

Date: Dec. 1, 2009

Item No. 22 & 23
File No. 09076

SUNSHINE ORDINANCE TASK FORCE

AGENDA PACKET CONTENTS LIST*

- Annmarie Mabbutt v Mayor's Office**
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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>

11/02/2009 04:31 PM

To <sotf@sfgov.org>

cc

bcc

Subject Sunshine Complaint

To:sotf@sfgov.orgEmail:complaints@sfgov.orgDEPARTMENT:Mayor's Office

CONTACTED:Rich Hillis

PUBLIC_RECORDS_VIOLATION:Yes

PUBLIC_MEETING_VIOLATION:No

MEETING_DATE:

SECTIONS_VIOLATED:67.25(a), 67.25(b)

DESCRIPTION:On October 23,2009, I submitted an IMMEDIATE DISCLOSURE REQUEST to Rich Hillis in the Mayor's Office regarding the proposed fees considered this past summer as part of the upcoming FY Budget for the Japanese Tea Garden, the Conservatory of Flowers and the Botanical Gardens. I received absolutely no response from Mr. Hillis until the evening of October 28th at which time he requested a ten day extension to gather any responsive materials. I have yet to receive any responsive documents. These proposed fees appear to have been improperly presented and considered by the Board of Supervisors. Thus, the Task Force should consider very serious any inappropriate or unnecessary delay in responding to public records disclosure requests regarding these proposals/fees.

HEARING:Yes

PRE-HEARING:No

DATE:11/02/09

NAME:anmarie mabbutt

ADDRESS:

CITY:

ZIP:

PHONE:

CONTACT_EMAIL: [REDACTED]@yahoo.com

ANONYMOUS:

CONFIDENTIALITY_REQUESTED:Yes



Anmarie Mabbutt
<tenniselement@yahoo.com>

11/20/2009 06:30 AM

To SOTF@sfgov.org

cc

bcc

Subject EXHIBIT #1 - MAYOR'S OFFICE RESPONSE - COMPLAINT
#09076 - DECEMBER 1, 2009

Dear SOTF,

Please consider this string of email correspondence relating to the IMMEDIATE DISCLOSURE REQUEST I placed with Rich Hillis of the Mayor's Office on October 23, 2009 as EXHIBIT #1 for COMPLAINT #09076.

Mr. Hillis denies having any email or other correspondence or documents regarding this IDR other than the report provided to me. I have proof, in the form of email correspondence both sent to and issued from Mr. Hillis that I received via an earlier Sunshine request placed with the Recreation & Park Department that public records clearly exist that are responsive to this request that have not been turned over.

After having reviewed the evidence supporting my request, at the December 1st hearing, I am respectfully requesting that the SOTF, as part of a written Order of Determination, recommend/order the IT department to conduct a sweep of all emails, both deleted and not yet deleted that have been sent to or issued from Rich Hillis at Rich.Hillis@sfgov.org or Rich.Hillis2@sfgov.org, whether directly or via a cc: or bcc:, in an effort to secure all documents responsive to the IDR I originally placed on October 23, 2009.

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

Thank you,

Anmarie Mabbutt

--- On Tue, 11/17/09, Rich Hillis <Rich.Hillis2@sfgov.org> wrote:

From: Rich Hillis <Rich.Hillis2@sfgov.org>
Subject: Re: THIS IDR IS NOW WAY OVERDUE - Fw: IMMEDIATE DISCLOSURE REQUEST
To: "Anmarie Mabbutt" <tenniselement@yahoo.com>
Date: Tuesday, November 17, 2009, 9:22 AM

Anna: Yes, you have all of the information that I have in my files. I was not the lead on this project. Brent Dennis from Rec Park led the preparation for the community meetings, so he may have additional information. Rich

Re: THIS IDR IS NOW WAY OVERDUE - Fw: IMMEDIATE DISCLOSURE REQUEST

Anmarie Mabbutt

to:

Rich Hillis

11/16/2009 06:33 PM

Cc:

joe.arellano, SOTF

Dear Rich,

Thank you for the attachment. I am unclear though. Is that it? Could you please confirm whether you have any other documents or correspondence that are responsive to the IDR that I originally placed on October 23, 2009.

What about the presentation on May 28, 2009? Are there no documents in regards to that presentation? And what about any correspondence between you and Brent Dennis, Jim Lazarus, Mayor Newsom, Jared Blumenfeld, Virginia Dario Elizondo or any other employee or representative of the City & County of San Francisco regarding these fee proposals?

If you could please provide any remaining responsive documents or simply confirm that you have no other responsive documents.

