

**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

---

**DRAFT MEETING Minutes**  
**November 10, 2021**  
**5:30 p.m.**

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

Roll Call

PRESENT: Chair Adrian Gonzales, Vice Chair Isabella Nyakundi, Board Member Joe Lopez

ABSENT: Board Member Louis Silver

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

OTHER: Member of the Public Blair Beekman

The members of the San José Board of Fair Campaign and Political Practices convened virtually via remote teleconferencing at 5:35 p.m.

**II. Closed Session – None**

**III. Hearings - None**

**IV. Public Record – None**

**V. Consent Calendar**

Action: Upon motion by Board Member Joe Lopez, seconded by Vice Chair Isabella Nyakundi, and carried unanimously, the Board approved the Minutes of the October 13, 2021 Regular Meeting. (3-0-1. Absent: Silver).

**VI. Reports**

A. Chair – Chair Adrian Gonzales announced former Board Member Daniel Damma’s seat is now deemed vacant per SJMC 2.08.050. He also noted that hearing for the San José Spotlight Public Records Appeal would be agendized for the December meeting since the independent evaluator, Hanson Bridgett is still reviewing the item.

B. City Attorney – Sr. Deputy City Attorney Mark Vanni stated that his office received a question regarding campaign contribution.

- C. City Clerk – City Clerk Toni Taber stated the Office of the City Clerk’s Elections website has been updated with the 2022 Candidate Guide and 2022 Dates of Interest.
- D. Investigator/Evaluator – None.

## 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 asked to go through the Biennial Review Matrix. Sr. Deputy City Attorney Mark Vanni stated that this has been with the Mayor’s Office for the past two years with no updates. He also noted that some items on the list may be covered on the November 16, 2021 City Council Meeting. City Clerk Toni Taber stated there are no suggested administrative clean-up items as most stem from complaints; no complaints were received from the 2020 elections.

Public Comment: Blair Beekman commented on legal language issues from the City Charter and getting access for low income people to the electoral process.

- 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 gave a refresher on the work being done and presented the raw data of registered lobbyists and which lobbyists made contributions in the 2020 election cycle. Overall, he noted that not a lot of lobbyists make contributions to campaign funds. Board Member Joe Lopez asked if the contributions to the Legal Defense Fund were from lobbyists, Chair Adrian Gonzales stated that out of 17 contributors, only one was from a lobbyist. With regard to registered lobbyists, city contractors, and any direct beneficiary of a city contract, Sr. Deputy City Attorney Mark explained the Levine Act. Chair Adrian Gonzales requested for the Office of the City Clerk to gather information pertaining to Boards and Commissions appointments from to 2019 to current and for a list of lobbyists from the same year.

- 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 gave a brief description of the items and recommendations for the November 16, 2021 City Council meeting related to Disclosures on Campaign Advertisements and Campaign Finance Regulations related to Public Financing, Foreign Influence in Elections, and Other Limits on Corporation and Other Entities.

Public Comment: Blair Beekman thanked the Board for the item they are working on and wished the Board luck for the future elections.

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Joe Lopez, the Board will support the City Attorney's report and recommendation to further study the different campaign finance structures.(3-0-1. Absent: Silver).

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Joe Lopez, the Board will support the adoption of the ordinance related to Disclosures on Campaign Advertisements. (3-0-1.Absent: Silver).

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

Discussion: Chair Adrian Gonzales asked for clarification on the Charter Review Commission's recommendation to elevate the Board to a Charter Commission. City Clerk Toni Taber clarified neither version of the language passed, the item has not moved forward. Sr. Deputy City Attorney and City Clerk Toni Taber stated it was a complicated discussion and would follow-up with the Chair of the Charter Review Commission.

Public Comment: Blair Beekman opined the city government seemed afraid to work on the progressive ideals and values and also stated the need to address legal language issues.

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

Discussion: Chair Adrian Gonzales noted that he checked in with team and shared that they are working on an educational video for the upcoming elections. He also requested for a meeting to be set for him, Ryan from Code for San José, Sr. Deputy City Attorney Mark Vanni, Assistant City Clerk Joy Rodriguez, and City Clerk Toni Taber.

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

No discussion.

**VIII. New Business – None**

**IX. Public Comment**

Blair Beekman thanked the Board for the meeting and requested for response on the subject of City Charter. He also commented on redistricting ideas.

**X. Meeting Schedule and Agenda Items**

The next regular meeting is scheduled for December 8, 2021 at 5:30 p.m. via remote teleconferencing.

**XI. Adjournment**

Upon motion by Board Member Joe Lopez, seconded by Vice Chair Isabella Nyakundi and carried unanimously, the Board approved to adjourn at 6:44 p.m. (3-0-1. Absent: Silver).

---

ADRIAN GONZALES, CHAIR

ATTEST:  
BOARD OF FAIR CAMPAIGN POLITICAL PRACTICES SECRETARY

---

TONI J. TABER, CMC  
CITY CLERK