Sunshine Ordinance Task Force - File 22052

Lee Heidhues-Complainant
Public Records Request with Fine Arts Museums of San Francisco

July 25, 2023

JFK Promenade is now a reality. It emerged victorious with the Board of Supervisors. SFMTA. The Recreation and Park Commission. The voters by an overwhelming 63 percent margin last November. And, finally, the lawsuit filed by the FAMSF 'Open The Great Highway Alliance' was tossed by the California Court of Appeals earlier this year.

You may ask, "Why are you here today? You won. It is over."

There is a simple reason. Transparency and Accountability.

People forget the political dynamics two years ago when The Mayor decreed JFK Drive car free as an emergency declaration on April 28, 2020. A declaration which was immensely popular with those enjoying the car free oasis in Golden Gate Park.

There was also institutional opposition. Opposition with deep connections at City Hall and deep pockets financially. The Fine Arts Museums of San Francisco was in the forefront. In 2021 there were events on JFK Promenade beginning in March and concluding with a holiday celebration in December. I was at all of them. It was common knowledge that the Fine Arts Museums of San Francisco was working hard behind the scenes to end JFK Promenade.

In early 2022 there was a party on JFK Promenade during Lunar New Year in support of this car free sanctuary.

In 2022, with the Mayor's emergency declaration about to expire, various City Boards got into the action. The FAMSF Board. SFMTA. The Recreation and Park Commission. And, finally, on April 26, 2022, when the Board of Supervisors passed an Ordinance, supported by The Mayor, which designated JFK Promenade permanently car free. On May 7, 2022, The Mayor signed the Ordinance into law before a joyous throng on JFK Promenade. I was there.

At this time, I became aware of the FAMSF deep seeded opposition to JFK Promenade. I learned that District 1 Supervisor Connie Chan, whose opposition to JFK Promenade was well known, had met with Platinum Advisors – the lobbyist for FAMSF – 14 times. Documentation I found by researching the Ethics Commission website.

I filed several Public Records Requests with both Supervisor Chan and the Fine Arts Museums of San Francisco. Because only the FAMSF is on the Agenda I will provide the dates of these transactions.

- April 8, 2022 Immediate Disclosure Request to FAMSF.
- April 11, 2022 Follow up with FAMSF. Response not yet received.
- April 18, 2022 Response from FAMSF.
- April 19, 2022 Amended Immediate Disclosure Request to FAMSF
- April 21, 2022 Response from FAMSF.
- June 26, 2022 Immediate Disclosure Request to FAMSF.
- July 12, 2022 Response from FAMSF.

The responses on April 18, April 21, and July 12, 2022, provided nothing of substance to my requests for documentation about the political battle waged by FAMSF to destroy JFK Promenade.

Megan Bourne is Chief of Staff of the FAMSF. On April 21, 2022, she wrote me that the Ethics Commission "is responsible for maintaining all records under the City's lobbying ordinance." It is reasonable to expect the FAMSF would have copies of these same records. My Records Requests did not limit themselves to just formal "lobbying." I asked for everything and received nothing.

Parfa Dea, Senior Government Affairs Manager of the FAMSF, wrote to me on July 7, 2022. He needed more time "to search for, collect and appropriately examine a voluminous amount separate and distinct records." Five days later Parfa Dea wrote and told me FAMSF "is not involved with the 'Access for All' initiative. It has no responsive documents to your request."

This assertion was made despite the fact that the FPPC Form 460 submitted to The Ethics Commission for July 2022 lists "Access for All, Sponsored By Corporation of the Fine Arts Museums and Open The Great Highway Alliance."

It is difficult to prove a Negative. In this instance the FAMSF is maintaining it has no responsive documents nor a responsibility to provide them.

The political fight waged by FAMSF against JFK Promenade should have provided a trove of documents. They need to be provided.

Attachments:

- 1. FAMSF response to Immediate Disclosure Request 4.21.2022
- 2. P Dea email to Lee Heidhues 7.7.2022
- 3. FAMSF response to Immediate Disclosure Request 7.12.2022
- 4. FPPC Form 460 'Access for All...' 7-16 through 7.31.2022
- 5. Platinum Advisors Ryan Blake phone message 4.5.2022
- 6. Platinum Advisors Ryan Blake phone message 6.27.2022
- 7. The Standard 'War for JFK Drive' 4.8.2022
- 8. 48 Hills 'The Move to Reopen JFK Drive 8.8.2022.

