

On another note.

In order to get this permitted program off the ground I have submitted the following email to those people who have been accepted into the permitted professional process. In consideration to your concerns I want you to think about being a part of that process if you wish. If you agree we will need to meet to discuss.

Several notes regarding the Permitted Professional process.

Number of allowable students in any given hour:

I have to reduce this number from 6 to 4.

Background check: Attached is our background check disclosure form to allow us to gain information about you. Please complete this as thoroughly as possible and

return it to me on or before Tuesday so I can have the checks completed while I am away. Any and all instructors who will be teaching will be required to complete this form.

Submit a brief bio, level of instruction you plan and desired lesson times on the courts. This will not be finalized until we (you and I) meet to discuss our relationship in tennis, where you will be teaching and details of our agreement.

These discussions will take place when we meet after my return on May 19. Meetings will not be established until the above mentioned items are completed.

I have been sick the last couple of days battling a cold. Will be in on Monday if you have any questions.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement@yahoo.com>

05/04/2009 06:29 AM

ToTerry.Schwartz@sfgov.org

ccChris.Mack@sfgov.org,
Phil.Sleeper@sfgov.org

Please respond to
tenniselement@yahoo.com

SubjectMATERIAL CHANGE TO
RFQ TERMS AFTER
SUBMISSION DEADLINE

Dear Terry,

After speaking with a couple people who attended the meeting with you on April 30th regarding the new teaching permits, it has come to my attention that you announced that you were MATERIALLY CHANGING THE TERMS OF THE RFQ and allowing up to six students per lesson as opposed to the three student maximum which was in place at the time of the RFQ submission deadline. In effect, you have doubled the value of the permit, increasing by 100% the amount of profit available to each permittee.

If you remember back on January 13th, prior to the RFQ submissions deadline, you sent me an email responding to a clarification I had requested regarding the definition of "private lessons." You responded that private lessons would include up to three students maximum. Any lesson over three people would need to be registered and taught through the CLASS system. As I explained in my last email, I would most definitely have been

interested in securing one of those permits if I had known that each permittee would be allowed up to six students per lesson.

You can not make a change to a material term of the permit once the deadline for submissions has passed. This is San Francisco and appropriate and fair procedures must be followed when soliciting public contracts, personal service or otherwise. Unless you are now willing to arrange for a permit for me on those very same terms, I respectfully submit that this entire RFQ process will have to begin again.

Thank you for your time and I look forward to hearing from you.

Anmarie Mabbutt

To: tenniselement@yahoo.com
From: Terry Schwartz/RPD/SFGOV
Date: 05/11/2009 04:29PM
Subject: Re: 2009 Golden Gate Park Kids' Summer Tennis Camp posting information

Anna:

Attached is the modified agreement for your signature. Please sign and return to me for Jared's signature so you can move forward with the summer camp. Give me an idea that the other item I created for you will work so we can get the camp posted. I will have an answer regarding the wait list question to you tomorrow.

Let me know if there is anything further that you need.

Terry

Dr. Terry G. Schwartz
Superintendent of Citywide Services
San Francisco Recreation and Parks
501 Stanyan St.
San Francisco, CA 94117
415-831-2746
anna banana <tenniselement@yahoo.com>

anna banana
<tenniselement
@yahoo.com>

ToTerry.Schwartz@sfgov.org

05/07/2009 09:34
AM

cc

Please respond to
tenniselement@yahoo.com

Subject: 2009 Golden Gate Park Kids' Summer Tennis
Camp posting information

Dear Terry,

I am having trouble sending the actual flyer. Just in case you were not able to open the attachment, I am copying and pasting the info to this email:

TENNIS 4 FUN

2009 SUMMER CAMP

GOLDEN GATE PARK TENNIS COURTS

MONDAY, JUNE 15TH - FRIDAY, AUGUST 22ND

A San Francisco Summer Tradition!!!

This program is designed for beginners to intermediate players. The program will emphasize basic stroke and footwork fundamentals as well as important social skills such as teamwork and good sportsmanship. The intermediate players will also work on conditioning, match play and the development of good court management and effective strategies.

AGES: 7-16
TIME: 9 - NOON, MONDAY THRU FRIDAY
COST: \$240/WEEK
LOCATION: GOLDEN GATE PARK TENNIS COURTS. The Golden Gate Park

Tennis Courts are located at the corner of John F. Kennedy and Middle Drive, across from the Conservatory of Flowers.

TENNIS 4 FUN is owned and operated by Anmarie Mabbutt. Anmarie is a PTR certified tennis instructor with over fifteen years of experience teaching and directing summer programs. The TENNIS 4 FUN staff is a very friendly and fully certified group of adult instructors who really enjoy working with kids.

For more information, contact Anmarie at tenniselement@yahoo.com or visit www.anmariemabbutt.com.

Document: 2009 Golden Gate Park Tennis Camp 2009.doc, printing Date: 05/07/2009

se

From: se [sportselement@sbcglobal.net]
Sent: Tuesday, October 24, 2006 8:06 AM
To: 'Terry.Schwartz@sfgov.org'
Subject: summer tennis programming follow up

EXHIBIT #1 - D9070

Dear Terry,

Thank you for following up with me. I know you are very busy so I really appreciate your taking the time to review my summer camp materials.

I realize you are still in the process of working out both the new programming for tennis at Golden Gate Park as well as the responsibilities of the newly created positions. Your latest email suggested the work should be concluded this fall. So I am writing now to request a meeting sometime soon to discuss the plans for summer.

As I have mentioned before, to continue to build upon the overwhelming success of the Golden Gate Park summer tennis camp program the past five years requires not only continuity of staff and service but an increased ability to market and advertise the program. The deadlines for the summer camp editions of a number of publications in which I am hoping to advertise are fast approaching. I would very much like to take advantage of these marketing opportunities as I think they could produce a significant increase in attendance and revenue.

