

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

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, Kasch, Wiener, Bortnick, and Wilder

Members excused: Commissioner White

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

B. Approval of Draft Minutes of the Meeting of March 7, 2005

The Commission moved, seconded and approved a motion to adopt the draft minutes of the meeting of March 7, 2005. (Ayes: Kanz, Kasch, Wiener, Bortnick, Wilder).

C. Executive Director And Commission Announcements

The Executive Director reported that Commission staff has been focused on administering the limited public financing program for the District Two special election. To date, four of nine candidates have applied for and received matching funds; other campaigns are still working on their applications. Commission staff notes that the campaigns are complying well with the rules for submitting applications. Candidate campaign statements are due on April 7, 2005.

The Executive Director reported that the City Council Rules Committee will be taking up the City Attorney's and City Clerk's proposed amendments to the Sunshine Ordinance on Thursday, April 14, 2005. The Executive Director and Committee Counsel Mark Morodomi will be conducting a Sunshine Ordinance training session for City employees in early May.

The Commission's Campaign Finance committee met on March 30 and will continue its review of the Oakland Campaign Reform Act (OCRA) in early May. Formal meeting notice will be provided.

The Commission directed staff to agendize at a future meeting a report on the distribution of Statements Of Economic Interest (Form 700) to designated employees and board and commission members.

D. Open Forum

There was one speaker: David Mix

E. Complaints

1. A Staff Report And Action To Be Taken In the Matter Of Complaint No. 04-05 (Edrington/Lee)

The Commission moved, seconded and approved a motion to continue the Commission's consideration of Complaint No. 04-05 until the May or June meeting. Complainants and respondents may submit any additional material to the Executive Director within two weeks of the April 4, 2005, meeting.

(Ayes: Kanz, Wiener, Bortnick, Wilder; Abstain: Kasch).

There were nine speakers: Sanjiv Handa, David Mix, Mamie Chow, Wayne Roland, Adam Gold, Steve Edrington, Wally Scott, Holly Fink, Mari Lee

2. A Staff Report And Action To Be Taken In The Matter Of Complaint No.05-01 (Mordecai)

The Commission moved, seconded and approved a motion to approve the draft letter prepared by Commission staff and directed staff to present the letter at an upcoming meeting of the City Council's Rules Committee.

(Ayes: Kanz, Kasch, Wiener, Bortnick, Wilder).

There was one speaker: Sanjiv Handa (Upon prior agreement with the Chair, Mr. Handa was permitted additional time to address this and the preceding agenda items.)

F. A Report And Action To Be Taken Whether To Initiate A Commission Complaint Against The Oakland Port Board Of Directors In Connection With A Closed Session Meeting Held On February 18, 2005

The Commission moved, seconded and approved a motion to initiate a complaint against the Port Board of Directors for the alleged failure to provide public notice of a February 18, 2005, special meeting as required under the Oakland Sunshine Ordinance.

(Ayes: Kanz, Wiener, Bortnick, Wilder; No: Kasch).

There were two speakers: Sanjiv Handa, David Mix

G. A Report And Action To Be Taken Regarding Required Review And Adjustment Of City Council Salaries

The Commission discussed and asked questions regarding the Commission's salary-setting responsibilities. The Commission directed staff to respond, by the May, 2005, meeting, whether the Commission has the authority to place any conditions on a proposal to increase City Council salaries beyond five percent.

There was one speaker: Sanjiv Handa

H. An Informational Presentation On The Oakland Campaign Reform Act (OCRA)

This item was continued to the May 2, 2005, meeting.

I. A Report And Action To Be Taken Regarding A Proposed Ordinance For Public Access To Records Of Nonprofit Organizations That Perform Governmental Functions On City Property

The Commission directed staff to prepare an analysis of the City Attorney's proposal and to continue the discussion of whether to recommend adoption of the proposal until the May, 2005, meeting.

There were two speakers: Sanjiv Handa, David Mix

J. A Report And Action To Be Taken Regarding The Location Of The Public Ethics Commission's Special "Goal Setting" Meeting Of April 30, 2005

The Commission moved, seconded and approved a motion to hold their annual retreat in Hearing Room 4 of Oakland City Hall. (Ayes: Kanz, Wiener, Bortnick, Wilder, Kasch).

There were two speakers: Sanjiv Handa, Barbara Newcombe

K. A Report And Action To Be Taken Regarding Mandatory Sunshine Training In The City And County Of San Francisco

The Commission directed staff to investigate the possibility of on-line Sunshine training and report back at a later meeting.

There was one speaker: Sanjiv Handa

The meeting adjourned at 10:15 p.m.