



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

DRAFT MEETING Minutes
April 13, 2023
5:30 p.m.

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Vice Chair Louis Silver, Board Members Tom Pavel, Baltazar Lopez (5:47 p.m.), Gregory Ebert, and Vasundhara Tadimeti

ABSENT: None

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

Pursuant to AB2449, Board Member Tadimeti provided notice to the Board of Fair Campaign and Political Practices that she would be participating in the meeting using videoteleconference under the just cause exemption of childcare. This is her first of two allowed just cause exemptions.

The members of the San José Board of Fair Campaign and Political Practices convened virtually via remote teleconferencing at 5:33 p.m.

Action: Upon motion by Vice Chair Louis Silver, seconded by Board Member 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

Public Comments: The following member of the public provided comments: Paul Soto.

Action: Upon motion by Board Member Tom Pavel, seconded by Board Member Gregory Ebert, and carried unanimously, the Board approved the Minutes of the February 9, 2023 Regular Meeting and the February 22, 2023 Special Meeting. (4-0-1; Absent: Lopez)

VI. Reports

- A. Chair – No report.
- B. City Attorney – No report.
- C. City Clerk – City Clerk Toni Taber noted that the links under the City Clerk report on the agenda are accessible for Board Members and the public to review and noted the 94% on-time filing rate this year for Form 700s. She also demonstrated how to navigate the CampaignDocs website to locate campaign filing information. City Clerk Taber provided an overview of AB2449 and options for virtual participation in BFCPP meetings. City Clerk Taber also shared an update on the status of Hanson Bridgett LLP Contract Expenditures.
- D. Investigator/Evaluator – Investigator/Evaluator Steven Miller, on behalf of Hanson Bridgett LLP, requested that item VIII.B be taken out of order, directly after the reports.

VII. Old Business

[Item VIII.B was taken before before items VII and VIII.A]

- A. Discussion and possible action on biennial review of [San Jose Municipal Code Title 12](#), City Council [Resolution 79187](#) and other administrative policies, including Complaint Intake Process. Suggested Revisions to the SJMC Title 12 and Resolution 79187 (Chair Adrian Gonzales/City Attorney)

Discussion: The Board and City Clerk Toni Taber confirmed that the item is currently with the City Attorney's office.

- B. Status update on collaboration with [Code for San José: Open Disclosure](#).

Discussion: Board Member Tom Pavel stated that he will work to reestablish connection with Code for San José: Open Disclosure. City Clerk Toni Taber also confirmed that she contacted Code for San José: Open Disclosure.

- C. Discussion and possible action on report from Ad Hoc Subcommittee for Officeholder Accounts and Officeholder-Controlled Committees. (Board Member Tom Pavel and Board Member Baltazar Lopez)

Discussion: Board Member Tom Pavel provided an overview of the establishment, purpose, and work of the Ad Hoc Subcommittee. The expiration of the Ad Hoc Subcommittee for Officeholder Accounts and Officeholder-Controlled Committees was confirmed. City Clerk Toni Taber provided guidance on Brown Act regulations.

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

Action: City Clerk Toni Taber confirmed that no scheduling of a special meeting is necessary.

VIII. New Business

- A. Discussion and possible action on appointment of a Chair for the Board of Fair Campaign and Political Practices.

Action: Upon motion by Board Member Baltazar Lopez and seconded by Board Member Tom Pavel, the Board nominated and appointed Vice Chair Silver as the new Chair of the Board of Fair Campaign and Political Practices. (4-0-1; Abstention: Silver)

Action: Upon motion by Board Member Baltazar Lopez, seconded by Board Member Gregory Ebert, and carried unanimously, the Board nominated and appointed Board Member Tom Pavel as the new Vice Chair of the Board of Fair Campaign and Political Practices. (5-0-0)

- B. Discussion and possible action on RFP for Investigator/Evaluator. (City Clerk)
[This item was taken out of order, before items VII and VIII.A]

Discussion: City Clerk Toni Taber provided an overview of the RFP process for the Investigator/Evaluator for the BFCPP. City Clerk Taber offered historical information regarding previously awarded contracts and RFP processes. City Clerk Taber also provided notification to the Board that the RFP process is beginning and noted that the BFCPP will review the responses once the bid period closes. The current Investigator/Evaluator for the BFCPP, Steven Miller on behalf of Hanson Bridgett LLP, responded to questions from the Board and expressed interest in responding to the RFP once it is released.

IX. Public Comment – None

X. Meeting Schedule and Agenda Items

The next regular meeting is scheduled for May 11, 2023 at 5:30 p.m., to be held in City Hall 14th floor conference room T-1446.

XI. Adjournment

Upon motion by Board Member Baltazar Lopez, the Board adjourned at 6:14 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

Megan Roche
Deputy City Clerk, City of San José