



SUNSHINE ORDINANCE TASK FORCE
Complaint Committee
CITY AND COUNTY OF SAN FRANCISCO
MINUTES

Hearing Room 408
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

November 19, 2019
5:30 PM

Regular Meeting

Members: Rodman Martin (Chair) and Chris Hyland

1. CALL TO ORDER, ROLL CALL, AND AGENDA CHANGES

Chair Martin called the meeting to order at 5:43 p.m. On the call of the roll Chair Martin and Member Hyland were noted present. A quorum was present.

SOTF Administrator Leger noted that the Petitioners/Complainants for Item 4, File No. 19100, Item 5, File No. 19107, Item no. 6, File No. 19102 and Item 10, File No. 19116 withdrew their complaints.

2. Public Comment: Members of the public may address the Committee on matters that are within the Committee's jurisdiction but not on today's agenda.

Speakers:

None.

3. **Approval of the October 15, 2019, Complaint Committee meeting minutes.**

Action: Moved by Chair Martin, seconded by Member Hyland, to approve the October 15, 2019, meeting minutes.

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Martin, Hyland

Noes: 0 - None

4. **File No. 19100:** Complaint filed by Anonymous against Director Tom Hui and the Department of Building Inspection for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

The matter was withdrawn by the Complainant prior to the meeting.

5. **File No. 19107:** Complaint filed by Anonymous against City Librarian Michael Lambert and the Public Library for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.25, by failing to respond to a public records request in a timely and/or complete manner.

The matter was withdrawn by the Complainant prior to the meeting.

6. **File No. 19102:** Complaint filed by Patrick Monette-Shaw against the Department of Homelessness and Supportive Housing for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.21(b) and 67.25(d), by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

The matter was withdrawn by the Complainant prior to the meeting.

Respondent from the Department of Homelessness and Supportive Housing was present for the hearing.

7. **File No. 19116:** Complaint filed by Tom Hartz against the Public Library for allegedly violating Administrative Code, (Sunshine Ordinance) Sections 67.25 by failing to respond to an Immediate Disclosure Request for public records in a timely and/or complete manner.

The matter was withdrawn by the Complainant prior to the meeting.

The Complaint Committee (Committee) reviewed File No(s). 19112, 19113 and 19115 to determine if the Sunshine Ordinance Task Force has jurisdiction and determine if the requested records are public pursuant to Administrative Code (Sunshine Ordinance), Sections 67.21(e). The Complainant and Respondent were **NOT REQUIRED** to attend the July 17, 2018, Committee meeting but may attend to provide testimony related to the above listed determinations. A hearing to review the merits of the complaint will be scheduled on a future date.

Chair Martin, seconded by Member Hyland, moved to find that the SOTF has jurisdiction in File Nos. 19112, 19113, and 19115 and that the records are public. A hearing on the merits of the complaint will be scheduled on a future date.

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Martin, Hyland

Noes: 0 - None

8. **File No. 19112:** Complaint filed by Anonymous against Chief William Scott and Lt. R. Andrew Cox and the Police Department for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.21, 67.26, 67.27, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner, failing to justify withholding of records and failing to maintain a Proposition G calendar.

See above for action on the matter.

9. **File No. 19113:** Complaint filed by Anonymous against Jason Moment, Thomas Campbell and the Fine Arts Museum for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.21(b)(c)(k), 67.29-7(a)(c), 67.25, 67.26, 67.27, CPRA Government Code 6270.5-5, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner, failing to assist, failure to retain records, failing to record third party transactions, withholding and failure to justify withholding, failure to respond to a public records request in a timely and/or complete manner.

See above for action on the matter.

10. **File No. 19115:** Complaint filed by Ann Treboux against the City Attorney's Office and Margaret Baumgartner for allegedly violating Administrative Code, (Sunshine Ordinance) Sections 67.25 by failing to respond to an Immediate Disclosure Request for public records in a timely and/or complete manner.

See above for action on the matter.

11. **ADJOURNMENT**

There being no further business the meeting was adjourned at 5:53 p.m.

APPROVED: 12/17/19

Complaint Committee

Sunshine Ordinance Task Force

N.B. The Minutes of this meeting set forth all actions taken by the Sunshine Ordinance Task Force on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.