

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
One Frank Ogawa Plaza (City Hall)
Commission Meeting
Tuesday, September 3, 2013
Sgt. Mark Dunakin, Hearing Room 1
6:30 p.m.



Commissioners: Lloyd Farnham (Chair), Aspen Baker (Vice-Chair), Roberta Johnson, Benjamin Kimberley, Monique Rivera, Eddie Tejada, Jenna Whitman

Commission Staff: Whitney Barazoto, Executive Director
City Attorney Staff: Kathleen Salem-Boyd, Deputy City Attorney

MEETING MINUTES

1. Roll Call and Determination of Quorum.

The meeting was called to order at 6:36 p.m.

Members present: Commissioners Farnham, Johnson, Rivera, Tejada, and Whitman

Staff present: Whitney Barazoto, Lauren Angius, Mark Morodomi (for Kathleen Salem-Boyd)

2. Staff and Commission Announcements.

Executive Director Whitney Barazoto made the following announcements:

- The Commission has filled the newly budgeted full-time Program Analyst position; Lauren Angius was hired effective September 2, 2013, and brings a passion for ethics in government and experience in litigation, research, marketing, and communications. The Commission welcomed Ms. Angius as a new full-time employee.
- The Commission recently initiated a project with OpenOakland to visualize the campaign finance data collected by the City through its NetFile e-filing system.
- The Commission added a new “Explore” page to the Commission’s website to serve as an open government portal. The goal of this portal is to consolidate the City’s disclosure information in one online location.
- Commission staff participated in Councilmember Kalb’s first working group meeting on August 21. The working group brainstormed potential issues to work on and they plan to hold a public meeting around September 30 to elicit public opinion. The group is aiming to draft proposals by the end of the year.

3. Open Forum.

There were no speakers.

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
One Frank Ogawa Plaza (City Hall)
Commission Meeting
Tuesday, September 3, 2013
Sgt. Mark Dunakin, Hearing Room 1
6:30 p.m.



CONSENT ITEMS¹

4. Approval of Commission Draft Minutes.

The Commission approved 5-0 the June 3, 2013, Regular Meeting Minutes, the June 25, 2013, Special Meeting Minutes, and the July 24, 2013, Special Meeting Minutes.

ACTION ITEMS

5. Correction of Agenda Materials from the July 24, 2013 Public Ethics Commission Meeting.

At the July 24, 2013, Commission meeting, staff provided an oral presentation to the Commission, accompanied by PowerPoint slides. The PowerPoint slides had not been posted with the agenda in advance of the meeting, so staff corrected the omission by including the slides with the agenda materials for the September 3, 2013, Commission meeting. The Commission provided an opportunity for the public to comment on the slides. There were no public speakers.

6. Letter to City Council Regarding Public Ethics Commission Authority.

The Commission discussed a draft letter from the Commission to City Council to request the Council adopt a City ethics ordinance and provide an additional staff to the Commission. Commissioners suggested minor changes to the letter and requested staff and the Chairman to make the changes and issue the letter. The Commission approved the letter, with minor edits as discussed, with a 5-0 vote.

7. Commission Vacancies in 2014.

The Commission approved 5-0 the 2013 Commissioner Application and formed a subcommittee consisting of Commissioner Baker, Commissioner Tejeda and Commissioner Rivera to review and interview applicants.

8. Complaint/Enforcement Program.

The Commission took the complaint log under advisement.

¹ Consent items will be voted on all at once, unless a Commissioner requests removal of an item from consent prior to the vote.

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
One Frank Ogawa Plaza (City Hall)
Commission Meeting
Tuesday, September 3, 2013
Sgt. Mark Dunakin, Hearing Room 1
6:30 p.m.



- a. **Complaint No. 13-07** (Public Works). Commissioner Whitman moved and Commissioner Tejada seconded to dismiss Complaint No. 13-07 on the grounds that the alleged violations are not in Commission jurisdiction. The Commission approved the motion 5-0.
- b. **Complaint No. 12-14** (Brunner). Executive Director Barazoto suggested dismissing this case not on the grounds that it is outside of the Commission's jurisdiction, but because it should be referred to another governmental or law enforcement agency better-suited to address the issue. Ms. Barazoto added that staff had forwarded the complaint to the California Fair Political Practices Commission. Commissioner Whitman moved and Commissioner Johnson seconded to dismiss Complaint No. 12-14. The Commission approved the motion 5-0.

DISCUSSION ITEMS

9. Limited Public Financing Program Policy Review.

The Commission discussed a written report by Greg Gonzales, graduate student at the U.C. Berkeley Goldman School of Public Policy, who conducted a policy review of the City of Oakland's Limited Public Financing Program. Ms. Barazoto mentioned that staff will be incorporating many of the suggested administrative changes into the program's 2014 election year implementation.

The meeting adjourned at 8:11 p.m.