I know you are well aware that the potential for increased revenue from tennis at Golden Gate Park and elsewhere in the city is enormous. The issue seems to be determining the best and most effective ways to go about achieving this increase.

I offer the following as some suggestions to that end.

First, allowing me to continue as permittee for a kids' summer tennis camp at Golden Gate Park. Each and every year since 2002, I have clearly demonstrated my ability to run a very professional, high quality program that continues to generate record breaking profits for the city.

Second, consider introducing new summer tennis camp programs at some of the satellite courts throughout the city. Instituting such programs would benefit the city in at least three ways; increasing services to the public, producing a new, untapped source of significant revenue and working to eliminate the rampant bootlegging that is particularly troublesome during the summer months.

Third, consider offering additional summer tennis camp programs at Golden Gate Park possibly geared toward more advanced, tournament caliber kids. The kids' summer tennis camp at Golden Gate Park traditionally draws beginning to intermediate kids who are more focused on the fun and recreational aspects of tennis. The more advanced, competitive children and their parents seem far more interested in programs that are geared specifically and exclusively towards tournament level players. Golden Gate Park has more than enough courts to accommodate a number of different summer programs simultaneously.

Fourth, offer an adult summer tennis camp program at Golden Gate Park. Offering an adult summer tennis camp would not only tap into a previously untouched market, it could be provide a whole new segment of players and potential year round students.

Thank you again for your time. I look forward to hearing from you.

Best,

Anmarie

P.S. Normally I am out at the park teaching on Tuesdays and would try to at least say hello after your meeting with Jake, Lou and Phil but my mother in law is checking into the hospital this morning and I need to make arrangements for her transition to hospice care.

10/24/2006

se

From: se [sportselement@sbcglobal.net]
 Sent: Tuesday, November 28, 2006 11:49 PM
 To: 'Terry.Schwartz@sfgov.org'
 Subject: meeting to discuss upcoming summer tennis programs

EXHIBIT #1 - #09070

Dear Terry,

Thank you for your condolences regarding my family's loss. Things are starting to return to normal and my time is now much more open. I hope to schedule a meeting soon to discuss plans for the upcoming summer programs. I realize you are very busy so please just let me know what would work best for you.

Regarding the question in your last email concerning my intentions to conduct any classes, workshops and/or clinics via CLASS registration software during the months of January through May, I can not possibly answer that question since this new system and its attendant procedures have never been explained to me or any of the other staff instructors at Golden Gate Park. Before answering your question, I need to know what this new CLASS system entails in terms of scheduling, payment, compensation, minimum and maximum class sizes, student commitments, etc. It would also be helpful to know what programs are being offered by the salaried employees of the department during that same time period so that myself and the other permitted instructors could offer classes and workshops that best complement these other programs. I saw Lou last week and asked him what the current and upcoming programs are and will be but he said that nothing has been finalized yet.

In terms of summer programming, I would like to reiterate that I am very much interested in continuing to build upon the unprecedented success of the last five years. As I mentioned in my last email, since 2002, I have clearly demonstrated my ability to run a very professional, high quality kids' summer tennis camp that generates record breaking profits for the city each and every year. Of all the possible scenarios, having me continue as the permittee for the 2007 Kids' Summer Tennis Camp at Golden Gate Park is the best way to ensure the continued success of this program. So confident am I in my ability to produce even greater attendance and profits this coming summer, I am willing to significantly increase my advertising budget for 2007. Having said that, I can not possibly be expected to extend hundreds if not thousands of additional advertising dollars without a firm and early commitment from the city. As I explained in my last email, the advertising deadlines for a number of key publications are fast approaching. I want to take advantage of these marketing opportunities. To do so would benefit both the department and myself in terms of increased attendance and profits.

In closing, I would like to mention that I would also be willing to explore expanding the summer tennis camp program into various satellite courts throughout the city. As I have stated before, this expansion could benefit the city in at least three ways; increasing services to the public, generating a new, untapped source of significant revenue and simultaneously working to eliminate the persistent bootlegging that is particularly egregious during the summer months.

As always, thank you for your time and I look forward to hearing from you.

Best,

Anmarie

11/29/2006



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/20/2009 06:14 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #2 - COMPLAINT #09070 - HEARING DATE
12/01/09 - Fw: Response to Item #80

Dear SOTF,

In my original message submitting EXHIBIT #2, I asked that the IT sweep of Mr. Kern's emails begin on July 17, 2009. That is a typo. If the sweep could please begin with the date of June 17, 2009.

June 17, 2009, I placed a telephone call to Mr. Kern reporting the clearly improper if not illegal permit that had been issued to Peter Bartlett for Rossi tennis courts. On or around that date, I also began placing Sunshine Ordinance requests in an attempt to understand how these permit ever came to be issued.

Please be sure to include this in the agenda item packet for the December 1st, 2009 hearing.

Thank you,

Anna Mabbutt

--- On Sun, 11/15/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>

Subject: EXHIBIT #2 - COMPLAINT #09070 - HEARING DATE 12/01/09 - Fw: Response to Item #80

To: SOTF@sfgov.org

Date: Sunday, November 15, 2009, 5:17 PM

Dear SOTF,

The attached response to the IMMEDIATE DISCLOSURE REQUEST that I originally placed on August 6, 2009 is clearly incomplete, untrue and insufficient and thus in clear violation of the Sunshine Ordinance.

Given the wording of the request, at the very least, I should have received copies of all correspondence between the SOTF and Mr. Kern regarding my first Sunshine Ordinance complaint against the Recreation & Park Department - complaint #09038. For the pre-conference hearing on August 11th, 2009, the Department was a complete no show and Chris Rustom, in response to a question from one of the Task Force members, confirmed that Mr. Kern had not

responded at all to the Task Force correspondence regarding complaint #09038.

