



## **CASTRO/UPPER MARKET COMMUNITY BENEFIT DISTRICT**

**584 Castro Street #336; San Francisco CA 94114**

**[www.CastroCBD.org](http://www.CastroCBD.org) 650/355-1294**

### **Minutes of the Regular Monthly Board of Directors Meeting on April 14, 2011 Castro Community Room, 501 Castro Street, Second Floor, San Francisco, California**

The meeting was called to order at 6:03pm by President Dominic Campodonico.

A quorum was present and was maintained throughout the meeting.

**Directors Present:** President Dominic Campodonico, Jim Laufenberg, Vice President Tim Patriarca, Pat Sahagun, Secretary Pauline Scholten, Gustavo Serina, Blake Smith;

**Directors Absent:** Excused absences: Joel Bubeck, Treasurer Herb Cohn, Richard Sollitto, Ken Wingard  
Unexcused absences: none

**Staff, Guests:** One (1) member of the public; Executive Director Andrea Aiello; Richard Magary (taking Minutes).

An agenda was distributed to Board members and guests.

#### **Introductions**

The Board members publicly introduced themselves and guests were invited (but not required) to introduce themselves.

#### **Brown Act Notice**

Dominic summarized California's Brown Act, as its rules apply to the CBD's Board meetings. They include provisions that meetings are publicly noticed in advance and are open to the public; for public comment on each agenda item, and before any vote is taken; and for general public comment, scheduled as Item VII on the Agenda for this meeting, to be called in order but no later than 7:25pm. Guests who interrupt or are otherwise disruptive of the Meeting will be given a verbal warning. If a second interruption or disruption by the individual(s) occurs at the meeting, they will be asked to leave.

#### **Minutes from March 10, 2011**

After corrections were noted, those Minutes were adopted by general consent.

#### **President's Report**

Dominic noted that the Britney Spears TV taping and appearance scheduled for March 27 and discussed at the March 10 meeting, was moved out of the neighborhood due to unfavorable weather forecasts. Preparations still provided a good "exercise" and generally seemed well-organized.

The CBD's Annual Social on March 28 was successful. Thanks are due to all who helped make that happen. Donations for the CBD's Flower Baskets program still are slow, although Petyr Kane owner of Citizen and Body made a \$1,000 donation.

Gustavo was thanked for his excellent tribute to Elizabeth Taylor in the April 7 edition of the *Bar Area Reporter*.

Sup. Wiener will give a *Small Business Week* award to the owners of *Orphan Andy's* at the May 17 Board of Supervisor meeting.

MUNI is hosting a Community Meeting about the Duboce Trackway Improvement Project on May 5 in the Gazebo at *CPMC/Davies Medical Center*. Sup. Wiener is hosting a District 8 Town Hall with Mayor Lee and other leaders from the City tonight at the same time as this Board Meeting, at Mission High School. Joel is attending to represent the CBD and will report at the next Meeting.

Ken and his husband are in India, awaiting the birth of their baby. Plans for a get-together were discussed; Pauline will follow up.

Public Comment was invited on the President's Report. There was none.

### **Treasurer's Report**

Andrea presented the Treasurer's Report for February 2011 in Herb's absence.

February beginning of month cash balances were \$368,900.46

During the month of February 2011, the CBD earned interest earned of \$100.11 and received miscellaneous deposits from PayPal of \$0.21.

Expenses for February were \$28,745.20 for our maintenance contract, administration costs, and ongoing programs.

February end of the month cash balances were \$340,255.58

She also reviewed Profit and Loss Statements for February 2011 and for the eight months year to date through February 28, 2011, and the Balance Sheet at February 28, 2011.

She confirmed that some past-due Assessments were paid during the period, while others remain unpaid. Other discussion included how *Rainbow Honor Walk* fiscal agent items are listed, how and why Andrea's compensation is allocated to various categories. The Budget vs. Projected and Actual Report was reviewed, noting that all categories are substantially on-budget with a surplus of \$14,832. Andrea will work with Herb to correct a math error in the report. Reserve/Carryover/Contingency amounts were reviewed.

All Board Members were asked to reflect on the amounts for each category, to help inform their work on the 2011-2012 budget in the coming weeks.

Public Comment was invited on the Treasurer's Report. There was none.

### **Committee Reports**

#### **Executive Committee**

Dominic gave the Executive Committee Report.

Considerable time was spent this month reviewing an alleged conflict of interest. After thorough study and review, it was determined that no potential conflict had occurred.

Dominic reminded all Board Members that they should continually be alert for potential and perceived conflicts of interest which their activities might raise. Conflicts can arise, for example, from a Board Member's business or personal activities, or through a relationship with an outside organization which may impact the work of the CBD. Once identified, any such potential conflicts should be presented as soon as they arise to Dominic and/or Andrea, and reported for discussion at the start of any relevant Committee and Board discussion. Any potential conflict should be discussed and the matter resolved prior to discussion of the underlying matter by the Committee or Board.

- A Motion listed on the Agenda under Vc was tabled until later in the meeting, as part of the Services Committee report. .

