



SUNSHINE ORDINANCE TASK FORCE CITY AND COUNTY OF SAN FRANCISCO AGENDA

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

June 4, 2014 – 4:00 PM

Regular Meeting

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

Seat 1	(Vacant)	Seat 7	David Sims(<i>Hold Over</i>)
Seat 2	Richard Knee (<i>Hold Over</i>)	Seat 8	Todd David
Seat 3	(Vacant)	Seat 9	Chris Hyland(<i>Hold Over</i>)
Seat 4	(Vacant)	Seat 10	Louise Fischer – Vice Chair
Seat 5	Allyson Washburn (<i>Hold Over</i>)	Seat 11	Bruce Oka (<i>Hold Over</i>)
Seat 6	David Pilpel		

Ex-officio (*non-voting*) Clerk of the Board of Supervisors or his or her designee

Ex-officio (*non-voting*) Mayor or his or her designee

2. **File No. 14006:** Complaint filed by Michael Petrelis against the Members of the San Francisco Board of Supervisors and Mayor Edwin M. Lee’s Office (Mayor’s Office) for allegedly violating Sunshine Ordinance Sections 67.3, 67.4, 67.5 and 67.7 and California Government Code Sections 54952, 54952.2 and 54953 through violation of public meeting law by taking part in a policy body meeting that was closed to the public on December 16, 2013, between the Members of the Board of Supervisors, Unified School District, Mayor’s Office and SF.Citi. (*attachment*)

- (a) Determination of jurisdiction on complaint filed by Michael Petrelis against the Members of the San Francisco Board of Supervisors and the Mayor’s Office. (*approximately 5 minutes*) (*Discussion and Action*)
- (b) Hearing on complaint filed by Michael Petrelis against the Members of the San Francisco Board of Supervisors and the Mayor’s Office. (*approximately 30 minutes*) (*Discussion and Action*)

3. **File No. 14010:** Complaint filed by Michael Petrelis against Charlotte Schultz and Matthew Goudeau, Mayor's Office, and Mayor Edwin M. Lee for allegedly violating the Sunshine Ordinance Sections 67.21 and 67.25 and California Government Code Sections 6253 and 6253.1 through failure to adequately respond to an Immediate Disclosure Request dated on December 26, 2013, and January 13, 2014. (*attachment*)
 - (a) Determination of jurisdiction on complaint filed by Michael Petrelis against Charlotte Schultz and Matthew Goudeau, Mayor's Office, and Mayor Edwin M. Lee. (*approximately 5 minutes*) (*Discussion and Action*)
 - (b) Hearing on complaint filed by Michael Petrelis against Charlotte Schultz and Matthew Goudeau, Mayor's Office, and Mayor Edwin M. Lee (*approximately 30 minutes*) (*Discussion and Action*)
4. **Public Comment:** Members of the public may address the Sunshine Ordinance Task Force (SOTF) on matters that are within SOTF's jurisdiction, but not on today's agenda. (*No Action*) **Public comment shall be taken at 5:00 pm or as soon thereafter as possible.**
5. **File No. 14011:** Complaint filed by Michael Petrelis against the San Francisco Municipal Transportation Agency (SFMTA) for allegedly violating Sunshine Ordinance Sections 67.7, 67.15 and 67.17 by addressing topics during a public meeting that were not included in the meeting agenda, allowing presenters to speak who were not mentioned in the meeting agenda and presenting agenda items out of order on January 21, 2014, agenda. (*attachment*)
 - (a) Determination of jurisdiction on complaint filed by Michael Petrelis against the San Francisco Municipal Transportation Agency. (*approximately 5 minutes*) (*Discussion and Action*)
 - (b) Hearing on complaint filed by the San Francisco Municipal Transportation Agency. (*approximately 30 minutes*) (*Discussion and Action*)
6. **File No. 14021:** Complaint filed by the Library Users Association against Ben Rosenfield, Controller's Office, for allegedly violating Sunshine Ordinance Sections 67.21 and 67.25 and California Government Code Section 6253 by failing to respond to Immediate Disclosure Request in a timely manner. (*attachment*)
 - (a) Determination of jurisdiction on complaint filed by the Library Users Association against Ben Rosenfield, Controller's Office. (*approximately 5 minutes*) (*Discussion and Action*)
 - (b) Hearing on complaint filed by the Library Users Association against Ben Rosenfield, Controller's Office. (*approximately 30 minutes*) (*Discussion and Action*)

