



# SUNSHINE ORDINANCE TASK FORCE CITY AND COUNTY OF SAN FRANCISCO MINUTES

## REMOTE REGULAR MEETING

August 3, 2022 - 4:00 PM

Seat 1	Dean Schmidt	Seat 7	Matthew Yankee - <b>Chair</b>
Seat 2	Lila LaHood	Seat 8	Chris Hyland
Seat 3	Vacant	Seat 9	Laurie Jones Neighbors
Seat 4	Jaya Padmanabhan	Seat 10	Thuan Thao Hill
Seat 5	Jennifer Wong - <b>Vice-Chair</b>	Seat 11	Bruce Wolfe
Seat 6	Laura Stein		

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

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

Chair Yankee called the meeting to order at 4:05 PM. On the call of the roll Chair M. Yankee and Members Wolfe, Schmidt, LaHood, Padmanabhan, Wong, Hyland and Neighbors were noted present. Members Stein and Hill were noted absent. A quorum was present.

Public Comment:

Anonymous #3 stated that Item 8 on the Agenda is not the complaint that was referred to the SOTF by the Ethics Commission.

#### 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.

The SOTF noted that every thirty days, the SOTF must have findings for continued meetings of this body, to recognize that the state of emergency will continue to impact the body and as long as local officials continue to recommend that emergency procedures remain in place. The SOTF is required to approve these findings, or the remote meeting cannot take place.

**Action: Moved by Member LaHood, seconded by Member Wolfe, to approve the attached motion 1A.**

Public Comment:

None.

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

Ayes: 8 - LaHood, Wolfe, Yankee, Schmidt, Neighbors, Hyland, Wong,  
Padmanabhan

Noes: 0 - None

Absent: 2 - Stein, Hill

**2. Approval of minutes from the Sunshine Ordinance Task Force July 6, 2022, meeting.**

**Action: Moved by Vice-Chair Wong, seconded by Member Wolfe, to continue approval of the July 6, 2022, Sunshine Task Force meeting minutes until the September meeting.**

Public Comment:

Anonymoose #3 stated that if it is the case that something is closed due to the Petitioner receiving the records, they urge that the SOTF to not use the term “in a timely manner” and not conclude that the response was timely unless the Petitioner said the complaint/documents were received in a timely manner.

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

Ayes: 8 - Wong, Wolfe, Hyland, Yankee, LaHood, Neighbors, Padmanabhan,  
Schmidt

Noes: 0 - None

Absent: 2 - Hill, Stein

**3. Administrator’s Report, Complaints and Communications.**

Chair Yankee asked if the Rules Committee is willing to piggyback after another committee?

Member Schmidt wanted to know why the number of outstanding cases went up by 26 since last month.

Administrator Young stated that over the last few years the number of cases has been ticking up and this year we are on the way to 150 or more cases.

Member Wolfe requested that Legislative Deputy Director of the Board of Supervisors, Alisa Somera, send an official memo regarding the Rules Committee meeting date change.

Public Comment:

Anonymous #3 noted that the number of new cases went up by more than 11 cases. Anonymous #3 stated that that number will continue to grow.

- 3A. **Communication and Referral from the Ethics Commission:** Development of appropriate procedures for handling this matter and related matters when the Sunshine Ordinance Task Force is named as a respondent. Communication from the Ethics Commission.

The SOTF discussed the communication from the Ethics commission. Chair Yankee stated that the Ethics Commission looked at this item as an alleged willful violation, but because the SOTF Chair is not elected or a department head, they referred the matter back to the SOTF. Deputy City Attorney Price-Wolf requested that this item be included in the Agenda.

Member Wolfe noted that as far as an official complaint, there is no other body in the City to take up this complaint except in court. Member Wolfe also stated that the SOTF should review it, but upon reflection of item in the complaint and how to make things work better, it should not take this matter on as a complaint and adjudicate it. Member Wolfe stated that the Ethics Commission concluded that they do not have jurisdiction. Member Wolfe also stated that the SOTF should accept the complaint if there needs to be changes in SOTF processes.