Lee Heidhues-Complainant

July 24th, 2023



AMENDED. Immediate Disclosure Request - Chapter 67 San Francisco San Francisco Administrative Code Section 67.22

| PRR | FAMSF | <pre><pre><pre><pre>ofamsf.org></pre></pre></pre></pre> |
|--------|--------|--|
| To: le | erossh | <leerossh@gmail.com></leerossh@gmail.com> |

Thu, Apr 21, 2022 at 1:46 PM

Dear Mr. Heidhues:

Thank you for contacting the Fine Arts Museums of San Francisco (FAMSF), a department of the City and County of San Francisco.

The San Francisco Ethics Commission is responsible for maintaining all records under the City's lobbying ordinance.

The Fine Arts Museums of San Francisco (FAMSF) has provided all responsive records that it is,

Thank you,

[Quoted text hidden]

[Quoted text hidden]

Megan Bourne

she/her/hers

Chief of Staff, Executive Secretary to the Board of Trustees

Fine Arts Museums of San Francisco

de Young | Legion of Honor

Golden Gate Park | 50 Hagiwara Tea Garden Drive | San Francisco, CA 94118

p 415.750.3669

mbourne@famsf.org | famsf.org

leerossh@gmail.com

From:

pdea@famsf.org on behalf of PRR FAMSF <prr@famsf.org>

Sent:

Thursday, July 07, 2022 10:42 AM

To:

leerossh

Subject:

Re: Immediate Disclosure Request - Chapter 67 San Francisco Administrative Code, Sec.

67.21 - Access for All Ordinance

Dear Mr. Heidhues:

Thank you for contacting the Fine Arts Museums of San Francisco, a department of the City and County of San Francisco. This email is in response to your public records request submitted on June 26, 2022. Per Cal. Govt. Code § 6253(c), we are invoking a 14-day extension, due to:

(2) The need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records that are demanded in a single request.

Given that we have invoked a 14-day extension, the new deadline for your request is July 21, 2022. We will provide our response as soon as possible, but no later than July 21, 2022, by close of business.

Thank you, Fine Arts Museums of San Francisco

On Mon, Jun 27, 2022 at 5:49 PM PRR FAMSF < prr@famsf.org> wrote: Dear Mr. Heidhues:

Thank you for contacting the Fine Arts Museums of San Francisco, a department of the City and County of San Francisco. We have received your public records request submitted on June 26, 2022. If a department receives a public records request after regular business hours (for example, an email request received after 5:00 p.m. on a weekday), or on a weekend or holiday, the next business day is considered the date of receipt. Cal. Civ. Code § 10. Immediate disclosure requests must be satisfied no later than the close of business the next business day. Admin. Code § 67.25(a).

Although you have labeled your public records request as an immediate disclosure request, this type of request is limited to "simple, routine, or otherwise readily answerable request." Admin. Code 67.25(a). Since your request is not "simple, routine, or otherwise readily answerable request," per Admin. Code 67.25(a), we are treating it as a standard request.

Standard requests must be satisfied within 10 calendar days. Cal. Govt. Code § 6253(c).

We will provide our response as soon as possible, but no later than Thursday, July 7, 2022, by close of business.

Thank you,

Fine Arts Museums of San Francisco

leerossh@gmail.com

From:

Sent:

| То: | Lee Heidhues |
|--|---|
| Subject: | Re: Immediate Disclosure Request - Chapter 67 San Francisco Administrative Code, Sec. 67.21 - Access for All Ordinance |
| Dear Mr. Heidhues: | |
| | e Arts Museums of San Francisco, a department of the City and County of San Francisco. revious email, regarding your request submitted on June 26, 2022. Thank you for garding your request. |
| | co-sponsored by Corporation of the Fine Arts Museums (a nonprofit that supports the decums) and Open the Great Highway Alliance. |
| City and County of San Francisco | museums is a private, nonprofit 501(c)(3) organization. It is not a department of the . The San Francisco Sunshine Ordinance applies to all agencies and boards and Charter or by Ordinance or Resolution passed by the Board of Supervisors. |
| The Fine Arts Museums of San Fr responsive documents to your re | rancisco, a City agency, is not involved with the "Access For All" initiative. It has no equest. |
| Thank you, | |
| Fine Arts Museums of San Franci | sco |
| On Fri, Jul 8, 2022 at 10:12 AM La Attn: Custodian of Records FAM | |
| In response to your email of Jul- requested. | y 7, 2022, attached is my original IDR setting forth the responsive documents I |
| It states clearly what type information of the states for All Ordinance". | mation I am seeking and those entities and individuals I feel are involved with the |
| Please provide the responsive of | locumentation. |
| Thank you, | |
| Lee Heidhues | |
| THE RESERVE OF THE PARTY OF THE | |
| The IDR encompasses the period Request. | eriod beginning March 1, 2022, up to and including the date of the response to the |
| | - 4- |

