

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

Chair—Adrian Gonzales  
Vice Chair – Isabella Nyakundi  
Member—Joe Lopez  
Member—Louis Silver  
Member – Vacant

Mark Vanni, Senior Deputy City Attorney—Staff  
Toni Taber, City Clerk—Staff  
Joy Rodriguez, Assistant City Clerk—Staff

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**DRAFT MEETING Minutes**  
**February 9, 2022**  
**5:30 p.m.**

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

Roll Call

PRESENT: Chair Adrian Gonzales, Board Member Joe Lopez and Louis Silver

ABSENT: Vice Chair Isabella Nyakundi

STAFF: Sr. Deputy City Attorney Mark Vanni, Assistant City Clerk Joy Rodriguez

OTHER: Member of the Public Andrea Peña

The members of the San José Board of Fair Campaign and Political Practices convened virtually via remote teleconferencing at 5:38 p.m.

**II. Closed Session – None**

**III. Hearings - None**

**IV. Public Record – None**

**V. Consent Calendar**

Action: Upon motion by Board Member Louis Silver, seconded by Board Member Joe Lopez, and carried unanimously, the Board approved the Minutes of the December 8, 2021 Regular Meeting (3-0-1. Absent: Nyakundi).

**VI. Reports**

A. Chair – No report.

B. City Attorney – Sr. Deputy City Attorney Mark Vanni noted emails received from December and January as campaign season opens, generally pertaining to fund raising activities.

C. City Clerk – Assistant City Clerk Joy Rodriguez stated that annual filing of Form 700s commenced with the City having at least 2,000 filers, with first reminder to go out in February. The annual Lobbyist Registration also commenced with the City receiving 65-70 registrants.

D. Investigator/Evaluator – No report.

## VII. Old Business

A. Discussion and possible action on biennial review of [San Jose Municipal Code Title 12](#), City Council [Resolution 78390](#) and other administrative policies, including Complaint Intake Process. Suggested Revisions to the SJMC Title 12 and Resolution 78390 (Chair Adrian Gonzales/City Attorney)

Discussion: Chair Adrian Gonzales gave a recap of the Biennial Review matrix. He noted that the Board's recommendations are related to City Council referrals which are addressed separately.

B. Discussion of City Council Referral from July 28, 2020: proposed campaign finance and conflict of interest reforms, board and commission reforms, and lobbyist and contractor restrictions (Ad Hoc Status Update Report; Status update on the [audit](#) being conducted by [Hanson Bridgett](#)). (Chair Adrian Gonzales/City Attorney)

Discussion: Chair Adrian Gonzales recapped the work and findings with regard to campaign contribution limits, campaign contribution conflicts of interest, lobbyists as well as contractors and members of boards and commissions. Overall, he noted that there was very minimal contribution received.

Action: Upon motion by Board Member Joe Lopez, seconded by Board Member Louis Silver, the Board supported the memo with findings and observations prepared by Chair Gonzales and directed to work with City staff to finalize the memo to present to the City Council (3-0-1. Absent: Nyakundi).

C. Status update on ongoing work from the Campaign Finance Study Session from April 20, 2021. (City Clerk/City Attorney)

Discussion: Sr. Deputy City Attorney Mark Vanni stated that City staff is going back to Council in March 2022 or April 2022 to present findings on Limiting Foreign Influence in Elections stemming from the November 2021 City Council direction. He also noted that in November 2021, the City Council adopted into law regulations regarding campaign advertisements and with the campaign season upon us, informational materials have been prepared pertaining to regulations governing advertisements by Candidate Campaign Committees and Ballot Measure Campaign Committees posted on the City Clerk's Elections website.

D. Status update on collaboration with Charter Review Commission. (Chair Adrian Gonzales)

Discussion: Sr. Deputy City Attorney Mark Vanni stated that the City Council approved the Charter Review Commission's recommendation to move forward with a ballot measure to move the Mayoral election to Presidential election year. He noted that other recommendations were deferred to a study session to be scheduled within a

month or two. He also noted that the concept of non-citizen voting was introduced by some of the Councilmembers which would also be set for a study session.

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

Discussion: Chair Adrian Gonzales requested for a check-in meeting with Ryan Walek to check if his team anticipates getting the framework up for the current election cycle.

- F. Scheduling of Special Board meeting if needed.

Discussion: Assistant City Clerk Joy Rodriguez noted that with the recent resignations, the Board may not have a quorum on the next regular meeting. Chair Adrian Gonzales noted that a special meeting may be scheduled prior to the April regular meeting if new members are appointed.

### **VIII. New Business**

Discussion: Chair Adrian Gonzales thanked Vice Chair Isabella Nyakundi and Board Member Joe Lopez for their services. Board Member Joe Lopez thanked the Board and expressed his pleasure in working with the Board and City staff.

### **IX. Public Comment - None**

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

The next regular meeting is scheduled for April 6, 2022 at 5:30 p.m. via remote teleconferencing.

### **XI. Adjournment**

Upon motion by Board Member Joe Lopez, seconded by Board Member Louis Silver and carried unanimously, the Board approved to adjourn at 6:09 p.m. (3-0-1.Absent: Nyakundi).

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ADRIAN GONZALES, CHAIR

ATTEST:  
BOARD OF FAIR CAMPAIGN POLITICAL PRACTICES SECRETARY

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TONI J.TABER, CMC  
CITY CLERK