Member Schmidt withdrew himself from this matter.

**Action: Moved by Vice-Chair Wong, seconded by Member Hyland, to refer this item back to the Ethics Commission and include an item on the next Education, Outreach and Training Committee agenda to discuss noticing.**

Public Comment:

Anonymous #3 stated that the Ethics Commission will look for a technicality to dismiss the complaint and not hear it. Anonymoose #3 stated that they do not know how anybody complies with Administrative Code, Sunshine Ordinance Section 67.6.

David Pilpel suggested that if the SOTF is referring the matter back to the Ethics Commission, the SOTF should include a cover letter explaining why they are returning the matter and why the SOTF feels there is a lack of jurisdiction.

Mark Sullivan hoped that Vice-Chair Wong's motion passes.

Peter Warfield, Executive Director Library Users Association, [libraryusers2004@yahoo.com](mailto:libraryusers2004@yahoo.com), P.O. Box 170544, San Francisco, California, 94117-0544. Mr. Warfield stated that the motion is okay but that it doesn't really cover the territory that the agenda item is taking.

Chair Yankee stated that there is a conflict of interest and suggested including some reasoning and a new motion.

Vice-Chair Wong amended their motion and incorporated Chair Yankee's comments.

**Action: Moved by Vice-Chair Wong, seconded by Member Hyland, to refer this matter back to the Ethics Commission due to a conflict of interest and open a file for the next Education, Outreach and Training Committee meeting to discuss noticing.**

Public Comment on the amended motion.

Peter Warfield noted that those who have been active at the Library Commission have experience with Sunshine matters and is glad to hear that it sounds like the SOTF is expanding the scope of the discussion.

David Pilpel not an issue with the amendment but suggests that the SOTF confirm with their Deputy City Attorney advised.

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

Ayes: 7 - Wong, Hyland, Wolfe, Yankee, LaHood, Neighbors, Padmanabhan,  
Absent: 2 - Hill, Stein  
Noes: 0 - None.  
Recused: 1 - Schmidt

**Original Motion as Amended: Moved by Vice-Chair Wong, seconded by Member Hyland, to refer this matter back to the Ethics Commission due to a conflict of interest and open a file for the next Education, Outreach and Training Committee meeting to discuss noticing.**

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

Ayes: 7 - Wong, Hyland, Wolfe, Yankee, LaHood, Neighbors, Padmanabhan,  
Absent: 2 - Hill, Stein  
Noes: 0 - None  
Recused: 1 - Schmidt

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 p.m. or as soon thereafter as possible.*

Anonymous #3 noted that his comments are regarding a variety of his complaints that are pending given the two complaints per committee rule and that it would be helpful to know which complaints are still pending.

David Pilpel noted three things that touch on recusal.

Mark Sullivan recited Administrative Code, Sunshine Ordinance, Section 67.6(f).

Peter Warfield stated that agendas need to be clearer because the format of the agenda does not explain the document.

Chair Yankee called a recess at 6:01 pm and to conclude at 6:11 pm.

**Roll Call** Schmidt, Wolfe, Wong, Hyland, Yankee, LaHood, Neighbors, Padmanabhan,  
Absent: 2 - Hill, Stein

**NOTE: Hearings on complaints and other agenda items listed below will begin no earlier than 5:00 P.M.**

5. **File No. 22036:** Complaint filed by Anonymous (ARE) against Charles Jung (Elections Commission) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.

Anonymous (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Anonymous stated that on April 6, 2022, he prepared a general Immediate Disclosure Request to Charles Jung asking for one week of communications regarding the Redistricting Task Force. Mr. Jung resigned and never responded and violated Administrative Code 67.25 for failure to respond to an Immediate Disclosure Request. Anonymous' only issue is whether Mr. Jung responded to his records request regarding redistricting issues in a timely manner which he did not.

