

MEETING MINUTES

September 12, 2018

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Chair Adrian Gonzales, Vice Chair Chris Peacock, and Board Members Amarpal Randhawa and Madhavee Vemulapalli

ABSENT: None

STAFF: Deputy City Attorney Mark Vanni, City Clerk Toni Taber, and Sr. Deputy City Clerk Cecilia McDaniel

OTHER: None

Call to Order

The members of the San José Board of Fair Campaign and Political Practices convened at 5:32 p.m. in Room W-120 of City Hall, 200 E. Santa Clara Street, CA 95113.

Orders of the Day

Action: Upon motion by Board Member Amarpal Randhawa, seconded by Board Member Madhavee Vemulapalli and carried, the Board approved the adoption of the September 12, 2018 agenda. (3-0-1. Absent: Peacock.)

II. Closed Session – None.

III. Hearings – None.

IV. Public Record – None.

V. Consent Calendar

- A. Approve the Minutes of July 16, 2018 – Special Meeting
- B. Approve the Minutes of August 8, 2018 – Regular Meeting

Action: The meeting minutes for July 16, 2018 and August 8, 2018 were not drafted in time and approval is deferred to the next meeting.

VI. Reports

- A. Chair – Chair Adrian Gonzales reported that Board Member Thomas Goodwin has resigned the Board since he is no longer a resident of San Jose. Chair Adrian Gonzales also reported that he approved a request by Hanson Bridgett for an extension to file a supplemental report with regard to the Mimi Dang Complaint

B. City Attorney –

1. Legislative update – Deputy City Attorney Mark Vanni reported that a few bills have been signed by the Governor that affect elections, but does not affect the City of San Jose.
2. Election update – There are four City measures on the ballot: Measures S, T, U, and V. The annual memorandum to Mayor and Council staff has been sent reminding employees about campaigning on City time and the use of City funds for political purposes. There are no updates on the Campaign Guidance.

C. City Clerk

1. Legislative update – None.
2. Status report on filings (Form 700, Campaign Statements, Lobbyist) – None.
3. Elections update – City Clerk Toni Taber reiterated that there are 4 City measures and four candidates on the November ballot.
4. Update on Board Expenditures

Document Filed: Hanson Bridgett Contract Expenses FY 17-18 Spreadsheet from City Attorney's Office.

Discussion: City Clerk Toni Taber reported that no additional expenses were incurred from the last meeting. Chair Adrian Gonzales asked when the Request for Proposal for the Evaluator would need to be completed again. Deputy City Attorney Mark Vanni recommends starting the process by the end of the year.

Action: Staff will bring a draft RFP back to the Board for review and approval before the end of the year.

D. Investigator/Evaluator – None.

VII. Old Business

- A. Discussion and possible action on report from Ad Hoc Committee for Public Education Campaign. (Chair Adrian Gonzales and Vice Chair Chris Peacock)

Action: Chair Adrian Gonzales requested a teleconference be scheduled with the Ad Hoc Committee and the intern assigned to the project.

- B. Discussion and possible action on report from Ad Hoc Committee for Complaint Intake Process. (Chair Adrian Gonzales)

Action: Chair Adrian Gonzales requested a teleconference be scheduled with the Ad Hoc Committee and the intern assigned to the project.

Discussion: Chair Adrian Gonzales discussed ways a City Clerk summer intern can assist the Board to research the complaint intake process of other agencies. Sr. Deputy City Clerk Cecilia McDaniel reported that there is a summer intern working

on the project. Deputy City Attorney Mark Vanni reviewed the proposed changes to the section outlining the City's complaint intake process in the City Council Resolution regulating the Board's procedures and answered Board questions.

- C. Discussion and possible action on biennial review of San Jose Municipal Code Title 12, City Council Resolution 78390 and other administrative policies. (City Clerk)

Documents Filed: 1) City Council Resolution 78390; 2) San Jose Municipal Code Title 12; 3) Biennial Review Matrix; 4) Proposed City Council Resolution Changes Regulating BFCPP Procedures; and 5) SB 568 Preliminary Election – Election Date.

Discussion: City Clerk Toni Taber reviewed the chart with the Board and answered Board questions.

Action: Chair Adrian Gonzales requested that an item be added to the matrix to propose only keeping items that the Board has jurisdiction over stay in Title 12.

- D. Scheduling of Special Ethics Commission meeting if needed. (City Clerk)

Action: No action needed.

VIII. New Business – None.

IX. Public Comment – None.

X. Future Agenda Items

- Continued hearing on Mimi Dang Complaint
- Title 12 Changes

XI. Adjournment

The next meeting is scheduled for October 10, 2018 at 5:30 p.m. in Room W-120.

Action: Upon a motion by Board Member Amarpal Randhawa, seconded by Board Member Madhatee Vemulapalli and carried, the Board approved to adjourn the meeting at 5:54 p.m.


ADRIAN GONZALES, CHAIR

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ATTEST:
BOARD OF FAIR CAMPAIGN AND POLITICAL PRACTICES SECRETARY

A handwritten signature in black ink, appearing to read "Toni J. Taber", written over a horizontal line.

TONI J. TABER, CMC
CITY CLERK