



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

May 20, 2014 – 4:00 PM

Regular Meeting

Members: Allyson Washburn (Chair)
Richard Knee, Louise Fischer

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

The meeting was called to order at 4:02 p.m. All members were noted present.

2. Adoption of April 15, 2014, Compliance and Amendments Committee meeting minutes.

Member Knee, seconded by Member Fischer, moved to ADOPT the April 15, 2014, minutes as amended.

Public Comment:
None.

The motion PASSED without objection.

3. File No. 13002: Hearing on the status of the Order of Determination - Complaint filed by Anonymous against Sheryl Cowan, Theresa Sparks, Lupe Arreola, and Mullane Ahern, Human Rights Commission, for violating Sunshine Ordinance Section 67.25(a) for failure to respond to an immediate disclosure request for public records in a timely manner. (00:00:00 – 00:39:00)

Anonymous (Complainant) provided an overview of the complaint and progress regarding the Order of Determination. There were no speakers in support of the Complainant. Mullane Ahern, Human Rights Commission (Respondent), presented an overview of their defense. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent provided a rebuttal. The Complainant provided a rebuttal.

Member Knee, seconded by Member Fischer, moved to CONTINUE the hearing of Complaint No. 13002 to the next meeting of the Compliance and Amendments Committee.

Public Comment:

Ray Hartz Jr. expressed concern that the records have not been maintained in a professional manner and that a chronology has not been maintained.

Thomas Picarello stated his opposition to the motion to continue. The complainant has not reviewed the provided documents. The matter should be continued to the call of the chair until additional information is available.

The motion PASSED by the following vote:

Ayes: 3 – Knee, Fischer, Washburn

4. **File No. 13027:** Hearing on the status of the Order of Determination - Ray Hartz, Jr., against Paula Jesson, Deputy City Attorney for violating Sunshine Ordinance Sections 67.21(d) and 67.21(e), for failure to immediately order the release of records requested and for failure of a representative to appear before the Sunshine Ordinance Task Force. (00:39:00 – 01:09:00)

Ray Hartz Jr. (Complainant) provided an overview of the complaint. There were no speakers in support of the Complainant. Gabriel Zitrin, Office of the City Attorney (Respondent), presented an overview of their defense. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent provided a rebuttal. The Complainant provided a rebuttal.

Public Comment:

None.

Due to a lack of a motion the Compliance and Amendments Committee CONCLUDED THE MATTER.

5. **File No. 14016:** Hearing on the status of the Order of Determination - Complaint filed by Paula Datesh against Sharon Page-Richie and Howard Lazar, Arts Commission, for violating Sunshine Ordinance Section 67.16 and 67.29-2 for failure to post meeting minutes online in a timely manner. (01:12:00 – 01:33:00)

Paula Datesh (Complainant) provided an overview of the complaint and progress regarding the Order of Determination. There were no speakers in support of the Complainant. Kate Paterson-Murphy and Sharon Page Richie, Arts Commission (Respondent), presented an overview of their defense and progress in complying with the Order of Determination. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent provided a rebuttal. The Complainant provided a rebuttal. The Compliance and Amendments Committee determined that the Arts Commission has complied with the Order of Determination.

Public Comment:

Ray Hartz stated that the Arts Commission is not complying with the legal requirement to post minutes and, if needed, they should seek additional funding to comply with the requirement.

**Due to a lack of a motion, the Compliance and Amendments Committee
CONCLUDED THE MATTER.**

6. **File No. 14018:** Hearing on the status of the Order of Determination - Complaint filed by Paula Datesh against Howard Lazar, Arts Commission, for violating Sunshine Ordinance Sections 37.25(a) for failure to respond or provided a late response to 5 immediate disclosure requests submitted on February 6, 2014, and 1 immediate disclosure request submitted on February 8, 2014. (01:33:00 – 01:58:00)

Paula Datesh (Complainant) provided an overview of the complaint and progress regarding the Order of Determination. There were no speakers in support of the Complainant. Kate Paterson-Murphy, Arts Commission ((Respondent), presented an overview of their defense. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent provided a rebuttal. The Complainant provided a rebuttal.

Public Comment:

Ray Hartz provided an account of previous experiences with the Arts Commission and suggested that staff check the email and phone messages of staff not in the office.

**Due to a lack of a motion the Compliance and Amendments Committee
CONCLUDED THE MATTER.**

7. **Public Comment.** (01:09:00 – 01:12:00)
Paula Datesh stated that the process for accessing the services of the Arts Commission and to request information from the Arts Commission is difficult and unclear.
8. **Administrator's Report.**

The Administrator provided an overview of the matters pending before the Compliance and Amendments Committee (CAC). The next regular meeting of the CAC is June 17, 2014.

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

The Administrator provided an update on the status of the appointments of members to the Sunshine Ordinance Task Force.

10. **ADJOURNMENT**

There being no further business, the Compliance and Amendments Committee adjourned at the hour of 6:04 p.m.

APPROVED: July 15, 2014



Victor Young
Administrator
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.