pdea@famsf.org on behalf of PRR FAMSF <prr@famsf.org>

Tuesday, July 12, 2022 6:00 PM

| | *** | | | | | COVERPAGE |
|---|--|-------------------------------------|--|---|---|---|
| Recipient Comi Campaign State Cover Page Government Code Sect | ement | | | | E-Filed | FORM 460 |
| | | St from | atement covers period 07/16/2022 | Date of election if applicable: (Month, Day, Year) | 08/05/2022 16:49:58 Filing ID: 204380166 | For Official Use Only |
| SEE INSTRUCTIONS ON R | EVERSE | throug | gh07/31/2022 | 11/08/2022 | | |
| 1. Type of Recipie | ent Committee: All Committee | es - Complete P | arts 1, 2, 3, and 4. | 2. Type of Statement: | | |
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| 3. Committee Info | rmation | I.D. NUMBE 144929 | | Treasurer(s) | | |
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| ACCESS FOR ALL, AND OPEN THE GR | , SPONSORED BY CORPORATION REAT HIGHWAY ALLIANCE | ON OF THE FI | NE ARTS MUSEUMS | JAMES R. SUTTON MAILING ADDRESS | | |
| STREET ADDRESS (No | O P.O. BOX) | | | CITY SAN FRANCISCO | STATE ZIP CODE CA 94108 | AREA CODE/PHONE (415) 732-7700 |
| CITY | STATE | ZIP CODE | AREA CODE/PHONE | NAME OF ASSISTANT TREASUR | RER, IF ANY | |
| SAN FRANCISCO | CA | 94108 | (415) 732-7700 | | | |
| MAILING ADDRESS (IF | DIFFERENT) NO. AND STREET O | R P.O. BOX | | MAILING ADDRESS | | |
| CITY | STATE | ZIP CODE | AREA CODE/PHONE | CITY | STATE ZIP CODE | AREA CODE/PHONE |
| OPTIONAL: FAX / E-N CAMPA1GN@CAMPA: | | | | OPTIONAL: FAX / E-MAIL ADDR | RESS | |
| 4. Verification I have used all reason under penalty of perju | nable diligence in preparing and rury under the laws of the State of C | eviewing this stated | tement and to the best of my kn foregoing is true and correct. | owledge the information contained he | erein and in the attached schedules i | s true and complete. I certify |
| Executed on | 08/05/2022 Date | | ByJAMES R. S | UTTON Signature of Treasurer or Assistant | Treasurer | _ |
| Executed on | Date | | BySignature of Co | ontrolling Officeholder, Candidate, State Measure Pro | oponent or Responsible Officer of Sponsor | _ |
| Executed on | Date | | Ву | Signature of Controlling Officeholder, Candidate, S | State Measure Proponent | _ |
| Executed on | Date | | Ву | Signature of Controlling Officeholder, Candidate, S | State Measure Proponent | - FPPC Form 460 (Jan/2016) |

FPPC Advice: advice@fppc.ca.gov (866/275-3772)

Recipient Committee Campaign Statement Cover Page — Part 2

| | COVER P FORNIA DRM | | 160 |
|--------|--------------------------|----|-----|
| Page _ | 2 | of | 15 |

| 5. (| Officeholder or Candidate Controlled Comm | ittee | 6. | Primarily Formed Bal | lot Measure | Committee | | | | |
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| , | Related Committees Not Included in this Sta not included in this statement that are controlled by you contributions or make expenditures on behalf of your cal | or are primarily formed to receive | | OFFICE SOUGHT OR HELD | | | DISTRICT NO. I | F ANY | | |
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Campaign Disclosure Statement Summary Page

