



## City of San José Board of Fair Campaign and Political Practices

Chair – Louis Silver  
Vice Chair – Tom Pavel  
Member – Baltazar Lopez  
Member – Gregory Ebert  
Member – Vasundhara Tadimeti

Matthew Tolnay, Deputy City Attorney—Staff  
Toni Taber, City Clerk—Staff  
Joy Rodriguez, Assistant City Clerk—Staff  
Megan Roche, Deputy City Clerk—Staff

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### **DRAFT MEETING** **Minutes February 8, 2024** **5:30 p.m.**

#### **I. Call to Order & Orders of the Day**

Roll Call

PRESENT: Chair Louis Silver, Vice Chair Tom Pavel, Board Members Gregory Ebert and Vasundhara Tadimeti

ABSENT: Board Member Baltazar Lopez

STAFF: Deputy City Attorney Matthew Tolnay, City Clerk Toni Taber, Assistant City Clerk Joy Rodriguez, Deputy City Clerk Megan Roche

The members of the San José Board of Fair Campaign and Political Practices convened in person and virtually via remote teleconferencing at 5:31 p.m.

Action: Upon motion by Board Member Gregory Ebert, seconded by Vice Chair Tom Pavel, and carried unanimously, the Board approved the Orders of the Day. (4-0-1; Absent: Lopez)

#### **II. Closed Session – None**

#### **III. Hearings – None**

#### **IV. Public Record – None**

#### **V. Consent Calendar**

Action: Upon motion by Vice Chair Tom Pavel, seconded by Board Member Gregory Ebert, and carried unanimously, the Board approved the Minutes of the January 11, 2024 Regular Meeting. (4-0-1; Absent: Lopez)

#### **VI. Reports**

A. Chair – No report.

- B. City Attorney – Deputy City Attorney Matthew Tolnay noted that he will provide campaign guidance correspondence for the next meeting agenda and that transferring funds has been a topic on which multiple inquiries were based. Deputy City Attorney Tolnay also followed up on research requests from the Board regarding the New Business item and noted that recommendations will be attached to a future agenda for the Board’s review.
- C. City Clerk – Assistant City Clerk Joy Rodriguez reported that Form 700 filing notices were sent on February 2, 2024. The City has about 3,000 filers and the deadline to submit Form 700 filings is April 2, 2024. Assistant City Clerk Rodriguez also noted that virtual public comments have been suspended until further notice; the City Clerk, City Manager, and City Attorney’s offices are meeting to discuss potential alternate solutions. Deputy City Clerk Megan Roche noted that participation under AB2449 is no longer possible with the suspension of virtual public commenting; Board members are still able to attend virtually under the traditional Brown Act rules. There were no new Hanson Bridget LLP expenditures to report.
- D. Investigator/Evaluator – No report.

## **VII. Old Business**

- A. Scheduling of Special Board meeting if needed. (City Clerk)

Discussion: It was confirmed that no scheduling of a special meeting is necessary.

## **VIII. New Business**

- A. Discussion and Possible Action on Open Issues Regarding San Jose Municipal Code Title 12, City Council Resolution 79187 and Other Administrative Policies, Including the Complaint Intake Process. (Board)
  - (1) Additional Disclosure for Independent Committees
  - (2) Concerns about Candidate-Controlled Ballot Measure Committees
  - (3) Disclosure Requirements for Op-Eds
  - (4) Disclosures for Telephone Solicitations

Discussion: The Board discussed topics listed on Vice Chair Pavel’s memorandum, dated February 8, 2024, with Deputy City Attorney Matthew Tolnay. Item (1): Deputy City Attorney Matthew Tolnay noted that language on this topic will be included on a future agenda. Item (2): this item was tabled but will be retained on future memos for discussion purposes. Item (3): the Board took no action on this item. Item (4): the Board took no action on this item. A new item will be added to future agendas regarding publicizing information and frequently asked questions.

## **IX. Public Comment**

Public Comment: None

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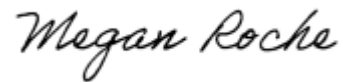
**X. Meeting Schedule and Agenda Items**

The next regular meeting is scheduled for March 14, 2024 at 5:30 p.m., to be held in City Hall 14<sup>th</sup> floor conference room T-1446.

**XI. Adjournment**

Chair Louis Silver adjourned the meeting at 6:10 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,



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Megan Roche  
Deputy City Clerk, City of San José