It was Moved (M-GS, 2-PS) to approve the insubstantial but recently amended Fiscal Sponsorship Agreement with *Rainbow Honor Walk*. It was Moved to Amend the Motion (M-DC, 2-GS) by removing the question mark on page 2 line 5. and on page 4 remove "either of" and add the word "and" so that the CBD also has 2 representatives signing any modifications to the agreement. After discussion, Public Comment was invited on the Motion and Amendment. There was none. The Amendment was *approved unanimously*, and then the primary Motion, as amended, was *approved unanimously*.

Public Comment was invited on the Executive Committee report. There was none.

#### **Streetscape Committee**

Tim presented the Streetscape Committee report.

- A Motion was made (M-TP, 2-GS) to approve funding for four (4) *People in Plazas* concerts for the summer of 2011. Pauline noted her potential conflict of interest with the proposed producing organization. It was deemed not relevant and she participated in the discussion. After discussion,

Andrea added that the cost of the 4 concerts totals \$3600. This includes publicity in the SF Examiner, insurance, permit fees and an MC present to introduce the event. Public Comment was invited on the Motion. There was none. The Motion then was *approved unanimously*.

There was discussion regarding who is liable for damage to private property and other issues which occur as the result of activity in Jane Warner Plaza. The Streetscape Committee is working on the topic and plans to recommend a policy to the full Board. Meanwhile, Pat requested support for a related issue he has with the City. Because of the urgent timing, that matter was referred to the Executive Committee for consideration.

- A Motion was made (M-TP, 2-GS) to support *San Francisco Beautiful's* appeal to the S.F. Board of Supervisors, and thereby require that an Environmental Impact Report be prepared for the plan by *AT&T* to install 726 equipment cabinets on San Francisco sidewalks. Tim noted that he is a City employee in a Department not working on this issue, and that was determined not to be a conflict. There was substantial discussion which included details of *AT&T's* proposal, *SF Beautiful's* opposing position, the fact that this issue seems to be related to a conflict of policy between DPW and the Planning Department, and whether the CBD's position would have an impact, if one is taken. Public Comment was invited on the Motion. There was one comment. The Motion then *failed*.
- A third Motion listed on the Agenda under Vb regarding a proposal from *San Francisco AIDS Foundation* was withdrawn, as the group moved its event to another location.

### Services Committee Report

Andrea presented the Services Committee report.

- A Motion was made (M-GS, 2-BS) to approve hiring a Volunteer Coordinator (temporary, part-time consultant) for the Castro Ambassador Program, at a cost not to exceed \$10,000 (which is within the allocated budget of the Ambassador program). Discussion of the Motion was tabled, to allow for General Public Comment at the appointed time.

### General Public Comment

At this point in the meeting, it was 7:25pm. Dominic called for General Public Comment.

Michael Petrelis, a member of the community, raised issues regarding the Rainbow Flag at Harvey Milk Plaza, including who controls the flag, and who makes and implements policies regarding its use. He said that there is a lack of transparent process. There was considerable discussion with Mr. Petrelis and among Board Members. Dominic will have a follow-up discussion with the President of MUMC, which operates the Flag.

### Services Committee Report, continued

- Discussion resumed on the Motion to hire a Volunteer Coordinator for the Ambassador Program. After discussion, Public Comment was invited on the Motion. There was none. The Motion then was *approved unanimously*.
- A Motion was made (M-BS, 2-GS) to approve a 2% increase in the CBD's contract with *MJM Management*, for 2011-2012. Discussion included the following: The contract for FY 2010-11 totaled \$226,440, the 2% increase will bring the total to \$231,000. The recommended increase amount is in the 2010-2011 budget. The contract year with MJM runs from Feb. 1 – January 31. This is not a new contract, but rather a renewal. 2011-2012 is the last year in a 3 year contract that the CBD has with MJM. After discussion, Public Comment was invited on the Motion. There was none. Then, the Motion *passed unanimously*.

At this point Dominic left the meeting due to a conflict of interest on the next motion and to attend to personal matters. He handed the Chair to Vice President Tim Patriarca for the rest of the meeting.

A Motion was made (M-PS, 2-GS) to approve additional funds to pay for the Annual Social for a total cost of \$1,971 with the understanding that, though the Social was a success and the room was great, its cost was more than anticipated. To rectify this, in the future, planning for the Annual Social will be coordinated by the Executive Committee. After discussion, Public Comment was invited on the Motion. There was none. The Motion then was *approved unanimously*.

Public Comment was invited on the Services Committee report. There was none.

**Executive Directors Report**

Andrea said she attended a recent Pink Saturday planning meeting. The Sisters again will sponsor. The event will run similar to last year's, and will end a bit earlier than last year, but close to midnight. Some are concerned, based on events in the evening last year. Andrea will discuss further with The Sisters, especially about ending music at 10:30pm or so, instead of 11:15pm. Andrea suggested that the CBD might want to be involved earlier in future planning for this type of event

Public Comment was invited on the Executive Director's report. There was none

**Adjournment**

The meeting was adjourned at 8:10 pm.

Minutes taken and prepared by Richard Magary

Approved \_\_\_\_\_ May 12, 2011



Pauline Scholten, Secretary