Given the above mentioned facts, at the hearing on December 1st, 2009 for complaint #09070, I am requesting that the Task Force recommend/order the IT Department to conduct a sweep of all emails (both sent and received and deleted and not yet deleted) for Dennis Kern at Dennis.Kern@sfgov.org since July 17, 2009 in an effort to secure all responsive documents including any and all correspondence between Dennis Kern and any other employees or representatives of the City and County of San Francisco regarding my Sunshine Ordinance complaint against the San Francisco Recreation & Park Department.

Please be sure to include this in the agenda item packet for the upcoming hearing on December 1st, 2009.

Thank you,

Anna Mabbutt

--- On Fri, 8/14/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>
Subject: Response to Item #80
To: "anna banana" <tenniselement@yahoo.com>
Cc: Dennis.Kern@sfgov.org
Date: Friday, August 14, 2009, 9:18 AM

Hi Anna,

There are no documents responsive to your request below (this is item # 80 on the list).

Sincerely,
Olive

.....
Olive Gong
San Francisco Recreation and Park Department
McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.org email

Reduce, Reuse, Recycle

From: anna banana <tenniselement@yahoo.com>

To: Dennis.Kern@sfgov.org

Cc: Paula.Jesson@sfgov.org, Olive.Gong@sfgov.org

Date: 08/06/2009 07:17 AM

Subject: IMMEDIATE DISCLOSURE REQUEST

Dear Dennis,

I am making the following IMMEDIATE DISCLOSURE REQUEST:

1. I want a copy of any and all correspondence and/or communication between yourself and any other Recreation & Park Department employee and/or other City & County employee(s) regarding advice on compliance with, analysis of, an opinion concerning liability under, or any communication otherwise concerning the California Public Records Act, the Ralph M. Brown Act, the Political Reform Act, any San Francisco governmental ethics code, or the San Francisco Sunshine Ordinance.

Sincerely,

Anna Mabbutt



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/19/2009 06:27 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #3 - SOTF COMPLAINT #09070 - HEARING DATE
12/01/09 - Fw: Additional Documents in response to item 147

Dear SOTF,

Please consider both the attached notices supplied by the Department in response to an earlier IMMEDIATE DISCLOSURE request as more evidence in support of the Recreation & Park Department's persistent, longstanding and current violation of both the spirit and the letter of the Sunshine Ordinance and other public records disclosure laws.

The attached notices are clearly in violation of Section 67.7-1.(b) and 67.7-1.(c). As mentioned earlier, after a review of the evidence presented at the December 1st complaint hearing, I am requesting that the SOTF issue a written order of determination as to the Department's continuing violation of the Sunshine Ordinance.

Please be sure to include this in the agenda item packet for the upcoming hearing.

Thank you,

Anna Mabbutt

--- On Wed, 11/18/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>
Subject: Additional Documents in response to item 147
To: "anna banana" <tenniselement@yahoo.com>
Date: Wednesday, November 18, 2009, 10:12 AM

Hi Anna,

I made further inquiries to staff and attached are additional responses to item 147.

The sign-in sheet was for the later date, may 28. We have no further documents in response to item 147.

Sincerely
Olive

.....

Olive Gong
San Francisco Recreation and Park Department
McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.org email

(See attached file: [strybingflyer309.pdf](#))(See attached file:
[may09communitymeetings.pdf](#))

Reduce, Reuse, Recycle



[strybingflyer309.pdf](#) [may09communitymeetings.pdf](#)



A Community Meeting with Rec & Park Proposed Fees for the SF Botanical Garden

Monday, April 6, 2009

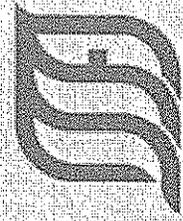
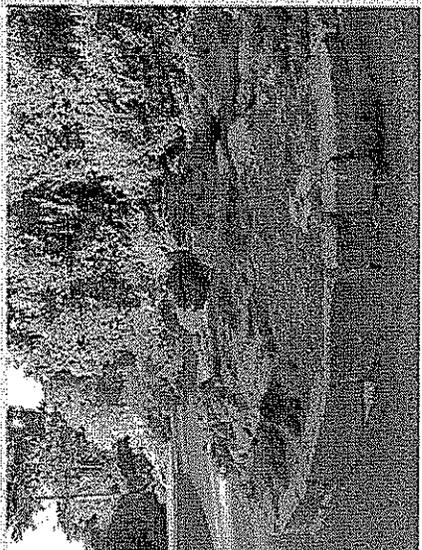
6:30 p.m. to 8 p.m.

at the County Fair Building

(Ninth Avenue and Lincoln Way in Golden Gate Park)



Join the San Francisco Recreation and Park Department for a community meeting regarding proposed entrance fees for the S.F. Botanical Garden at Strybing Arboretum in Golden Gate Park.



www.parks.sfgov.org

Upcoming Community Meetings

Join the San Francisco Recreation and Park Department
for an upcoming community meeting.

Topic: Sunset Playground Renovation (Meeting I)

Wednesday, May 13, 2009

6:30 p.m. to 8:30 p.m.

at Sunset Recreation Center
(28th Avenue and Lawton)

Topic: Dolores Park Playground Renovation

Thursday, May 14, 2009

6:30 p.m. to 8:30 p.m.

at Mission High School Cafeteria
(Dolores and 18th Street)

Topic: Chinese Recreation Center Renovation

Tuesday, May 19, 2009

5:30 p.m. to 7 p.m.

at Woh Hei Yuen Park Community Room
(922 Jackson Street)

Topic: Fulton Playground Renovation

Thursday, May 28, 2009

6:30 p.m. to 8 p.m.

at Fulton Clubhouse
(855 27th Avenue)

Topic: Trail Reconstruction Program

Thursday, May 28, 2009

6 p.m. to 7:30 p.m.

at City Hall, Room 421
(1 Dr. Carlton B. Goodlett Place)

Topic: SF Botanical Garden Non-Resident Fees

Thursday, May 28, 2009

6:30 p.m. to 8 p.m.

at the SF County Fair Building
(9th Avenue and Lincoln Way in Golden Gate Park)



www.parks.sfgov.org



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/20/2009 06:48 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #4 - VIOLATIONS OF SECTION 67.33 -
COMPLAINT #09070 - DECEMBER 1, 2009

Dear SOTF,

Please consider this string of email correspondence as EXHIBIT #4 for COMPLAINT #09070 scheduled for hearing on December 1st, 2009.

