



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

Chair – Louis Silver  
Vice Chair – Tom Pavel  
Member – Vasundhara Tadimeti  
Member – Vacant  
Member – Vacant

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** **January 9, 2025** **5:30 p.m.**

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

Roll Call

PRESENT: Chair Louis Silver, Vice Chair Tom Pavel, Board Member Vasundhara Tadimeti

ABSENT: None

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 Vice Chair Tom Pavel, seconded by Board Member Vasundhara Tadimeti, and carried unanimously, the Board approved the Orders of the Day. (3-0-0)

#### **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 Vasundhara Tadimeti, and carried unanimously, the Board approved the Minutes of the November 14, 2024 Regular Meeting. (3-0-0)

#### **VI. Reports**

A. Chair – No report.

- B. City Attorney – Deputy City Attorney Matthew Tolnay announced that a special election will be held for Council District 3, and there will be an interim appointee for representation of District 3 until an individual is duly elected into the District 3 Councilmember position. The nomination and application periods for District 3 representation close on January 10, 2025.
- C. City Clerk – City Clerk Toni Taber followed up on the announcement of the District 3 interim appointment and election to add that there is a list of candidates posted on the Clerk's website. There are currently 13 candidates for the election, with five having qualified thus far. There are currently eight applicants for the interim position, two of which still need to file a Form 700 to qualify. The City Council interviews for the interim District 3 Councilmember will be held on January 28, 2025. The election for the District 3 Councilmember position will be held on April 8, 2025, with the potential for a runoff election to be held on June 24, 2025. Vice Chair Pavel inquired about the interview timing for the upcoming terms on the BFCPP; City Clerk Taber responded that BFCPP interviews are currently slated to be held near the end of February.
- D. Investigator/Evaluator – No report.

## **VII. Old Business**

- A. Public Hearing on Candidate-Controlled Ballot Measure Committees and Independent Committees; and Discussion and Possible Action on Open Issues Regarding San Jose Municipal Code Title 12, City Council Resolution RES2023-312 and Other Administrative Policies, Including the Complaint Intake Process. (Board)
  - (1) Concerns about Candidate-Controlled Ballot Measure Committees
  - (2) Biennial Review Matrix
  - (3) Additional Disclosure for Independent Committees

Discussion: Deputy City Attorney Matthew Tolnay discussed process for providing recommendations to City Council. City Clerk Toni Taber noted that an invitation to the meeting was sent to everyone in the Clerk's campaign filing system, including 21 different organizations. The Board discussed potential requirements for independent committee disclosures with Deputy City Attorney Matthew Tolnay.

Action: Upon motion by Vice Chair Tom Pavel, seconded by Board Member Vasundhara Tadimeti, and carried unanimously, the Board adopted the proposal of Vice Chair Pavel's memorandum, dated January 9, 2025 and titled "Proposal for 2025 SJMC Revision (#1)," to amend the San José Municipal Code to require disclosure of decisionmakers for all principal officers or individuals with significant influence, and directed that the proposal be reflected in the Biennial Review Matrix as the Board Recommendation for item 1. (3-0-0)

Discussion: The Board discussed candidate-controlled ballot measure committee concerns with Deputy City Attorney Matthew Tolnay. The Board directed that the topic in item #2 on the Biennial Review Matrix regarding time-limits on ballot measure committees be marked for further study, not to be introduced as a

recommendation to City Council during the upcoming recommendation cycle. The topic within item 2 regarding revision to definitions around officeholder accounts in the San José Municipal Code is recommended by the Board to be brought to City Council. For item 3 on the Biennial Review Matrix, the Board confirmed its recommendation, listed in the possible solution category, regarding the clarification of timing limitations applicable to fundraising for campaign committees.

## **VIII. New Business**

- A. Discussion and Possible Action on Modification to the Regular Meeting Schedule.  
(Board)

Action: Upon motion by Vice Chair Tom Pavel, seconded by Board Member Vasundhara Tadimeti, and carried unanimously, the Board cancelled the regular BFCPP meeting scheduled for February 13, 2025, with the intention to meet in March and for the discussion on modification to the regular meeting schedule to return on future BFCPP agendas. (3-0-0)

## **IX. Public Comment**

Public Comment: None

## **X. Meeting Schedule and Agenda Items**

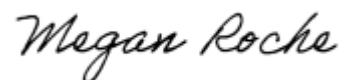
- A. Scheduling of Special Board meeting if needed. (City Clerk)

It was identified that there is no need to schedule a special meeting. The next regular meeting is scheduled for March 13, 2025 at 5:30 p.m., to be held in City Hall 14th floor conference room T-1446.

## **XI. Adjournment**

Chair Louis Silver adjourned the meeting at 6:19 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,



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Megan Roche  
Deputy City Clerk, City of San José