Amounts may be rounded

SUMMARY PAGE

Statement covers period **CALIFORNIA** to whole dollars. **FORM** 07/16/2022 from _ 07/31/2022 Page ___3 ___ of ___15___ through _ SEE INSTRUCTIONS ON REVERSE NAME OF FILER I.D. NUMBER ACCESS FOR ALL, SPONSORED BY CORPORATION OF THE FINE ARTS MUSEUMS AND OPEN THE GREAT HIGHWAY ALLIANCE 1449299

| 1. Monetary Contributions | Contributions Received | SEUN | COlumn A TOTAL THIS PERIOD (FROMATTACHED SCHEDULES) | T HIO | Column B CALENDAR YEAR TOTAL TOTAL TOTAL | Calendar Year Summary for Candidates Running in Both the State Primary and |
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| 2. Loans Received | 1. Monetary Contributions Schedule A Line 3 | \$ | | \$ | | |
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| 4. Nonmonetary Contributions Schedule C, Line 3 0.00 15,730.00 \$ 258,725.65 | | | | \$ | | |
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| 6. Payments Made Schedule E, Line 4 \$ 12,439.11 \$ 208,928.07 7. Loans Made Schedule H, Line 3 0.00 0.00 8. SUBTOTAL CASH PAYMENTS Add Lines 6+7 \$ 12,439.11 \$ 208,928.07 9. Accrued Expenses (Unpaid Bills) Schedule F, Line 3 0.00 15,730.00 10. Nonmonetary Adjustment Schedule C, Line 3 0.00 15,730.00 11. TOTAL EXPENDITURES MADE Add Lines 8+9+10 \$ 13,895.46 \$ 412,128.03 Current Cash Statement 12. Beginning Cash Balance Previous Summary Page, Line 16 \$ 28,046.69 13. Cash Receipts Column A, Line 3 above 14. Miscellaneous Increases to Cash Schedule I, Line 4 0.00 15. Cash Payments Column A, Line 8 above 15. Cash Payments Schedule I, Line 8 above 16. ENDING CASH BALANCE Add Lines 12+13+14, then subtract Line 15 If this is a termination statement, Line 16 must be zero. Cash Equivalents and Outstanding Debts 18. Cash Equivalents See instructions on reverse \$ 0.00 Cash Equivalents See instructions on reverse \$ 0.00 | | | | \$ | | |
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| If this is a termination statement, Line 16 must be zero. 17. LOAN GUARANTEES RECEIVED | 16. ENDING CASH BALANCE Add Lines 12 + 13 + 14, then subtract Line 15 | \$ | 34,067.58 | figu | ires that should be | |
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| | | | | | | |
| 19. Outstanding Debts | | | | | | |
| | 19. Outstanding Debts Add Line 2 + Line 9 in Column B above | \$ | 187,469.96 | | | |

FPPC Form 460 (Jan/2016)

FPPC Advice: advice@fppc.ca.gov (866/275-3772)

| Schedule Monetary | A Contributions Received | | ts may be rounded whole dollars. | Statement cove | | california 460 | | |
|-------------------|--|-------------------------|--|-----------------------------------|--|----------------|--|--|
| SEE INSTRUCTIO | DNS ON REVERSE | | | through | 022 | Page | 4 of15 | |
| NAME OF FILER | | | | | | I.D. NUMI | BER | |
| ACCESS FOR A | ALL, SPONSORED BY CORPORATION OF THE FINE ARTS MU | SEUMS AND OP | EN THE GREAT HIGHWAY ALLIAN | ICE | | 1449299 | 9 | |
| DATE RECEIVED | FULL NAME, STREET ADDRESS AND ZIP CODE OF CONTRIBUTOR (IF COMMITTEE, ALSO ENTER I.D. NUMBER) | CONTRIBUTOR CODE * | IF AN INDIVIDUAL, ENTER OCCUPATION AND EMPLOYER (IF SELF-EMPLOYED, ENTER NAME OF BUSINESS) | AMOUNT RECEIVED THIS PERIOD | CUMULATIVE TO I CALENDAR YE (JAN. 1 - DEC. | AR | PER ELECTION TO DATE (IF REQUIRED) | |
| 07/18/2022 | MEGAN BOURNE SAN FRANCISCO, CA 94112 | | CHIEF OF STAFF CORPORATION OF THE FINE ARTS MUSEUMS | 250.00 | 2 | 50.00 | | |
| 07/18/2022 | MELODY DOSS-WAMBEKE SAN FRANCISCO, CA 94112 | | NOT-EMPLOYED NONE | 50.00 | 1 | 50.00 | | |
| 07/18/2022 | MELODY DOSS-WAMBEKE SAN FRANCISCO, CA 94112 | | NOT-EMPLOYED NONE | 100.00 | 1 | 50.00 | | |
| 07/18/2022 | JANET FOWLER SAN FRANCISCO, CA 94114 | | RETIRED NONE | 100.00 | | 00.00 | | |
| 07/18/2022 | DAVID FRAZE SAN FRANCISCO, CA 94115 | IND COM OTH PTY SCC | REAL ESTATE SELF-EMPLOYED, SAME NAME | 1,500.00 | 1,5 | 00.00 | | |
| | | | SUBTOTAL | \$ 2,000.00 | | | | |
| 1. Amount re | A Summary eceived this period – itemized monetary contributions. Il Schedule A subtotals.) | | \$ | 17,250.00 | IND- COM- | | des | |

