



**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**

**June 25, 2019**  
**5:30 PM**

**Regular Meeting**

**Members:** Rodman Martin (Chair), Fiona Hinze and Matthew Cate

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

Chair Martin called the meeting to order at 5:31 p.m. On the call of the roll Chair Martin and Member Cate were noted present. Member Hinze was noted absent. A quorum was present.

There were no agenda changes.

**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.

Speaker:

Ray Hartz spoke about his many Sunshine Complaints and Orders of Determination against various committees and boards.

3. **Approval of the April 23, 2019, Complaint Committee meeting minutes.**

**Action: Moved by Member Cate, seconded by Chair Martin, to approve the April 23, 2019, meeting minutes.**

Public Comment:

None.

**The motion PASSED by the following vote:**

Ayes: 2 - Cate, Martin

Noes: 0 - None

Absent: 1 - Hinze

**Approval of the May 28, 2019, Complaint Committee meeting minutes.**

**Action: Moved by Member Cate, seconded by Chair Martin, to approve the May 28, 2019, meeting minutes.**

Public Comment:

None.

**The motion PASSED by the following vote:**

Ayes: 2 - Cate, Martin

Noes: 0 - None

Absent: 1 - Hinze

4. **File No. 19042:** Complaint filed by Ray Hartz against Norman Yee, President of the Board of Supervisors, for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.16, by failing to place his 150-word summaries in the meeting minutes (Board of Supervisors April 30, 2019 meeting). (00:05:00 – 00:48:00)

Ray Hartz (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Mr. Hartz stated that the SOTF has ruled eleven times regarding the placement of submitted 150 word summaries for inclusion into meeting minutes of the Board of Supervisors. Mr. Hartz referenced a 2012 letter regarding the format of meeting minutes. Mr. Hartz stated that the Library Commission has put his 150-word summaries into their body of the minutes and has not compromised the integrity of his comments. Mr. Hartz stated that not including his summaries is prejudicial and compromises the reading of the comment.

Wilson Ng (Board of Supervisors) (Respondent), was not present for the hearing and provided notice that he would not appear.

A question and answer period occurred. The parties were provided an opportunity for rebuttals.

**Action: Moved by Member Cate, seconded by Chair Martin, to find that the SOTF has jurisdiction, to refer the matter to the SOTF and requested that the Respondent attend the SOTF hearing.**

Public Comment:  
None.

**The motion PASSED by the following vote:**

Ayes: 2 - Cate, Martin  
Noes: 0 - None  
Absent: 1 - Hinze

5. **File No. 19043:** Complaint filed by Ray Hartz against Angela Calvillo, Clerk of the Board of Supervisors, for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.15(d), by failing to place his 150-word summaries as submitted to the Board of Supervisors “in the minutes.”

Ray Hartz (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Mr. Hartz stated that Ms. Calvillo, Clerk of the Board of Supervisors, has compromised his 150-word comments by revising the format and removing capital letters and underlining. Mr. Hartz stated that Ms. Calvillo has put his comments in a footnote and not part of the minutes. Mr. Hartz stated that by doing this anyone reading his comments would have doubt. Mr. Hartz stated that his 150-word statements are constitutionally protected free speech protected by the Brown Act and Sunshine.

**Action: Moved by Member Cate, seconded by Chair Martin, to find that the SOTF has jurisdiction, to refer the matter to the SOTF and requested that the Respondent attend the SOTF hearing.**

Public Comment:  
None.

**The motion PASSED by the following vote:**

Ayes: 2 - Cate, Martin  
Noes: 0 - None  
Absent: 1 - Hinze

6. **File No. 19049:** Complaint filed by Liz Arbus against the Arts Commission 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.

Liz Arbus (Petitioner) was not present for the hearing and did not communicate to the SOTF Administrator that she would not be present.

Kate Patterson (Arts Commission) (Respondent), was not present at the hearing but communicated to the SOTF that the Arts Commission would not attend the meeting due to the use of alternate names used by Ann Treboux.

Member Cate provided comment on aliases as discussed at the SOTF hearing of June 5, 2019, and that the Respondent stated that they would not appear based upon this.

**Action: Moved by Member Cate, seconded by Chair Martin, to find that the SOTF has jurisdiction and to refer the matter to the SOTF. (The matter will not be rescheduled for hearing until the Petitioner confirms their availability to attend the Committee hearing.)**

Public Comment:  
None.

**The motion PASSED by the following vote:**

Ayes: 2 - Cate, Martin  
Noes: 0 - None  
Absent: 1 – Hinze

7. **ADJOURNMENT**

There being no further business the meeting was adjourned at 6:10 p.m.

**APPROVED: 7/23/19  
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.