

Commission Membership: Ralph Kanz (Chair), Andrew Wiener (Vice-Chair), Kathryn Kasch, Caryn Bortnick, Sukey Wilder, Fredericka (Ricka) L. White, Curtis Below

Staff Members: Commission Staff:
Daniel Purnell, Executive Director
Judith Silverman, Executive Assistant
City Attorney Representative:
Mark Morodomi, Deputy City Attorney

MINUTES OF MEETING

A. Roll Call And Determination Of Quorum

The meeting was called to order at 6:35 p.m.

Members present: Commissioners Kanz, Below, Bortnick, Kasch, Wiener and Wilder

Members excused: Commissioner White

Staff present: Daniel Purnell, Executive Director
Mark Morodomi, Deputy City Attorney

B. Approval of Draft Minutes of the Meetings Of November 7, 2005

The Commission moved, seconded and approved a motion to adopt the draft minutes of the meeting of November 7, 2005, conditioned upon the following: Item E.2 is corrected to read: "The Commission moved, seconded and approved a motion to dismiss Complaint No. 05-08 on grounds that mediation pertaining to the dispute over public records had concluded." Item E.3 is corrected to read: "The Commission moved, seconded and approved a motion to 1) dismiss the allegation pertaining to an unnoticed serial meeting of the City Council; 2) dismiss the allegation pertaining to consideration of the City Auditor's report; and 3) continue consideration of the allegation pertaining to improper public noticing of City Councilmember Ignacio De La Fuente's proposed amendment pending an explanation by Deputy City Attorney Barbara Parker or by another source why the City Council was precluded from considering Mr. De La Fuente's proposed amendment at the City Council meeting of July 19, 2005." (Ayes: Kanz, Bortnick, Kasch, Wiener and Wilder; Abstain: Below)

C. Executive Director And Commission Announcements

The Executive Director reported on his attendance at the annual COGEL conference. He advised the Commission about the recent passage of AB 1234, which requires certain members of local agencies to receive two hours of ethics training in 2006. The Executive Director will be working with the Commission's legal counsel to implement the provisions of AB 1234 in the coming year.

Commissioner Wilder reported that Assemblywoman Loni Hancock is sponsoring a meeting on January 7, 2006, to discuss her proposal to adopt full public financing of state elected officials (the "Clean Money" campaign). [NOTE: The meeting will take place at Oakland City Hall Council Chambers from 11:00 a.m. to 2 p.m.]

Commissioner Kanz reported that the Ad Hoc Nominating Committee will forward two candidates for consideration at the January, 2006, meeting to fill the Commission seat currently occupied by Commissioner Kasch.

Commissioner Kanz expressed a desire to convene a Commission meeting in mid-to-late January, 2006, to provide training for the new Commissioner and "refresher" training for existing Commissioners. Also to be discussed will be ways in which the Commission can improve internal and external communication and Commission procedures. The Commission directed staff to plan and formally notice such a meeting.

D. Open Forum

There was one speaker: Sanjiv Handa

E. Complaints

1. A Staff Report And Action To Be Taken In The Matter Of Complaint No. 05-09 (Hazzard)

The Commission moved, seconded and approved a motion to dismiss the first and final allegation of Complaint No. 05-09 on grounds that there is no information supporting a finding that the Oakland City Council did not improperly consider a floor motion submitted by Councilmember De La Fuente which was not previously filed with the City Clerk. (Ayes: Kanz, Below, Bortnick, Wiener and Wilder; Noes: Kasch)

There were two speakers: Gene Hazzard, Sanjiv Handa

2. A Staff Report And Action To Be Taken In The Matter Of Complaint No. 05-10 (Mordecai)

The Commission moved, seconded and approved a motion to dismiss Complaint No. 05-10 at the request of the complainant and conditioned upon the completion of a Commission study reviewing public participation at school board meetings. (Ayes: All)

There was one speaker: Sanjiv Handa

3. A Staff Report And Action To Be Taken In The Matter Of Complaint No. 05-11 (Bartholomew)

The Commission moved, seconded and approved a motion to refer Ms. Bartholomew's document request to the City's Civil Service Board staff to determine whether copies of the correspondence logs can be located and, if so, whether they constitute a disclosable public record. The Commission shall maintain jurisdiction of Complaint No. 05-11 until the Civil Service Board staff makes a definitive response to Ms. Bartholomew regarding the status of the requested records. (Ayes: All)

There was one speaker: Marilyn Bartholomew

F. A Report And Action To Be Taken Regarding Proposed Amendments To The Lobbyist Registration Act

The Commission requested its Lobbyist Registration and Campaign Finance Committee to review and make recommendations on proposed modifications to the Lobbyist Registration Ordinance.

There were two speakers: Barbara Newcombe; Sanjiv Handa

G. Action To Be Taken Regarding Proposed 2006 Meeting Schedule

The Commission moved, seconded and approved a motion to adopt a proposed regular meeting schedule for 2006 with the following modification: Change the proposed meeting of July 3, 2006, to July 10, 2006. (Ayes: All)

There was one speaker: Sanjiv Handa

The meeting adjourned at 8:45 p.m.