

CITY OF OAKLAND
PUBLIC ETHICS COMMISSION
One Frank Ogawa Plaza (City Hall)
Regular Commission Meeting
Teleconference
Wednesday, February 9, 2022
6:30 p.m.



Commissioners: Arvon Perteet (Chair), Michael MacDonald (Vice-Chair), Charlotte Hill, Jessica Leavitt, Ryan Micik, and Joseph Tuman

Commission Staff to attend: Whitney Barazoto, Executive Director; Suzanne Doran, Lead Analyst – Civic Technology and Engagement; Kellie Johnson, Enforcement Chief; Ana Lara-Franco, Commission Assistant; Simon Russell, Investigator

City Attorney Staff: Tricia Shafie, Deputy City Attorney

PUBLIC ETHICS COMMISSION MEETING MINUTES

1. Roll Call and Determination of Quorum.

The meeting was held via teleconference.

The meeting was called to order at 6:33 p.m.

Members present: Perteet, MacDonald, Hill, Micik, and Tuman. Leavitt was absent.

Staff present: Whitney Barazoto, Suzanne Doran, Kellie Johnson, Ana Lara-Franco and Simon Russell.

City Attorney Staff: Tricia Shafie.

2. Staff and Commission Announcements.

There were no staff announcements. Perteet welcomed Hill to the Commission.

3. Open Forum.

There were no public speakers.

PRELIMINARY ACTION ITEMS

4. Virtual meetings by the Public Ethics Commission.

There were no public speakers.

MacDonald moved, and Tuman seconded to approve **RESOLUTION NO. 22-01**.

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Ayes: Perteet, MacDonald, Hill, Micik, and Tuman.

Noes: None

Absent: Leavitt

Vote: Passed 5-0

ACTION ITEMS

5. Approval of Commission Meeting Draft Minutes.

a. January 12, 2022 Regular Meeting Minutes

There were no public speakers.

Micik moved, and MacDonald seconded to approve the January 12, 2022 Regular Meeting minutes.

Ayes: Perteet, MacDonald, and Micik.

Noes: None

Absent: Leavitt

Abstain: Hill and Tuman, who were not present at the January meeting.

Vote: Failed 3-0

Item was put over for the next meeting.

6. Public Ethics Commission Annual Report.

Suzanne Doran, Lead Analyst, presented the report to the Commission, adding that staff will make edits to Commissioner Yan's bio and also to some of the final disclosure and social media numbers.

Commissioners reviewed and asked questions about the annual report summarizing the PEC's activities in 2021.

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There were no public speakers.

Perteet moved, and Tuman seconded to approve the report with the recommended revisions.

Ayes: Perteet, MacDonald, Hill, Micik, and Tuman.

Noes: None

Absent: Leavitt

Vote: Passed 5-0

7. Proposed New City Ticket Policy Ordinance.

Whitney Barazoto, Executive Director, presented a draft proposed ordinance for Commission approval to forward to City Council to codify a new City Ticket Policy for the City of Oakland and replace City Council's existing policy (Council Resolution 82032).

Commissioners discussed the ordinance. MacDonald suggested two amendments regarding language to include the sale of tickets by public servants and changing the reporting period to 25 days instead of 45.

There was one public speaker.

MacDonald moved, and Tuman seconded to amend the proposed ordinance with the recommended revisions.

Ayes: Perteet, MacDonald, Hill, Micik, and Tuman.

Noes: None

Absent: Leavitt

Vote: Passed 5-0

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DISCUSSION ITEMS

8. Reports on Subcommittees and Commissioner Assignments.

- a. **Enforcement Subcommittee** (*ad hoc*, created on November 1, 2021) – Arvon Perteet (Chair) and Ryan Micik

- b. **Public Records Performance** (*ad hoc*, created on January 12, 2022) - Michael MacDonald (Chair) and Jessica Leavitt.

Perteet shared that the Enforcement Subcommittee met last month and are working on looking at different enforcement activities at other ethics commissions in California.

MacDonald shared that they have not met. They are waiting for the vacant commissioner position to be filled and can appoint a third member.

There were no public speakers.

INFORMATION ITEMS

9. Lobbyist Registration Act Guide 2022.

Ms. Doran presented the final updated Lobbyist Registration Act Guide with recent changes that include an overview of the PEC's electronic filing system for lobbyists as well as minor changes throughout to add clarity and answer common questions received in recent years.

There were no public speakers.

10. Oakland Campaign Reform Act Contribution Limit and Expenditure Ceiling Annual Adjustment for 2022.

Ms. Barazoto provided an updated list of Oakland's campaign contribution limits and expenditure ceiling amounts, adjusted per the increase in the Consumer Price Index as required by the Oakland Campaign Reform Act. Staff has made the required adjustments and published the 2022 limits for the public.

There were two speakers.

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11. Disclosure and Engagement.

Ms. Doran provided an overview of education, outreach, disclosure and data illumination activities for this past month.

12. Enforcement Program.

Kellie Johnson, Enforcement Chief, provided a monthly update on the Commission's enforcement work since the last regular Commission meeting.

There was one speaker.

13. Executive Director's Report.

Ms. Barazoto reported on overall projects, priorities, and significant activities since the Commission's last meeting.

The PEC's retreat is scheduled for April 21st or 22nd.

14. Future Meeting Business.

Perteet expressed appreciation of the duties fulfilled by MacDonald when he was chair. He also congratulated Tuman on his retirement.

The meeting adjourned at 8:22 p.m.