Although required to by Section 67.33 of the Sunshine Ordinance, the following former and/or current employees of the Recreation & Park Department did not submit the required annual affidavits, further evidence of what appears to be a near complete disregard on the part of the Department for both the spirit and the letter of the Sunshine Ordinance:

Terry Schwartz, Dana Ketcham, Dennis Kern, Katie Petrucione, Elizabeth Goldstein and Etai Chen.

I submit that not only the individuals named but the Department as a whole and the Department Heads in particular who did not ensure that this requirement was met by Department employees are in violation of the Sunshine Ordinance.

Please be sure to include this in the agenda item packet for COMPLAINT #09070.

Thank you,

Anna Mabbutt

--- On Thu, 11/19/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>
Subject: Re: IMMEDIATE DISCLOSURE REQUESTS
To: "Ethics Commission" <Ethics.Commission@sfgov.org>
Date: Thursday, November 19, 2009, 1:59 PM

Dear Ethics Commission,

Thank you for your response. What do you mean you don't have affidavits for Terry Schwartz, Dana Ketcham, Dennis Kern, Katie Petrucione, Elizabeth Goldstein and Etai Chen?

Under Section 67.33 of the Sunshine Ordinance, the Ethics Commission is required to maintain annual affidavits for all the above-listed individuals. All of these individuals were or are either a Department Head or a City management employee and all would have been or still are required to file an annual affidavit of financial interest with the Ethics Commission.

If I do not receive any further responsive documents by the close of business today, I will be filing a Sunshine Ordinance complaint with the SOTF.

Thank you for your help.

Sincerely,

Anmarie Mabbutt

--- On Wed, 11/18/09, Ethics Commission <Ethics.Commission@sfgov.org> wrote:

From: Ethics Commission <Ethics.Commission@sfgov.org>
Subject: Re: IMMEDIATE DISCLOSURE REQUESTS
To: "Anmarie Mabbutt" <tenniselement@yahoo.com>
Cc: SOTF@sfgov.org
Date: Wednesday, November 18, 2009, 4:19 PM

Dear Ms. Anna Mabbutt,

Attached are the most recent Sunshine Ordinance Declaration filings for Jared Blumendfeld, Yomi Agunbiade and Philip Ginsburg. Please note, however, that Philip Ginsburg's former position as Chief-of-Staff at the Mayor's Office did not require him to file with the Ethics Commission so the Sunshine Ordinance Declaration attached is a courtesy copy. His new position at the Recreation and Park Department does required him to file. Elected officials, members of boards and commissions, and department heads are required to file a Sunshine Ordinance Declaration with the Ethics Commission within 30 days of assuming office and annually thereafter unless their department is not subject to the Sunshine requirements.

We do not have Sunshine Ordinance records for Terry Schwartz, Dana Ketcham, Elizabeth Goldstein, Dennis Kern, Etai Chen and Katie Petrucione. For your convenience, you may also research Statements of Economic Interests, Sunshine Ordinance Declaration, and Certificate of Ethics Training filings on our website at the following link:

<http://nf4.netfile.com/pub/?aid=SFO>

Please do not hesitate to ask if you have any questions. I hope this helps.

Sincerely,
Demarie Dizon

-----Anmarie Mabbutt <tenniselement@yahoo.com> wrote: -----

To: ethics.commission@sfgov.org
From: Anmarie Mabbutt <tenniselement@yahoo.com>
Date: 11/17/2009 06:18AM
Cc: SOTF@sfgov.org

Subject: IMMEDIATE DISCLOSURE REQUESTS

Dear Ethics Commission Staff,

I am making the following IMMEDIATE DISCLOSURE REQUESTS:

I would like to receive a copy of the signed annual affidavit or declaration stating under penalty of perjury that the following individuals have read the Sunshine Ordinance and have attended or will attend a training session on the Sunshine Ordinance:

Jared Blumenfeld, Phil Ginsburg, Terry Schwartz, Dana Ketcham, Elizabeth Goldstein, Dennis Kern, Yomi Agunbiade, Etai Chen and Katie Petrucione.

I consider this routine request extremely urgent.

Thank you for your prompt and timely attention to this matter.

Sincerely,

Anna Mabbutt



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/24/2009 07:07 AM

To SOTF@sfgov.org

cc

bcc

Subject PLEASE WITHDRAW THIS VERSION OF EXHIBIT #4 -
VIOLATIONS OF SECTION 67.33 - COMPLAINT #09070 -
DECEMBER 1, 2009

Dear SOTF,

Please withdraw this version of Exhibit #4 from the agenda item packet for Complaint #09070. The Ethics Commission informed me that since Dr. Schwartz and Ms. Ketcham are only required to file their Economic Interest Statements with their Department and not the Ethics Commission, the requirements of Sunshine Ordinance Section 67.33 do not apply to them.

Please consider this version of Exhibit #4 withdrawn from consideration. I plan to submit a new EXHIBIT #4 later today.

Thank you,

Anmarie Mabbutt

--- On Fri, 11/20/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>
Subject: EXHIBIT #4 - VIOLATIONS OF SECTION 67.33 - COMPLAINT #09070 -
DECEMBER 1, 2009
To: SOTF@sfgov.org
Date: Friday, November 20, 2009, 6:48 AM

Dear SOTF,

Please consider this string of email correspondence as EXHIBIT #4 for COMPLAINT #09070 scheduled for hearing on December 1st, 2009.

