

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION MEETING
One Frank Ogawa Plaza
Monday, November 6, 2006
Hearing Room One
6:30 p.m.
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Commission Membership: Caryn Bortnick (Chair), Sukey Wilder (Vice-Chair), Ralph Kanz, Fredericka (Ricka) L. White, Curtis Below, Douglas Love, and (Vacancy)

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

AGENDA

- A. Roll Call And Determination Of Quorum
- B. [Approval Of Draft Minutes](#) Of The Meeting Of September 11, 2006 and October 2, 2006 [Attachment 1](#)
- C. Executive Director And Commission Announcements
- D. Open Forum
- E. Complaints
 - 1. [A Staff Report](#) And Action To Be Taken In the Matter Of [Complaint No. 06-08](#) (Handa) **SUPPLEMENTAL** [Attachment 1](#) [Attachment 2](#)
- F. [A Staff Report](#) And Action To Be Taken Regarding Recommendations From The Advisory Task Force On Commission Authority And Organization [Attachment 1](#)
- G. CLOSED SESSION

The Public Ethics Commission will adjourn to a closed session with respect to:

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Government Code Section 54956.9(a)
OAKPAC, Oakland Metropolitan Chamber of Commerce et al v. City of Oakland; The City of Oakland Public Ethics Commission; U.S. District Court, Northern District of California; Case No. C06-6366

The Public Ethics Commission will call this item in open session before adjourning to closed session. The Commission will report out in open session any final decisions made in closed session prior to adjourning the regular meeting.

The meeting will adjourn upon the completion of the Commission's business.

You may speak on any item appearing on the agenda; however, you must fill out a Speaker's Card and give it to a representative of the Public Ethics Commission. All speakers will be allotted three minutes or less unless the Chairperson allots additional time.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the Public Ethics Commission or its Committees, please contact the Office of the City Clerk (510) 238-7370. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility.

Should you have questions or concerns regarding this agenda, or wish to review any agenda-related materials, please contact the Public Ethics Commission at (510) 238-3593 or visit our webpage at www.oaklandnet.com.

Approved for Distribution

Date

Public Ethics Commission Pending Complaints

Date Received	Complaint Number	Name of Complainant	Respondents	Date of Occurrence	Issues
10/19/06	06-20	Ralph Kanz	Claudia Cappio; Robert Mercamp; Oakland Planning Commission	October 18, 2006	Allegations involving Sunshine Ordinance; Agenda-related material
10/18/06	06-19	Ralph Kanz	Chairperson, Central City East Project Area Committee	August 28, 2006	Allegations involving Sunshine Ordinance; speaker time
10/18/06	06-18	Ralph Kanz	Claudia Cappio; CEDA staff	May 21, 2006 and ongoing	Allegations involving Sunshine Ordinance; public records
8/15/06	06-17	Mary Becker	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/15/06	06-16	Charles Pine	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/15/06	06-15	Barbara H. Harmon	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/15/06	06-14	Caryen King	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/15/06	06-13	Michael and Loretta Ferraro	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/15/06	06-12	John Howard	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/2/06	06-11	D. Allan Mix	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance
8/2/06	06-10	Ken Pratt	City Council	7/11/06 7/18/06	Allegations involving Sunshine Ordinance

7/31/06	06-09	David Mix	City Council; Library Commission	7/11/06 7/18/06 7/25/06	Allegations involving Sunshine Ordinance
6/29/06	06-08	Sanjiv Handa	Mayor Jerry Brown; Signature Properties	6/29/04	Allegation of violations of OCRA
6/2/06	06-07	Toni Cook	Marcie Hodge, Yvonne Hodge	5/25/06	Allegations of campaign law violations.
5/5/06	06-06	Ophelia Henson-Starks	Councilmember Brooks	1/2004-present	Allegation of violations of OCRA, conflict of interest regulations, and City Council Rules of Procedure/Code of Ethics
5/4/06	06-05	Doug Bloch	Ana Chretien, owner ABC Security	past 6 years	Allegation of violations of OCRA and conflict of interest regulations
4/19/06	06-04	Harold Jackson	Councilmember Brooks	2003-05	Allegation of violations of conflict of interest regulations and/or Council Rules of Procedures
3/14/06	06-02	Ralph Kanz	Claudia Cappio	9/1/05 to present	Allegation of Sunshine Ordinance, Public Records Act and/or Brown Act violation.
11/8/05	05-11	Marilyn Bartholomew	City Attorney's Office, William Noland, Finance and Management Agency	6/18/04 to present	Allegation of Sunshine Ordinance, Public Records Act and/or Brown Act violation.
12/3/03	03-17	David Mix	Fire Prevention Assessment District Steering Committee	Oct 2003 ongoing	Allegation of election code violation
3/18/03	03-02	David Mix	Oakland Museum Dept.	3/11/03	Allegation of Sunshine Ordinance and Public Records Act violation.



PUBLIC ETHICS COMMISSION TIMELINE FOR FUTURE AGENDA ITEMS (TENTATIVE)

ITEM	DECEMBER
PEC Jurisdiction Task Force Recommendation	x
Campaign Finance Committee Ongoing Review of OCRA	x
Sunshine Committee Review of Nonprofit Corporations and other issues	x
Complaint No. 06-04 (Jackson)	x
Complaint No. 06-05 (Bloch) -- Supplemental	x
Complaint No. 06-06 (Henson-Starks)	x