

For Official Use Only

Stamp Date/Time Received:

Complaint Number: 05-05

City of Oakland Public Ethics Commission

COMPLAINT FORM

Please Type or Print in Ink and Complete this Form.

This complaint concerns a possible violation of: (please check all that apply)

The Oakland Sunshine Ordinance, California Public Records Act or Brown Act. (Access to public meetings or documents.)

Oakland Campaign Reform Act

Oakland City Council's Rules of Procedure/Code of Ethics

Oakland Limited Public Financing Act

Oakland Conflict of Interest regulations

Oakland Lobbyist Registration Act

Oakland False Endorsement In Campaign Literature Act

I am/We are not sure which specific law, ordinance or regulations apply.

However, I am/We are requesting that the Ethics Commission determine if my/our complaint is within its jurisdiction.

The alleged violation occurred on or about the following date(s)
February 15, 2005

The alleged violation occurred at the following place: City Council Chambers, Concurrent Redevelopment Agency/City Council Meeting February 15, 2005, Agenda item S-27

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CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
FEB 16 2005

ATTACHMENT 1

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Please provide specific facts describing your complaint
(Or attach additional pages as necessary.) March 28, 2005 letter attached.

The persons you allege to be responsible for the violation(s) are:
City Council President Ignacio de la Fuente

Any witnesses who were involved and/or who can provide additional
information: (Please indicate names and phone numbers, if available.)

City Council members, staff, members of the public present at the meeting.
See videotape of Concurrent Redevelopment Agency/City Council Meeting
February 15, 2005, Agenda item S-27 Affordable Housing Development
Funding.

PLEASE NOTE:

*There may be other laws that apply to the violations you are alleging. The
time limit to commence a legal proceeding to enforce those laws may not be
extended by filling this complaint. You should contact an attorney
immediately to protect any rights available to you under the law.*

*By filling this complaint with Public Ethics Commission it, and all other
materials submitted with it, becomes a public record available for inspection
and copying by the public*

NAME: Orna Sasson PHONE NO.(Day): (510) 836-3514

ADDRESS: 1428 Jackson Street PHONE NO.(Eve.):()_____

CITY: Oakland STATE: CA ZIP: 94612

FAX NO.: () _____

E-MAIL: oaklandlana@yahoo.com

PLEASE RETURN THIS FORM TO:

Public Ethics Commission

One Frank Ogawa Plaza, 4th floor
Oakland, CA 94612

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March 28, 2005

City of Oakland
Public Ethics Commission
One Frank Ogawa Plaza, 4th floor
Oakland, CA 94612

Public Ethics Complaint

Dear Chair Kanz and Commissioners:

We are submitting the attached Public Ethics Complaint form for which this letter describes the specific fact of our complaint.

During the March 12, 2005 KTOP rebroadcast of the Public Ethics Commission meeting of March 7, 2005 we learned that City Council decisions prior to public comment is in violation of The Oakland Sunshine Ordinance and the Brown Act. Following that we reviewed Resolution No. 78307 C.M.S. on your website regarding the Code of Conduct for each member of the City Council.

We seek your review of action by City Council President Ignacio de la Fuente that we have witnessed on more than one occasion. Most recently and for which we submit this public ethics complaint the action took place at the February 15, 2005 City of Oakland Concurrent Redevelopment Agency / City Council Meeting agenda item S-27, Affordable Housing Development Funding.

In this case a motion was called and City Council President de la Fuente stated, "You know where we're going" before calling for and taking public comment. We believe that making such a statement is disrespectful to members of the public and would appear to be inconsistent with the spirit, and perhaps the letter, of legislation intended to honor public input and ensure courteous and attentive listening to all public discussions.

Evidence of this action can be observed by watching the February 15, 2005 meeting agenda item S-27 on KTOP videotape.

Thank you in advance for your consideration.

Respectfully submitted,

Orna Sasson

Cynthia L. Shartzner

Orna Sasson, Co-Chair
Cynthia L. Shartzner, Co-Chair

Lakeside Apartment Neighborhood Association
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