Although required to by Section 67.33 of the Sunshine Ordinance, the following former and/or current employees of the Recreation & Park Department did not submit the required annual affidavits, further evidence of what appears to be a near complete disregard on the part of the Department for both the spirit and the letter of the Sunshine Ordinance:

Terry Schwartz, Dana Ketcham, Dennis Kern, Katie Petrucione, Elizabeth Goldstein and Etai Chen.

I submit that not only the individuals named but the Department as a whole and the Department Heads in particular who did not ensure that this requirement was met by Department employees



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/24/2009 10:33 AM

To: SOTF@sfgov.org

cc

bcc

Subject: NEW EXHIBIT #4 - COMPLAINT #09070 - DELAYED
DISCLOSURE BY DEPT IN RESPONSE TO IMMEDIATE
DISCLOSURE REQUESTS - HEARING 12/1/9

Dear SOTF,

Please consider the attached email and the Department's response to Item #2 in the email as the NEW EXHIBIT #4 for Complaint #09070 scheduled for a full hearing on December 1, 2009.

This particular IDR was placed on October 5, 2009. As you can see from a review of the responsive documents (check the upper right notation), these documents were printed the very next day, October 6, 2009 but they were not turned over to me until October 19th, 2009, 13 days later! This is a clear violation of the Sunshine Ordinance's rolling response requirement contained in Section 67.25(d).

I will attach as EXHIBIT #8 the Department email notifying me that these documents were now available to pick up.

At the December 1, 2009 hearing, after a careful review of the facts and evidence presented, I respectfully request the SOTF issue a written Order of Determination finding the Department in continuing violation of the Sunshine Ordinance including but not limited to Section 67.25(d).

Please be sure to include this in the agenda item packet for Complaint #09070 scheduled for a full hearing on December 1, 2009.

Thank you,

Anna Mabbutt

--- On Mon, 10/5/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>
Subject: IMMEDIATE DISCLOSURE REQUESTS - response to RPD request for newly prioritized IDR list
To: Olive.Gong@sfgov.org
Cc: SOTF@sfgov.org
Date: Monday, October 5, 2009, 6:45 AM

Dear Olive,

In accordance and cooperation with your request for my newest IDR priorities, I have assembled

the following list:

1. I want a copy of any and all public records contained in the personnel file of Dana Ketcham regarding her initial hiring. I understand that any disclosed records will need to redact her home address and phone number, social security number, age and marital status. This IDR includes but is not limited to any curriculum vitae, professional biography, resume, letters of reference and any memos, notes, letters etc regarding Ms. Ketcham's prior volunteer work with the City on behalf of the City Fields Foundation, Viking Soccer or any other non profit organization.

2. I want an authentic, untampered copy of Receipts #250494 and #250483 that were issued to Soccer Kids and Jaime Parady for Fall 2009 permits for Athletic Field use.

The following IDRs were placed on September 14, 2009 and are clearly overdue. After I placed the following IDRs, you did not respond or object to them other than to state that you were adding them to the list. That is clearly an inadequate response. Any denial of an IDR or any other public records disclosure request requires that you state with specificity the basis for the denial.

Just for the record, the Sunshine Ordinance Task Force never ordered me nor does it have the authority to order me to discontinue making public records disclosure requests.

3. I want a copy of the request for Tennis Court Permit# 8758, dated January 30, 2009 issued to University High School and Jim Ketcham. I want a copy of any and all public records pertaining to the request for Contract #8758 including but not limited to any online request forms, informal notes, memos, etc. If there is no record of a request, please confirm so in writing.

4. I also want an authentic copy of any and all public records related to the order/instruction to issue Tennis Court Permit #8758. I expect any responsive documents to indicate at whose direction and/or upon whose authorization this permit was issued.

5. I want a copy of any and all Annual Reports prepared and/or submitted by the Recreation & Park Department General Manager to the Board of Supervisors regarding the City Fields public-private partnership Agreement since 2006. In accordance with the language of Ordinance #060255, the RPD General Manager is required to prepare and submit an Annual Report to the Board of Supervisors regarding the progress/status of the partnership agreement.

I would like to state for the record that I already attempted to acquire these Annual Reports from the Clerk's Office but they have no record of any such reports.

I am also stating for the record that all of the above IDRs should be fulfilled by the close of business tomorrow. None of the records requested are voluminous, remote in time, require an extensive search or consultation with other departments

Thank you for your time and attention to this matter.

Sincerely,

Anna Mabbutt



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/22/2009 11:30 PM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #5 - COMPLAINT #09070 - 12/01/09 HEARING

Dear SOTF staff,

Please consider the attached Sunshine Declaration for Dennis Kern as exhibit #5 for Complaint #09070 scheduled for a full hearing before the board.

Having declared he has read the Sunshine Ordinance and has attended a Sunshine Ordinance training session on March 3, 2008, any failure by Mr. Kern to fulfill his duties under the Sunshine Ordinance should be regarded as willful failure especially if such failure pertains to any procedures or policies regarding job duties or responsibilities specific to Mr. Kern.

Please be sure to include this in the agenda item packet for the December 1st hearing.

Thank you,

Anmarie Mabbutt

--- On Fri, 11/20/09, Steven Massey <Steven.Massey@SFGOV.ORG> wrote:

From: Steven Massey <Steven.Massey@SFGOV.ORG>
Subject: Re: Fw: Re: IMMEDIATE DISCLOSURE REQUESTS
To: tenniselement@yahoo.com
Date: Friday, November 20, 2009, 4:46 PM

Dear Ms. Mabbutt,

Only members of commissions, boards, and committees as well as department heads file the Statement of Economic Interests (Form 700) with the Ethics Commission, and therefore are also required to file the Sunshine Ordinance Declaration form. In the case of the Recreation and Park Department, this would comprise of only the Recreation and Park Commissioners and the General Manager. On November 18, Demarie Dizon from our office sent you Sunshine Ordinance Declaration forms for Jared Blumenfeld, Phil Ginsburg, and Yomi Agunbiade. These officers were required to file with the Ethics Commission.