7. **File No. 14022:** Complaint filed by Michael Petrelis against the San Francisco Host Committee and the Office of the City Administrator, as the city agency/department which is a party to and/or is the administrator of the nonprofit organization's contract, for allegedly violating Administrative Code, Chapter 12L through failure of a nonprofit organization receiving more than \$250,000 a year from the City and County of San Francisco to hold the required 2 meeting annually. (*attachment*)
 - (a) Determination of jurisdiction on complaint filed by Michael Petrelis against the San Francisco Host Committee and/or the Office of the City Administrator. (*approximately 5 minutes*) (*Discussion and Action*)
 - (b) Hearing on complaint filed by Michael Petrelis against the San Francisco Host Committee and/or the Office of the City Administrator. (*approximately 30 minutes*) (*Discussion and Action*)
 - (c) Hearing to consider the Office of City Administrator's response regarding complaint filed by Michael Petrelis against the San Francisco Host Committee. (*approximately 30 minutes*) (*Discussion and Action*)

(Pursuant to Administrative Code 12L the Complainant may seek an advisory opinion from the Sunshine Ordinance Task Force regarding the recommendation/resolution of the City Agency or department which is a party to and/or which administers the nonprofits organization's contract. The Task Force may only issue an advisory opinion that is subject to review by the Board of Supervisors if so requested by the Complainant within 10 days.)
8. **Approval of Minutes from the May 19, 2014, Meeting.** (*approximately 5 minutes*) (*Discussion and Action*) (*attachment*)
9. **Sunshine Ordinance Task Force – Annual Report.** (*approximately 10 minutes*) (*Discussion and Action*) (*attachment*)
10. **Report: Compliance and Amendments meetings of May 20, 2014.** (*approximately 5 minutes*) (*Discussion*)
11. **Administrator's Report.** (*approximately 5 minutes*) (*Discussion*)
12. **Announcements, Comments, Questions, and Future Agenda Items.** (*approximately 10 minutes*) (*Discussion and Action*)
13. **ADJOURNMENT**

Agenda Item Information

Each item on the agenda may include: 1) Department or Agency cover letter and/or report; 2) Public correspondence; 3) Other explanatory documents. For more information concerning agendas, minutes, and meeting information, such as these documents, please contact the SOTF Clerk, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

Audio recordings of the meeting of the Sunshine Ordinance Task Force are available at:
<http://www.sfbos.org/index.aspx?page=9811>

For information concerning Sunshine Ordinance Task Force please contact by e-mail sof@sfgov.org or by calling (415) 554-7724.

Public Comment

Public Comment will be taken before or during the Committee's consideration of each agenda item. Speakers may address the Task Force for up to three minutes on that item. During General Public Comment, members of the public may address the Task Force on matters that are within the Task Force's jurisdiction and are not on the agenda. Any person speaking during a public comment period may supply a brief written summary of their comments, which shall, if no more than 150 words, be included in the official file.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding persons requested by the Task Force to make presentations.

Each member of the public who is unable to attend the public meeting or hearing may submit to the City, by the time the hearing begins, written comments regarding the subject of the meeting or hearing;. These comments will be made a part of the official public record.

Hearing Procedures

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| 1. | Complainant presents his/her facts and evidence | 5 minutes |
| | Other parties of Complainant present facts and evidence | Up to 3 minutes each |
| 2. | City responds | 5 minutes |
| | Other parties of City respond | Up to 3 minutes each |
| | <i>Above total speaking times for Complainant and City to be the same.</i> | |
| 3. | Matter is with the Task Force for discussion and questions. | |
| 4. | Respondent and Complainant presents clarification/rebuttal | 3 minutes |
| 5. | Matter is with the Task Force for motion and deliberation. | |
| 6. | Public comment (Excluding Complainant & City response, witnesses) | Up to 3 minutes each |
| 7. | Vote by Task Force (Public comment at discretion of chair on new motion and/or on new motion if vote fails.) | |

Note: Time must be adhered to. If a speaker is interrupted by questions, the interruption does not count against his/her time.

Disability Access

The hearing rooms in City Hall are wheelchair accessible. Assistive listening devices for the hearing rooms are available upon request with the SOTF Clerk. The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485. There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

The following services are available on request 48 hours prior to the meeting; except for Monday meetings, for which the deadline shall be 4:00 p.m. of the last business day of the preceding week: For American sign language interpreters or the use of a reader during a meeting, a sound enhancement system, and/or alternative formats of the agenda and minutes, please contact the SOTF Clerk at (415) 554-7724 to make arrangements for the accommodation. Late requests will be honored, if possible.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact: Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102; phone (415) 554-7724; fax (415) 554-7854; or email sotf@sfgov.org.

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>.

Cell Phones, Pagers and Similar Sound-Producing Electronic Devices

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices (Chapter 67A of the San Francisco Administrative Code).

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code §2.100, et. seq] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at: 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 581-3100; fax (415) 252-3112; web site www.sfgov.org/ethics