Charles Jung (Elections Commission) (Respondent), was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Schmidt, seconded by Member Wolfe, to find that Charles Jung (Elections Commission) violated Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to respond to an Immediate Disclosure Request in a complete and timely manner and 67.21(e) by failing to send a knowledgeable person to the hearing and explain the decision to withhold records.**

Member Schmidt restated his motion and incorporated Member Wolfe's comments.

**Action: Moved by Member Schmidt, seconded by Member Wolfe, to find that Charles Jung (Elections Commission) violated Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to respond to an Immediate Disclosure Request in a complete and timely manner; 67.21(e) by failing to send a knowledgeable person to the hearing and explain the decision to withhold records; 67.25 by failing to acknowledge receipt of an Immediate Disclosure Request within one business day and California Public Records Act 6253(c) by failing to provide notice that there were any disclosable records within 10 days.**

Member Schmidt restated his motion to remove the violation of 67.21(e), accepted by Member Wolfe.

**Action: Moved by Member Schmidt, seconded by Member Wolfe, to find that Charles Jung (Elections Commission) violated Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to respond to an Immediate Disclosure Request in a complete and timely manner; 67.25 by failing to acknowledge within one business day of the receipt of the Immediate Disclosure Request and California Public Records Act 6253(c) by failing to provide notice that there were any disclosable records within 10 days.**

Public Comment:

Peter Warfield stated that in general he agrees with the motion and pondered whether they are still an employee to turn over the materials they have and what was due when working on the job.

David Pilpel stated that there are several things that do not involve the Clerk of the Board and that the Clerk of the Board has no relationship to this matter. Mr. Jung was an officer of the City not an employee and filed a Form 700 Leaving Office on August 1.

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

Ayes: 8 - Schmidt, Wolfe, Wong, Hyland, Yankee, LaHood, Neighbors,  
Padmanabhan,  
Noes: 0 - None  
Absent: 2 - Hill, Stein

**Action: Moved by Chair Yankee, seconded by Member Wolfe, to order a representative of the Department of Elections search Charles Jung's email address and ask them to reach out to Mr. Jung to obtain records in his possession under *Smith v. San Jose*.**

Public Comment:

David Pilpel stated that he reread the motion and has no objection to either the Department of Elections or the Elections Commission and thinks it reasonable for a representative of the Elections Commission to attend these meetings.

Peter Warfield thinks that the request should be as broad as possible and request and if there are government issued emails they should be provided.

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

Ayes: 6 - Yankee, Wolfe, Wong, Hyland, LaHood, Neighbors

Noes: 2 - Schmidt, Padmanabhan

Absent: 2 - Hill, Stein

6. **File No. 22037:** Complaint filed by Anonymous (ARE) against Arnold Townsend (Redistricting Task Force (RTF)) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.

Anonymous (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Anonymous stated that this complaint was filed on April 9, 2022, and is related to the other complaints. Anonymous stated there are nine members of the RTF and he emailed each of them and the Clerk of the RTF and Wilson Ng of the Clerk of the Board's Office who often helps commissioners respond to requests. Anonymous made the request at the time Rev. Townsend was the chair of the RTF. Anonymous stated that Rev. Townsend responded with a request for a 10-day extension of time to respond. Anonymous stated he has not received anything from Rev. Arnold Townsend.

Respondent Rev. Arnold Townsend (Redistricting Task Force) was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Padmanabhan, seconded by Member Schmidt, to find Rev. Arnold Townsend, the previous Chair of the Redistricting Task Force, in violation of Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to provide the requested records within 10 days of receipt; 67.25(a) by failing to acknowledge receipt of an Immediate Disclosure Request within one day and California Public Records Act 6253(c) by failing to provide notice that there were any disclosable records within 10 days.**

Public Comment:

David Pilpel stated that Arnold Townsend has said he is not technically savvy and would not surprise Mr. Pilpel if Mr. Townsend's use of email was nonexistent. Mr. Townsend also has not filed a Form 700 Leaving Office document.

Peter Warfield stated that these issues are significant with respect to accountability and agrees with what Anonymous said.