However, some employees choose to file a courtesy copy of this form with the Ethics Commission even though this is not required of them. I asked our staff to review the courtesy copies on file. The attached Sunshine Ordinance Forms for Katharine Petrucione and Dennis Kern are responsive to your request.

Our staff also reviewed older filings in our storage unit. The attached Sunshine Ordinance Declaration forms for Elizabeth Goldstein are responsive to your request.

We do not have record of filings for Dana Ketcham, Etai Chen, or Terry Schwartz. However, if they never held the position of Commissioner or General Manager, then they would not be required to file the Sunshine Ordinance Declaration form with the Ethics Commission.

Sincerely,

Steven Massey
Information Technology Officer
CCSF Ethics Commission
25 Van Ness Avenue, Suite 220
San Francisco, CA 94102
(P) 415-252-3100
(F) 415-252-3112
Steven.Massey@sfgov.org
<http://www.sfethics.org>

-----Demarie Dizon/ETHICS/SFGOV wrote: -----

To: Mabel Ng/ETHICS/SFGOV@SFGOV, Steven Massey/ETHICS/SFGOV@SFGOV
From: Ethics Commission/ETHICS/SFGOV
Sent by: Demarie Dizon/ETHICS/SFGOV
Date: 11/19/2009 03:15PM
Cc: Carmen Torres/ETHICS/SFGOV@SFGOV
Subject: Fw: Re: IMMEDIATE DISCLOSURE REQUESTS

-----Forwarded by Demarie Dizon/ETHICS/SFGOV on 11/19/2009 03:15PM -----

To: Ethics Commission <Ethics.Commission@sfgov.org>
From: Anmarie Mabbutt <tenniselement@yahoo.com>
Date: 11/19/2009 01:59PM
Subject: Re: IMMEDIATE DISCLOSURE REQUESTS

Dear Ethics Commission,

Thank you for your response. What do you mean you don't have affidavits for Terry Schwartz, Dana Ketcham, Dennis Kern, Katie Petrucione, Elizabeth Goldstein and Etai Chen?

Under Section 67.33 of the Sunshine Ordinance, the Ethics Commission is required to maintain annual affidavits for all the above-listed individuals. All of these individuals were or are either a Department Head or a City management employee and all would have been or still are required to file an annual affidavit of financial interest with the Ethics Commission.

If I do not receive any further responsive documents by the close of business today, I will be filing a Sunshine Ordinance complaint with the SOTF.

Thank you for your help.

Sincerely,

Anmarie Mabbutt

--- On Wed, 11/18/09, Ethics Commission <Ethics.Commission@sfgov.org> wrote:

From: Ethics Commission <Ethics.Commission@sfgov.org>
Subject: Re: IMMEDIATE DISCLOSURE REQUESTS
To: "Anmarie Mabbutt" <tenniselement@yahoo.com>
Cc: SOTF@sfgov.org
Date: Wednesday, November 18, 2009, 4:19 PM

Dear Ms. Anna Mabbutt,

Attached are the most recent Sunshine Ordinance Declaration filings for Jared Blumendfeld, Yomi Agunbiade and Philip Ginsburg. Please note, however, that Philip Ginsburg's former position as Chief-of-Staff at the Mayor's Office did not require him to file with the Ethics Commission so the Sunshine Ordinance Declaration attached is a courtesy copy. His new position at the Recreation and Park Department does required him to file. Elected officials, members of boards and commissions, and department heads are required to file a Sunshine Ordinance Declaration with the Ethics Commission within 30 days of assuming office and annually thereafter unless their department is not subject to the Sunshine requirements.

We do not have Sunshine Ordinance records for Terry Schwartz, Dana Ketcham, Elizabeth Goldstein, Dennis Kern, Etai Chen and Katie Petrucione. For your convenience, you may also research Statements of Economic Interests, Sunshine Ordinance Declaration, and Certificate of Ethics Training filings on our website at the following link:

<http://nf4.netfile.com/pub/?aid=SFO>

Please do not hesitate to ask if you have any questions. I hope this helps.

Sincerely,
Demarie Dizon

-----Anmarie Mabbutt <tenniselement@yahoo.com> wrote: -----

To: ethics.commission@sfgov.org
From: Anmarie Mabbutt <tenniselement@yahoo.com>
Date: 11/17/2009 06:18AM
Cc: SOTF@sfgov.org
Subject: IMMEDIATE DISCLOSURE REQUESTS

Dear Ethics Commission Staff,

I am making the following IMMEDIATE DISCLOSURE REQUESTS:

I would like to receive a copy of the signed annual affidavit or declaration stating under penalty of perjury that the following individuals have read the Sunshine Ordinance and have attended or will attend a training session on the Sunshine Ordinance:

Jared Blumenfeld, Phil Ginsburg, Terry Schwartz, Dana Ketcham, Elizabeth Goldstein, Dennis Kern, Yomi Agunbiade, Etai Chen and Katie Petrucione.

I consider this routine request extremely urgent.

Thank you for your prompt and timely attention to this matter.

Sincerely,

Anna Mabbutt



KERN.PDF



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/23/2009 06:26 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #6 - DEPARTMENT'S COMPLETE FAILURE TO
RESPOND TO NEW IMMEDIATE DISCLOSURE REQUEST
- COMPLAINT #09070 - 12/1/9

Dear SOTF,

Please consider the attached IDR as Exhibit #6 for Complaint #09070 scheduled for a full hearing on December 1st, 2009.

Having never been responded to at all, this public information IDR is clearly overdue.

