

**SUNSHINE ORDINANCE
TASK FORCE**



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ORDER OF DETERMINATION

Issued: April 22, 2022

DATE DECISION ISSUED

October 6, 2021

CASE TITLE: File No: 20093

Complaint filed by Karl Kramer against Department of Public Works for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.21 by failing to respond to a records request in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On April 20, 2021, the Complaint Committee acting in its capacity to hear petitions/complaints heard the matter.

On June 2, 2021, the SOTF continued the matter pending the exchange of additional records.

On July 27, 2021, the Compliance and Amendments Committee referred the matter back to the SOTF.

Minutes from the meetings are available at the following websites:

<https://sfgov.org/sunshine/sunshine-ordinance-task-force-committees>
<https://sfgov.org/sunshine/meetings/20>

On October 6, 2021, the SOTF held a hearing to review the recommendation from committee and/or to review the merits of the petition/complaint.

Minutes from the meeting are available at the following website:

<https://sfgov.org/sunshine/meetings/20>

FINDINGS AND ORDER OF DETERMINATION

On October 6, 2021, the SOTF made the following Findings and issued an Order of Determination based upon the testimony and evidence presented.

Moved by Member Neighbors, seconded by Vice-Chair Yankee, to find that Alaric Degrafinried and Public Works violated Administrative Code (Sunshine Ordinance), Section 67.21(b) by failing to provide records in a timely and complete manner.

The motion PASSED by the following vote:

Ayes: 9 - Neighbors, Yankee, Wolfe, Hyland, Padmanabhan, Schmidt, LaHood, Stein, Wong
Noes: 0 - None

Failure to comply with this Order of Determination within the timeframe listed above may result in (but not limited to) one or more of the following actions by the SOTF:

- Referral to the Ethics Commission for enforcement action.
- Referral to the District Attorney and/or the Attorney General who may take whatever measures they deem necessary to ensure compliance with the provisions of this the Sunshine Ordinance.
- Referral to the Board of Supervisors and/or the Mayor for enforcement action.

Please submit any required responses to the Complaint/Petitioner and the SOTF Administrator at sotf@sfgov.org. Notice of hearing before the Compliance and Amendments Committee will be provide if so required to determine compliance with this Order of Determination.



Bruce Wolfe, Chair
Sunshine Ordinance Task Force

cc. Karl Kramer (Petitioner/Complainant)
David Steinberg, Department of Public Works (Respondent)