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

Ayes: 8 - Padmanabhan, Schmidt, Wolfe, Wong, Hyland, Yankee, LaHood, Neighbors  
Noes: 0 - None  
Absent: 2 - Hill, Stein

**Action: Moved by Chair Yankee, seconded by Vice-Chair Wong, to order the City Attorney's Office, Clerk of the Board of Supervisors Office and Department of Elections to search Arnold Townsend's email address and ask them to reach out to Mr. Townsend to obtain records in his possession under *Smith v. San Jose*.**

Public Comment:

Peter Warfield noted thanks to the Chair and Vice-Chair for this motion and hopes that it passes and in the spirit of the broadest approach that it appears that another party that might know something would be the Mayor.

David Pilpel just wanted to be clear that the SOTF found a violation of Reverend Townsend that this is a follow up motion and has no objection to the motion.

Lauren Girardin had a quick comment to add and that the Elections Commission should be included because they were not managing the channels used by the Task Force and had responsibility over the records.

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

Ayes: 6 - Yankee, Wong, Wolfe, Hyland, LaHood, Neighbors  
Noes: 2 - Schmidt, Padmanabhan  
Absent: 2 - Hill, Stein

The meeting was recessed from 8:59 until 9:03 pm

Roll Call:

Present: 8 - Yankee, Wong, Wolfe, Hyland, LaHood, Neighbors, Schmidt, Padmanabhan  
Absent: 2 - Hill, Stein

7. **File No. 22038:** Complaint filed by Anonymous (ARE) against Lily Ho (Redistricting Task Force) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.



Anonymous (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Anonymous stated that he made two requests of Ms. Ho on April 7, 2022. Anonymous stated that on April 21, 2022, Ms. Ho responded to the one of the requests by asking for a 10-day extension of time to respond from the date the records were due. On May 10, 2022, Ms. Ho responded to the City Attorney, Clerk of the Board of Supervisors, but not the SOTF, that she did not have records responsive to several other requests of Anonymous' requests. Anonymous noted that after May 10, 2022, Ms. Ho had access to her sfgov email account.

Lily Ho, Respondent (Redistricting Task Force). Ms. Ho was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Padmanabhan, seconded by Member Wolfe, to find that Lily Ho violated Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to provide the requested records within 10 days of receipt; 67.25(a) by failing to acknowledge receipt of an Immediate Disclosure Request within one day and California Public Records Act 6253(c) by failing to provide notice of determination within 10 days from receipt of the request that there were any disclosable records.**

Public Comment:

Peter Warfield wanted to commend Anonymous for taking on these requests and to the SOTF for taking a thorough approach and getting to the bottom of the issues and to enforcement.

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

Ayes: 8 - Padmanabhan, Wolfe, Schmidt, Wong, Hyland, Yankee, LaHood, Neighbors

Noes: 0 - None.

Absent: 2 - Hill, Stein

**Action: Moved by Chair Yankee, seconded by Vice-Chair Wong, to order the City Attorney's Office, Clerk of the Board of Supervisors Office, and Department of Elections to search Lily Ho's email address and ask them to reach out to Ms. Ho to obtain records in her possession under *Smith v. San Jose*.**

Public Comment:

None.

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

Ayes: 6 - Yankee, Wong, Wolfe, Hyland, LaHood, Neighbors  
Noes: 2 - Schmidt, Padmanabhan  
Absent: 2 - Hill, Stein

8. **File No. 22039:** Complaint filed by Anonymous (ARE) against Ditka Reiner (Redistricting Task Force) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.

Anonymous (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Anonymous stated that on April 7, 2022, two requests for records were sent to Ditka Reiner which were not responded to in a timely manner. Ms. Reiner responded one of the two requests on April 18, 2022, 11 days after receiving both requests, however Anonymous has complaints about the quality of the response. On April 27, 2022, Anonymous pointed out there are missing responsive records. Anonymous provided the following email address for Ms. Reiner which was unknown to the SOTF Administrator [ditka@reinerassociates.com](mailto:ditka@reinerassociates.com).