Furthermore, Section 67.14(c) of the Sunshine Ordinance clearly requires " Every City policy body, agency or department shall audio or video record every noticed regular meeting, special meeting, or hearing open to the public held in a City Hall hearing room that is maintained with audio or video recording facilities. . .The City shall make such audio or video recording available in digital form at a centralized location on the City's web site within seventy-two hours of the date of the meeting or hearing and for a period of at least two years after the date of the meeting or hearing.

I have reviewed and searched www.sfgov.org, this essential, fully disclosable public information is nowhere to be found. If, as it appears, the Department has failed to record and make available the audio and/or video recordings of the June 4, 2009 and/or the June 18, 2009 Recreation & Park Commission meetings, the Department has clearly violated Section 67.14(c) of the Sunshine Ordinance.

Please be sure to include this in the agenda item packet for Complaint #09070 scheduled for a full hearing on December 1, 2009.

Thank you,

Anmarie Mabbutt

--- On Mon, 11/16/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>
Subject: NEW IMMEDIATE DISCLOSURE REQUEST
To: Margaret.McArthur@sfgov.org
Cc: SOTF@sfgov.org
Date: Monday, November 16, 2009, 9:35 PM

Dear Margaret,

I am making the following IMMEDIATE DISCLOSURE REQUEST:

I would like to hear and/or view the audio and/or video recordings of the June 4, 2009 and June 18, 2009 Recreation & Park Commission meetings. If you could please let me know where, on the Recreation & Park website, I can access these recordings.

I consider this routine request extremely urgent.

Thank you for your prompt and timely attention to this matter.

Sincerely,

Anna Mabbutt



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/24/2009 09:21 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #6 - COMPLAINT #09070 - DEPT RESPONSE TO
PUBLIC ACCESS REQUEST - 12/1/9 HEARING

Dear SOTF,

Please consider this email string as part of EXHIBIT #6 for Complaint #09070 scheduled for a hearing on December 1, 2009.

Having confirmed that the audio recordings for the June 4, 2009 and the June 18, 2009 Recreation & Park Commission meetings are not available at www.sfgov.org, the Department is clearly in violation of Section 67.14(c) of the Sunshine Ordinance.

At the December 1, 2009 hearing, after a careful review of the facts and evidence presented, I respectfully request the SOTF issue a written Order of Determination finding the Recreation & Park Department to be in violation of the Sunshine Ordinance including but not limited to Section 67.14(c).

Please be sure to include this in the agenda item packet for COMPLAINT #09070 scheduled for a full hearing on December 1, 2009.

Thank you,

Anmarie Mabbutt

--- On Mon, 11/23/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>

Subject: Re: Fw: NEW IMMEDIATE DISCLOSURE REQUEST

To: "Anmarie Mabbutt" <tenniselement@yahoo.com>

Date: Monday, November 23, 2009, 9:38 AM

Hi Anna,

I'm sorry, we do not have the audio online, but there is no charge for coming in to listen to the tapes.

And, just to reiterate, we did not receive the request for audio, it was not in the email that requested the minutes.

Sincerely,
Olive

.....
Olive Gong
San Francisco Recreation and Park Department
McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.org email

Reduce, Reuse, Recycle

From: Anmarie Mabbutt <tenniselement@yahoo.com>

To: Olive Gong <Olive.Gong@sfgov.org>

Cc: Margaret.McArthur@sfgov.org, SOTF@sfgov.org

Date: 11/23/2009 09:15 AM

Subject: Re: Fw: NEW IMMEDIATE DISCLOSURE REQUEST

Dear Olive,

Thanks for getting back to me. As far as not receiving the request, you and Margaret clearly received it. It was part of the same email that requested a hard copy of the minutes.

Regarding the audio recordings, are they available at www.sfgov.org? As a mom with two preschool age children, it would obviously be much easier and cheaper for me to listen to the audio recordings off the website. Please let me know.

Thanks.

Anna

--- On Mon, 11/23/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>

Subject: Re: Fw: NEW IMMEDIATE DISCLOSURE REQUEST

To: "Anmarie Mabbutt" <tenniselement@yahoo.com>

Cc: "SOTF" <sotf@sfgov.org>

Date: Monday, November 23, 2009, 9:00 AM

Dear Anna,

In response to your email below, neither Margaret McArthur or I ever received the request.

You are welcome to come in and listen to the audiotape, there is no video for the meetings you specified, as not all the meetings are videotaped.

Please let me know when you would like to come in?

Thanks,
Olive

.....
Olive Gong
San Francisco Recreation and Park Department

McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct

415.831-2096 fax
olive.gong@sfgov.org email

Reduce, Reuse, Recycle

From: Anmarie Mabbutt <tenniselement@yahoo.com>

To: Margaret.McArthur@sfgov.org

Cc: SOTF@sfgov.org, Olive.Gong@sfgov.org

Date: 11/23/2009 06:33 AM

Subject: Fw: NEW IMMEDIATE DISCLOSURE REQUEST

Dear Margaret,

I never received a response from you regarding this IDR. I did receive a hard copy of the minutes for both meetings from

Olive but I still want to listen to and/or view the audio and video recordings of both the June 4, 2009 and the June 18, 2009 Recreation & Park Commission meetings.

If these recordings are not available at parks.sfgov.org or sfgov.org, I would like to come by McLaren Lodge to listen and/or view them today. If you could please get back to me as soon as possible. I consider this public access request very urgent.

Thank you for your attention to this IDR.

Sincerely,

Anmarie Mabbutt

--- On Mon, 11/16/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>

Subject: NEW IMMEDIATE DISCLOSURE REQUEST

To: Margaret.McArthur@sfgov.org

Cc: SOTF@sfgov.org

Date: Monday, November 16, 2009, 9:35 PM

Dear Margaret,

I am making the following IMMEDIATE DISCLOSURE REQUEST:

I would like to hear and/or view the audio and/or video recordings of the June 4, 2009 and June

18, 2009 Recreation & Park

Commission meetings. If you could please let me know where, on the Recreation & Park website, I can access these recordings.

