



SUNSHINE ORDINANCE TASK FORCE
Education, Outreach and Training Committee
CITY AND COUNTY OF SAN FRANCISCO
MINUTES - DRAFT

REMOTE REGULAR MEETING

January 24, 2023
5:30 PM

Remote Regular Meeting

Members: Chris Hyland (Chair), Jaya Padmanabhan and Thuan Thao Hill

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

Chair Hyland called the meeting to order at 5:42 p.m. On the call of the roll Chair Hyland and Member Padmanabhan were noted present. Member Hill was noted absent. A quorum was present.

There were no agenda changes.

1A. FINDINGS TO ALLOW TELECONFERENCED MEETINGS UNDER CALIFORNIA GOVERNMENT CODE SECTION 54953(e).

The Task Force is expected to consider a motion setting forth findings required under Assembly Bill 361 (AB 361) that would allow the committee to hold the meeting remotely according to the modified Brown Act teleconferencing set forth in AB 361.

Action: Moved by Chair Hyland, seconded by Member Padmanabhan to accept Item 1A into the record.

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Hyland, Padmanabhan

Noes: 0 - None

Absent: 1 - Hill

2. **Adoption of the minutes for the September 27, 2022, Education, Outreach, and Training Committee meeting.**

Action: Moved by Member Padmanabhan, seconded by Chair Hyland, to approve the September 27, 2022, meeting minutes.

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Padmanabhan, Hyland

Noes: 0 - None

Absent: 1 - Hill

3. **Public Comment:** Members of the public may address the Education, Outreach and Training Committee on matters that are within the Committee's jurisdiction but not on today's agenda.

None.

4. **File No. 22145** Complaint filed by Justin Haugesag against Valerie Ibarra and the Office of the Public Defender for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.

The Petitioner was not present and did not notify the SOTF Administrator of their absence.

Angela Chan (Respondent) (Public Defender's Office), was present.

Chair Hyland noted there was a failure to provide the records timely and the Petitioner does not need to be present.

Action: Moved by Chair Hyland, seconded by Member Padmanabhan, to continue the matter to the Call of the Chair

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Hyland, Padmanabhan

Noes: 0 - None

Absent: 1 - Hill

5. **File No. 22129** Complaint filed by HVSafe against the Police Department for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request for public records in a timely and/or complete manner.

Richard Johnson (HVSafe) (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Mr. Johnson stated that this originated from an October 2022 request for a recording from the Northern Station Police Department which was done by HVSafe and they are asking is to find out if the sign in sheets were being turned over to the Federal Government. under HVSafe. Mr. Johnson stated that issue is that this was a meeting hosted by the Northern Station Community and the information request is the email between Kaya of HVSafe and Captain Jackson of Northern Station. and they want a copy of the recording of that meeting. Mr. Johnson noted that HVSafe falls under the SOTF because of the level of funding by the City and if the sign in sheets are turned over to the Federal Government his privacy rights are violated.

Anonymous decided to not provide a statement.

Lt. William Toomey (Police Department) (Respondent), provided a summary of the department's position. Lt. Toomey stated that apologize to members of HV Safe for delay in responding to the request. Lt. Toomey stated that the Police Department does not regularly keep video recordings of community meetings at the Northern Station. Lt Toomey also noted that there are no emails between HVSafe and the Police Department discussing the participants in the community meetings. Lt. Toomey stated the request was made by the Petitioner to the Chief of Police and the captain of the Northern Station using the general email address which doesn't usually receive records requests. Mt. Toomey stated that once the request was found the provided the records in a timely response and after investigating, it was determined that they had no records and sent the requestor stating that.

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

Action: Moved by Chair Hyland, seconded by Member Padmanabhan, to continue the matter to the call of the Chair and requests that an update be send to the Education, Outreach and Training Committee by February 3, 2023.

Public Comment:

None.

The motion PASSED by the following vote:

Ayes: 2 - Hyland, Padmanabhan

Noes: 0 - None

Absent: 1 - Hill

6. **Announcements, Comments, Questions, and Future Agenda Items by Members of the Education, Outreach and Training Committee.**

Member Padmanabhan stated that she is stepping down from the Sunshine Task Force and hopes that Member Hill returns.

7. **ADJOURNMENT**

There being no further business the meeting was adjourned at 6:48 p.m.

APPROVED: DRAFT

Education, Outreach and Training 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.