Ditka Reiner, Respondent (Redistricting Task Force). Ms. Reiner was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Padmanabhan, seconded by Member Wolfe, to find that Ditka Reiner violated Administrative Code, Sunshine Ordinance Section(s) 67.21(b) by failing to produce records for the second request within 10 days; 67.25(a) by failing to acknowledge both Immediate Disclosure Requests within one business day; and California Public Records Act 6253(c) by failing to provide a notice of determination for the second request of April 7, 2022.**

Public Comment:

None.

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

Ayes: 8 - Padmanabhan, Wolfe, Schmidt, Wong, Hyland, Yankee, LaHood,  
Neighbors  
Noes: 0 - None  
Absent: 2 - Hill, Stein

**Action: Moved by Chair Yankee, seconded by Vice-Chair Wong, to order Ditka Reiner to provide the requested records within five business days by sending notification to the Reiner Associates email address and order the City Attorney's Office, Clerk of the Board of Supervisors Office, and Department of Elections to search Ditka Reiner's email address if she no longer has access to it.**

Public Comment:

None.

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

Ayes: 6 - Yankee, Wong, Wolfe, Hyland, LaHood, Neighbors

Noes: 2 - Schmidt, Padmanabhan

Absent: 2 - Hill, Stein

9. **File No. 22041:** Complaint filed by Anonymous (ARE) against Matthew Castillon (Redistricting Task Force) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.

Anonymous (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Anonymous stated that the request is the same and should be like the non-Reiner cases. Anonymous stated that because the only email he received was on April 9, 2022. Anonymous stated this was not a request and he has never received an acknowledgement and asks that the SOTF find violations of 67.25(a) for failing to acknowledge both Immediate Disclosure Requests; 67.21(b) for failure to respond to the request within 10 days and violation of the CPRA 6253(c) and continue the process of having the other relevant agencies search for records.

Matthew Castillon, Respondent (Redistricting Task Force). Mr. Castillon was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Padmanabhan, seconded by Member Neighbors, to find Matthew Castillon in violation of Administrative Code, Sunshine Ordinance, Section(s) 67.21(b) by failing to provide the requested records within 10 days of receipt; 67.25(a) by failing to acknowledge receipt of an Immediate Disclosure Request within one day and California Public Records Act 6253(c) by failing to provide notice that there were any disclosable records within 10 days.**

Public Comment:

None.

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

Ayes: 8 - Padmanabhan, Schmidt, Wolfe, Wong, Hyland, Yankee, LaHood,  
Neighbors

Noes: 0 - None

Absent: 2 - Hill, Stein

**Action: Moved by Chair Yankee, seconded by Vice-Chair Wong, to order the City Attorney's Office, Clerk of the Board of Supervisors Office, and Department of Elections to search Matthew Castillon's email address and ask them to reach out to Mr. Castillon to obtain records in his possession under *Smith v. San Jose*.**

Public Comment:

None.

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

Ayes: 6 - Yankee, Wong, Wolfe, Hyland, LaHood, Neighbors

Noes: 2 - Schmidt, Padmanabhan

Absent: 2 - Hill, Stein

10. **File No. 22056:** Complaint filed by Will Jarrett against Arnold Townsend and Ditka Reiner (Redistricting Task Force); for allegedly violating Administrator Code Section(s) 67.21 by failing to respond to a public records request in a timely and/or complete manner.

Member Schmidt provided a synopsis of the complaint heard at the Complaint Committee.

**Action: Moved by Member Wolfe, seconded by Chair Yankee, to recuse Member LaHood.**

Public Comment:

Anonymous stated two issues regarding recusal; there is the requirement on who has to be recused and ensuring that the SOTF maintains a lack of conflict of interest and second as you lose people up to quorum you may lose the ability to have six people do something when deciding about actual motions.

Peter Warfield stated that there are specific guidelines for recusal including financial conflict of interest.

David Pilpel stated that Member LaHood's recusal is appropriate.