I consider this routine request extremely urgent.

Thank you for your prompt and timely attention to this matter.

Sincerely,

Anna Mabbutt



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/24/2009 11:03 AM

To SOTF@sfgov.org
cc
bcc
Subject EXHIBIT #8 - COMPLAINT #09070 - 12/1/9 HEARING - Dept
Response to emails dated 10/5 and 10/16

Dear SOTF,

Please consider the attached email as EXHIBIT #8 for Complaint #09070 scheduled for hearing on December 1, 2009.

Please note the email dated October 19, 2009 notifying me the documents responsive to IDRs placed on October 5 are now ready. The documents provided to me in response to the IDR labeled Item #2 in the October 5 email I sent to the Department were printed on October 6, 2009 but the Department did not turn them over until October 19, 2009 - a clear violation of Section 67.25(d) of the Sunshine Ordinance.

I will include copies of the actual responsive documents as part of Exhibit #8. I may have to walk them in later today if I can not get my scanner to work. I will be sure to have all documents in before 3:30 pm today.

Please be sure to include this in the agenda item packet for Complaint #09070 scheduled for a full hearing on December 1, 2009.

Thank you,

Anna Mabbutt

--- On Mon, 10/19/09, Olive Gong <Olive.Gong@sfgov.org> wrote:

From: Olive Gong <Olive.Gong@sfgov.org>
Subject: Exhibit three: Response to emails dated 10/5 and 10/16
To: "Anmarie Mabbutt" <tenniselement@yahoo.com>
Cc: "SOTF" <sotf@sfgov.org>
Date: Monday, October 19, 2009, 1:23 PM

Dear Anna,

We have 31 hard copies in response to your request below for you from our Finance division today.

In addition, the department has 21 hard copies from our Permits division in response to your prioritized list from the email dated 10/5/09.

Please let me know when you would like to pick them up.

Thanks,
Olive

.....
Olive Gong
San Francisco Recreation and Park Department
McLaren Lodge
501 Stanyan St., SF CA 94117
415.831-2708 direct
415.831-2096 fax
olive.gong@sfgov.org email

Reduce, Reuse, Recycle

From: Anmarie Mabbutt <tenniselement@yahoo.com>

To: Katharine.Petrucione@sfgov.org

Cc: Olive.Gong@sfgov.org, Tom.Hart@sfgov.org

Date: 10/16/2009 06:59 AM

Subject: NEW IMMEDIATE DISCLOSURE REQUESTS

Dear Katie,

I just finished listening to the tapes of the June 24th Board of Supervisors Budget & Finance Committee meeting. At that meeting, you and Mr. Blumenfeld spoke on behalf of the Recreation & Park Department.

1. I want a copy of any and all public records, including but not limited to any notes, data, emails, revenue reports, exhibits, fee templates or draft requests that were submitted by you to the Budget Analyst Office, the Board of Supervisors, the Controller's Office and/or the City Attorney's Office in support of the Proposed Revision to Article 12, Fees of the Park Code that ultimately became Ordinance #090718. This ordinance added a non-resident fee for the Japanese Tea Garden.

2. I want a copy of any and all public records, including but not limited to any notes, data, emails, revenue reports, exhibits, fee templates or draft requests that were submitted by you to the Budget Analyst Office, the Board of Supervisors, the Controller's Office and/or the City Attorney's Office in support of the Proposed Revision to Article 12, Fees of the Park Code that ultimately became Ordinance #090720. Ordinance #090720 added a non-resident fee to the Conservatory of Flowers.

3. I want a copy of any and all documents and correspondence that you received from any Recreation & Park Department and/or City & County employee regarding adding a non-resident entry fee to the Japanese Tea Garden and/or the Conservatory of Flowers.

If your reply to #3 is going to be that you have no documents responsive, I will assume that you took it upon yourself to recommend and submit draft requests for these non-resident fees.

Thank you for your prompt and timely attention to this matter.

Any documents responsive to these requests should be readily and easily available, are not voluminous and were created within the last five months.

Sincerely,

Anmarie Mabbutt



San Francisco Recreation and Park Department

EXHIBIT #8 - #09070

SoccerKids
Jaime Parady
109 Laurelwood Dr.
Novato, CA 94949 USA
Home#:

Receipt #: 250494
User: kmccoy
Issued: Sep 11 2009 01:54 PM

Description	Amount
Previous Balance	\$25,130.00
Applied To: 14038 - Soccer Kids additional location for overflow	\$100.00
Applied To: 14074 - SoccerKids Fall	\$650.00
Applied To: 14075 - SoccerKids Fall 2009	\$8,130.00
Applied To: 14076 - SoccerKids Fall Clinics 2009	\$6,500.00
Applied To: 14079 - SoccerKids Fall Clinic 2009	\$1,950.00
Applied To: 14914 - Additions for Soccer Kids Fall 2009	\$1,950.00
Applied To: 14915 - Additions for Soccer Kids Fall 2009	\$4,225.00
Applied To: 14916 - Additions for Soccer Kids Fall 2009	\$1,625.00
Payment: Visa Card	(\$25,130.00)
Balance	\$0.00

Item 2



San Francisco Recreation and Park Department

EXHIBIT #8 - #09070

SoccerKids
Jaime Parady
109 Laurelwood Dr.
Novato, CA 94949 USA
Home#:

Receipt #: 250483
User: kmccoy
Issued: Sep 11 2009 01:51 PM

Description	Amount
Previous Balance	\$25,780.00
Applied To: 14072 - SoccerKids Fall Clinics 2009	\$650.00
Payment: Visa Card	(\$650.00)
Balance	\$25,130.00