City of San José
Board of Fair Campaign and Political Practices

Chair—Adrian Gonzales
Vice Chair – Louis Silver
Member—Tom Pavel
Member – Baltazar Lopez
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

MEETING AGENDA
February 9, 2023
5:30 p.m.

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Nos. 80628, 80659, 80685, 80724, 80758, 80809, and 80853, this meeting will not be physically open to the public and the Board Members will be teleconferencing from remote locations.

How to observe the Meeting (no public comment): https://sanjoseca.zoom.us/j/82662176691

Webinar ID: 826 6217 6691
Passcode: None
One tap mobile
+14086380968,,82662176691# US (San Jose)
+12133388477,,82662176691# US (Los Angeles)

How to submit written Public Comment:

1) By email to city.clerk@sanjoseca.gov by 9:00 a.m. the day of the meeting.

How to provide Spoken Public Comment during the meeting:

1) By phone: 669 219 2599 Webinar ID: 826 6217 6691 Click *9 to raise a hand to speak.
2) By online https://sanjoseca.zoom.us/j/82662176691
   a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
   b. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.
   c. When the Chair calls for the item on which you wish to speak, click on "raise hand." Speakers will be notified shortly before they are called to speak.
   d. When called, please limit your remarks to the time limit allotted.

I. Call to Order & Orders of the Day

II. Closed Session – None

III. Hearings – None

IV. Public Record - None

V. Consent Calendar

A. Approve the Minutes of the January 12, 2023 – Regular Meeting

VI. Reports

A. Chair

B. City Attorney
1. Legislative update
2. Elections update
3. Campaign Guidance update

C. City Clerk
1. Legislative update
2. Status report on filings
   a) Form 700s
   b) Lobbyists Forms
   c) Campaign Statements
   d) Income & Time Disclosure Statement and Disclosure of Fundraising Report Forms
3. Elections update
4. Update on Board Expenditures
   a) Hanson Bridgett Contract Expenditures
   Hanson Bridgett LLP Expenditures for FY 22-23 (updated as of 1/25/2023)

D. Investigator/Evaluator

VII. Old Business

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)
Biennial Review Matrix – revised 12/08/2022

B. Status update on collaboration with 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)

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

VIII. New Business

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

IX. Public Comment *(Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the Commission. Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Committee, Board or Commission.)*

X. Meeting Schedule and Agenda Items

The next regular meeting is scheduled for March 9, 2023 at 5:30 p.m., to be held in City Hall 14th floor conference room T-1446.

XI. Adjournment

The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

You may speak to the Board about any discussion item that is on the agenda, and you may also speak during Public Comment on items that are not on the agenda and are within the subject matter jurisdiction of the Board. Please be advised that, by law, the Board is unable to discuss or take action on issues presented during Public Comment. Pursuant to Government Code Section 54954.2, no matter shall be acted upon by the Board unless listed on the agenda, which has been posted not less than 72 hours prior to meeting.

Agendas, Staff Reports and some associated documents for the Board items may be viewed on the Internet at Board of Fair Campaign and Political Practices page.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the Board will be available for public inspection at the City Clerk's Office located at 200 E. Santa Clara St., Tower, 14th Floor, San Jose, CA 95113 at the same time that the public records are distributed or made available to the Board. Any draft resolutions or other items posted on the Internet site or distributed in advance of the Commission meeting may not be the final documents approved by the Board. Contact the Office of the City Clerk by e-mail at city.clerk@sanjoseca.gov or by telephone at (408) 535-1260 for the final document.

On occasion the Board may consider agenda items out of order.

The Board of Fair Campaign and Political Practices meets on the second Thursday of the month at 5:30 p.m., unless otherwise noted. If you have any questions, please direct them to the Board staff. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1260 as soon as possible, but at least three business days before the meeting.

Please direct correspondence and questions to:

City of San José
City Clerk's Office
200 E. Santa Clara St.. Tower 14th Floor
San José, California 95113
Tel: (408) 535-1260 / Fax: (408) 292-6207
Email: city.clerk@sanjoseca.gov