2. Amount received this period – unitemized monetary contributions of less than \$100\$

3. Total monetary contributions received this period.

FPPC Form 460 (Jan/2016) FPPC Advice: advice@fppc.ca.gov (866/275-3772)

PTY - Political Party

1,210.00

18,460.00

(other than PTY or SCC)
OTH – Other (e.g., business entity)

SCC - Small Contributor Committee

Ryan Blake phone April 5, 2022 at 5:08 PM



(

0:00











Transcription

"Hello supervisor Chan it is Ryan Blake I'm giving you a ring so I just had a couple clarifying questions about around specifics for the um plan that was introduced at rollcall today if you can give me a ring back I'm just to chat very quickly my phone number is

I would appreciate it thank you..."

-5-

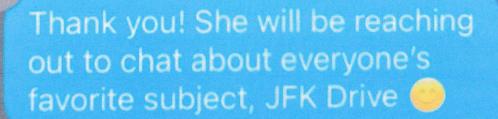
Was this transcription useful or not useful?



iMessage Tue, Jul 27, 4:52 PM

Can you send me Tom Campbell's phone number? Supervisor Chan wanted to give him a call this week. Thank you!

Sure! Anything in particular I should say she'd like to talk about?



War for JFK Drive: How a Museum's Money Is Shaping the Fight Over San Francisco's Most Controversial Street

Written by Josh Koehn Published Apr. 08, 2022 • 7:34am

The Standard

The debate is being influenced by one of the city's most powerful lobbying firms, which is being paid by San Francisco's wealthiest and most politically influential cultural institution: the Fine Arts Museums. The city agency partners with a tightly affiliated non-profit called The Corporation of the Fine Arts Museums (COFAM) to run the de Young Museum in Golden Gate Park and the Legion of Honor.

For the de Young, which lost millions in admissions revenue during the pandemic and is still seeing less than half its pre-Covid attendance, the closure of JFK Drive—and the loss of about 300 free parking spaces along the street—is seen as an existential threat.

On a recent tour of the museum, Helena Nordström, the spokesperson for the Fine Arts Museums agency but an employee of COFAM, told The Standard that officials are "incredibly desperate" to see JFK Drive reopened.

Museum officials are adamant—although they have no definitive proof—that the loss of the parking spaces along JFK Drive is the most likely reason visitor attendance has not recovered. An 800-plus-space parking garage that's supposed to serve the museum routinely sits empty because it charges too much, they say, and for convoluted, only-in-San Francisco reasons, cutting the price is not an option.

Seeing no other avenues, museum officials launched an intense lobbying blitz on JFK Drive early last year. And they might yet prevail.

https://sfstandard.com/2022/04/08/war-jfk-drive-de-young-museum-san-francisco-kids-safe-fine-arts-museum/?s=03

The move to reopen JFK Drive – 48 Hills



By TIM REDMOND

AUGUST 28, 2022

The Yes on I campaign, which aims to keep JFK Drive in Golden Gate Park (along with the Great Highway) has about \$300,000 so far, and most of it comes from Dede Wilsey, who held a fundraiser for Trump at her San Francisco house. Wilsey is the heir to the Dow Chemical fortune, as well as the real-estate empire of her late husband, Al Wilsey.

The campaign is officially sponsored by the Corporation of the Fine Arts Museums, which is the non-profit arm of the museum establishment.

The Fine Arts Museums of San Francisco is an agency of the city and county, and can't be directly involved in a political campaign.

But it's a pretty close connection

From the city's description:

The Fine Arts Museums of San Francisco are governed by three boards. The Fine Arts Museums (**FAM\$F**) of San Francisco is a Charitable Trust Department of the City and County of San Francisco. The Museums' endowment funds are held by The Fine Arts Museums Foundation (**FAMF**), a private 501(c)3 organization. The Corporation of the Fine Arts Museums (**COFAM**) is also a private 501(c)3 organization, which raises funds for and manages most of the day-to-day operations of the museums.

Dede Wilsey is on the board of all three organizations, and is the past chair of two.

https://48hills.org/2022/08/the-city-hall-corruption-probe-may-not-be-over/