



SUNSHINE ORDINANCE TASK FORCE
Compliance and Amendments Committee
CITY AND COUNTY OF SAN FRANCISCO
MINUTES

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

December 17, 2013 – 4:00 P.M.

Regular Meeting

Members: Allyson Washburn (Chair),
Richard Knee, Kitt Grant

1. Call to order, roll call, and agenda changes.

The meeting was called to order at 4:15 p.m. All members were noted present. There was a quorum.

2. Adoption of November 19, 2013, Meeting Minutes.

Member Knee, seconded by Member Grant, moved to ADOPT the November 19, 2013, minutes as corrected.

Speakers: David Pilpel, SOTF Member, provided suggested amendments to the November 19, 2013, minutes of the Compliance and Amendment Committee.

The motion PASSED by the following vote:

Ayes: 3 – Knee, Grant, Washburn
Noes: 0 – None.

3. File No. 13021: Hearing on the status of the Order of Determination of Patrick Monette-Shaw and Maria Rivero, MD against the Public Health Commission for allegedly violating Sunshine Ordinance §§ 67.7(a), 67.7(b), and 67.9(a); failing to notice members of the public, and noticing a deficient agenda.

Dr. Derek Kerr, speaking on behalf of Dr. Maria Rivero, (Complainant) stated that the Public Health Commission changes to procedures and agenda format complies with the Order of Determination. There were no speakers in support of the Complainant. Mark Morewitz, Health Commission Executive Secretary (Respondent), summarized the steps taken by the Public Health Commission to comply with the Sunshine Ordinance Task

Force's Order of Determination. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent declined rebuttal. The Complainant provided a rebuttal.

Speakers: David Pilpel, Member SOTF, expressed concerns regarding standardizing agenda and minutes, noting that attachments are available, closed session format and numbering of items on the online agenda.

Due to a lack of a motion, the MATTER CONCLUDED.

***The following information is provided by a speaker, pursuant to Administrative Code Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Sunshine Ordinance Task Force.**

Derek Kerr, MD and Maria Rivero, MD submitted the following additional information for Public Comment as Follows:

"All City agencies try to withhold embarrassing information. The Health Commission (HC) tried to bury the public commendation - required by my settlement with the City - in a non-descript agenda item titled "LHH Update".

Sonia Melara, President of the HC, is responsible for setting and approving HC agendas. Mr. Morewitz, who was always respectful of us and the public, is a loyal Secretary for the HC. He does what the HC wants.

The HC did not want my settlement publicized.

The changes in the HC agendas shown today will make it harder to hide facts that the public should know, and that the Sunshine Ordinance requires disclosed. Dr. Rivero and I believe these improvements are generally responsive to your Order of Determination. "

4. **Public Comment.**

There were no speakers.

5. **Administrator's Report.**

Victor Young, SOTF Administrator, stated there were no items pending before the Compliance and Amendments Committee.

Speakers: None.

6. **Announcements, Comments, Questions, and Future Agenda Items**

Chair Washburn, cancelled the January 21, 2014, Compliance and Amendments Committee meeting.

Member Knee announced that the Society of Professional Journalist Northern California Chapter is accepting nomination for its James Madison Award to individuals or organizations for work in relation to the first amend and/or freedom of information. More information is available at www.spjnorcal.org.

7. **ADJOURNMENT**

There being no further business, the Compliance and Amendments Committee adjourned at the hour of 4:23 p.m.

APPROVED: April 15, 2014



Victor Young, Administrator
Sunshine Ordinance Task Force