

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 6:30 p.m.

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

Members excused: Commissioner Wilder

Staff present: Daniel Purnell, Executive Director

Mark Morodomi, Deputy City Attorney

B. Approval of Draft Minutes of the Meetings Of April 30, 2005 and May 2, 2005

The Commission moved, seconded and approved a motion to adopt the draft minutes of the meetings of April 30, 2005 and May 2, 2005, conditioned upon the following change to the minutes of May 2, 2005: "At the request of Commissioners Wiener and Wilder, [t]he Commission directed staff to report on changes to the CPI since the base City Council salary of \$60,000 was established in October, 1997, and what the salary would be today had annual adjustments to the CPI been made." (Ayes: Kanz, Wiener, Bortnick, White; Abstain: Kasch, Below).

C. Executive Director And Commission Announcements

The Executive Director introduced Curtis Below as the newest member of the Commission. Appointed by Mayor Jerry Brown, he fills the seat left vacant by former Commissioner Lily Kimura.

The Executive Director reported that amendments to the Limited Public Financing Act and Oakland Sunshine Ordinance will come up for final passage (second reading) at the City Council meeting of June 7, 2005. A total of six candidates have applied for matching funds during the District Two special election. Commission staff will present a final report to the Commission on the implementation of matching funds in the District Two election after candidates file their final financial disclosure statements in July.

D. Open Forum

There were two speakers: Sanjiv Handa; Ronald Chan (following Item F).

E. Complaints

1. A Staff Report And Action To Be Taken In The Matter Of Complaint No. 04-09 and No. 05-04 (Mordecai)

The Commission moved, seconded and approved a motion to dismiss Complaint No. 04-09 on grounds that there was no showing of any harm or prejudice to the complainant by the absence of an "open forum" item on the January 3, 2005, School Board agenda. (Ayes: Kanz, Wiener, Kasch, Bortnick, White, Below).

The Commission postponed action on Complaint No. 05-04 and directed staff to contact School Board representatives for the purpose of resolving issues of speaker time at future School board meetings.

There were two speakers: James Mordecai, Sanjiv Handa

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

The Commission moved, seconded and approved a motion to dismiss Complaint No. 05-05 on grounds that the facts fail to support a finding that a violation of the Oakland Sunshine Ordinance or the City Council Code of Ethics occurred.
(Ayes: Kanz, Wiener, Kasch, Bortnick, White, Below).

There was one speaker: Sanjiv Handa

3. A Staff Report And Action To Be Taken In The Matter Of Complaint No.05-06 (PEC)

The Commission directed staff to provide additional information pertaining to the use of email by Port Directors following the February 18, 2005, meeting; the role that consultants played in evaluating the executive director at the February 18, 2005, meeting; ascertain whether the Port made a taped recording of the February 18 meeting; attempt to clarify how notice of the February 18 meeting was communicated to Port Commissioners.

There were two speakers: James Mordecai, Sanjiv Handa

F. A Report And Action To Be Taken Regarding Required Review And Adjustment Of City Council Salaries Pursuant To Oakland City Charter Section 202(c)

The Commission moved, seconded and approved a motion to adopt a resolution to increase and adjust the salary for the office of City Councilmember by two and one-tenth (2.1) percent effective as of the first payroll period of Fiscal Year 2005-2006.
(Ayes: Kanz, Kasch, Bortnick, White, Below; Noes: Wiener).

There was one speaker: Sanjiv Handa

The meeting adjourned at 9:50 p.m.