Thank you,

Anna Mabbutt

--- On Mon, 11/16/09, Rich Hillis <Rich.Hillis2@sfgov.org> wrote:

From: Rich Hillis <Rich.Hillis2@sfgov.org>

Subject: Re: THIS IDR IS NOW WAY OVERDUE - Fw: IMMEDIATE DISCLOSURE REQUEST

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

Date: Monday, November 16, 2009, 1:56 PM

Anmarie:

Here's the documentation I have. It is a study done by the Botanical Society regarding a fee at the

gardens.

Thanks, Rich

Richard Hillis
Mayor's Office of Economic Development
415 554.4082
rich.hillis@sfgov.org

From: Anmarie Mabbutt <tenniselement@yahoo.com>
To: rich.hillis@sfgov.org
Cc: nathan.ballard@sfgov.org, SOTF@sfgov.org
Date: 11/14/2009 08:24 AM
Subject: THIS IDR IS NOW WAY OVERDUE - Fw: IMMEDIATE DISCLOSURE REQUEST

Dear Mr. Hillis,

The response to the IDR I submitted on October 23, 2009 is well overdue. I have already copied for myself the presentation report from the April 6, 2009 meeting so you do not need to send that. However, I would like to receive any and all other responsive documents as soon as possible.

Thank you for your prompt attention to this matter.

Sincerely,

Anmarie Mabbutt

--- On Fri, 10/23/09, Anmarie Mabbutt <tenniselement@yahoo.com> wrote:

From: Anmarie Mabbutt <tenniselement@yahoo.com>
Subject: IMMEDIATE DISCLOSURE REQUEST
To: Rich.Hillis@sfgov.org
Cc: SOTF@sfgov.org
Date: Friday, October 23, 2009, 6:28 AM

Dear Mr. Hillis,

I am making the following IMMEDIATE DISCLOSURE REQUEST:

1. I would like to receive a copy of any and all correspondence including but not necessarily limited to any emails, letters, notes, memos, fee templates, etc between yourself AND any employee or volunteer of the Recreation & Park Department, the Budget Analyst Office, the Mayor's Office, the City Attorney's Office or the Botanical Garden Society REGARDING any of the fee proposals/Ordinances for the Japanese Tea Garden, the Conservatory of Flowers and the Arboretum for the FY Budget '09-'10.

Any responsive documents should have been generated within the past nine months and should be readily and easily available.

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

Sincerely,

Anmarie Mabbutt

EXHIBIT # 2 - #09076



"Brent Dennis"
<bdennis@sfbotanicalgarden.org>
05/12/2009 07:53 AM

To "Katharine Petrucione" <Katharine.Petrucione@sfgov.org>
cc "Rich Hillis (E-mail)" <Rich.Hillis2@sfgov.org>, "Rich. Hillis (E-mail)" <rich.hillis@sfgov.org>, "Lisa. Seitz (E-mail)" <lisa.seitz@sfgov.org>, "Jared Blumenfeld (E-mail)"
bcc

Subject RE: Garden Fee Schedule

Katie...here is the latest and greatest fee schedule that we are planning to propose and present at the May 28th Public Meeting on Arboretum Admissions. Let me know if you have any questions, have a great day, Brent

-----Original Message-----

From: Katharine Petrucione [mailto:Katharine.Petrucione@sfgov.org]
Sent: Monday, May 11, 2009 6:00 PM
To: Rich Hillis
Cc: Brent Dennis
Subject: Re: Garden Fee Schedule

We need to introduce the legislation with the budget on June 1st. It will likely be heard at the Board with our budget either on June 17th or the 24th.

Brent, can you please get me the fee schedule tomorrow?

Thanks -

Katie

Rich
Hillis/MAYOR/SFGO
V
05/11/2009 12:53
PM

To
Katharine
Petrucione/RPD/SFGOV@SFGOV
cc
bdennis@sfbotanicalgarden.org
Subject
Re: Garden Fee Schedule(Document
link: Katharine Petrucione)

Brent can send more of the details on the fees. When will these items be heard? We have a second community meeting on the 28th and then to the Commission on the BG fees. It would be good to not have BOS hearings on this before.

And yes, let's talk about Jared's proposal.

EXHIBIT #2 - #09076

Richard Hillis
Mayor's Office of Economic Development
415 554.4082
rich.hillis@sfgov.org

Katharine
Petruccione/RPD/SF
GOV

05/11/2009 10:08
AM

Rich Hillis/MAYOR/SFGOV@SFGOV,
bdennis@sfbotanicalgarden.org

To

cc

Subject

Garden Fee Schedule

Good morning -

The City Attorney is drafting fee legislation for introduction with the budget. Can you please send me the tentative fee schedule for each of the three gardens ASAP? We need the legislation done this week.

Also, Jared mentioned to me that you had all been talking about bringing the Conservatory into the city's budget. Can we please discuss before moving forward?

Thanks -

Katie



Admissions Plan May2009.doc