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

Ayes: 7 - Wolfe, Yankee, Padmanabhan, Wong, Hyland, LaHood, Neighbors

Noes: 0 - None

Absent: 3 - Hill, Stein, Schmidt

Member Schmidt was noted absent at 10:39 pm.

Will Jarrett (Petitioner) provided a summary of the complaint and requested the Committee to find a violation. Mr. Jarrett stated that the complaint was directed to Ditka Reiner and Reverend Arnold Townsend. Mr. Jarrett, on November 8 and 9, 2021, he asked for emails from both parties. Mr. Townsend never responded. Ms. Reiner provided up to 300 emails not including personal emails or texts received from other Task Force members. Mr. Jarrett stated that at the end of June 2022, Ms. Reiner said that she made every attempt to fulfill the request and there were no more records. Mr. Jarrett noted that members of the SOTF asked to find out if this was true and on April 9, 2022, emails about lunch the next day with Ms. Reiner were provided which shows that there are records that were never provided.

Member Schmidt was noted present at 10:41 pm and provided a synopsis of the case.

Arnold Townsend (Redistricting Task Force) (Respondent). Mr. Townsend was not present for the hearing and did not notify the SOTF Administrator of their absence.

Ditka Reiner (Redistricting Task Force) (Respondent). Ms. Reiner was not present for the hearing and did not notify the SOTF Administrator of their absence.

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

**Action: Moved by Member Padmanabhan, seconded by Member Schmidt, to find that Reverend Arnold Townsend violated Administrative Code, Sunshine Ordinance Section(s) 67.21(b) by failing to produce records for the second request within 10 days and California Public Records Act 6253(c) by failing to provide a notice of determination of disclosable records.**

## Public Comment:

Anonymous noted that the SOTF needs to change the motion to 67.21(b) and urge the Task Force to make an additional separate motion because there is contact information for Mr. Townsend and if you don't make the motion about Reiner to allow public comment.

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

Ayes: 7 - Padmanabhan, Schmidt, Wong, Hyland, Neighbors, Wolfe, Yankee

Noes: 0 - None

Absent: 2 - Hill, Stein

Recused: 1 - LaHood

**Action: Moved by Member Padmanabhan, seconded by Member Schmidt, to find that Ditka Reiner violated Administrative Code, Sunshine Ordinance, Section 67.21(b) by failing to produce records in a complete and timely manner.**

## Public Comment:

Peter Warfield agreed with the motion.

Anonymous stated he generally agrees with the violation.

Member Wolfe suggested that this issue be taken care of by proxy and have the Clerk of the Board send it through as they have a personal email.

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

Ayes: 6 - Padmanabhan, Schmidt, Wong, Hyland, Neighbors, Wolfe

Noes: 1 - Yankee

Absent: 2 - Hill, Stein

Recused: 1 - LaHood

**Action: Moved by Chair Yankee, seconded by Member Wolfe, to order the City Attorney's Office, Clerk of the Board of Supervisors Office, and Department of Elections to search Arnold Townsend's email address and ask them to reach out to Mr. Townsend to obtain records in their possession under *Smith v. San Jose*.**

## Public Comment:

Anonymous suggested writing two separate creative motions and order that Townsend and Reiner comply with the request to provide records because the Task Force has their contact information and has provided that information to Mr. Jarrett.

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

Ayes: 5 - Yankee, Wolfe, Hyland, Neighbors, Wong  
Noes: 2 - Padmanabhan, Schmidt,  
Absent: 2 - Hill, Stein  
Recused: 1 - LaHood

11. **Announcements, Comments, Questions, and Future Agenda Items by Members of the Sunshine Ordinance Task Force.**

No discussion or actions taken. Chair Yankee noted this item is not an additional General Public Comment item, and that public comment is limited to matters/topics presented by the Task Force Members.

12. **ADJOURNMENT**

There being no further business the meeting was adjourned at 11:35 pm.

**APPROVED: October 5, 2022**  
**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.