

MEETING MINUTES

May 9, 2018

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Vice Chair Chris Peacock, and Board Members Madhavee Vemulapalli, Thomas Goodwin, and Amarpal Randhawa

ABSENT: Chair Adrian Gonzales

STAFF: Deputy City Attorney Mark Vanni, City Clerk Toni Taber, and Sr. Deputy City Clerk Cecilia McDaniel

OTHER: None

Call to Order

The members of the San José Board of Fair Campaign and Political Practices convened at 5:36 p.m. in Room W-120 of City Hall, 200 E. Santa Clara Street, CA 95113.

Orders of the Day

Action: Upon motion by Board Member Thomas Goodwin, seconded by Board Member Madhavee Vemulapalli and carried, the Board approved the adoption of the May 9, 2018 agenda. (4-0-1. Absent: Gonzales)

II. Closed Session – None.

III. Hearings – None.

IV. Public Record – None.

V. Consent Calendar

A. Approve the Minutes of January 10, 2018 – Regular Meeting

B. Approve the Minutes of April 11, 2018 – Regular Meeting

Documents Filed: 1) Draft Minutes for the January 10, 2018 regular Board meeting; and 2) Draft Minutes for the April 11, 2018 regular Board meeting.

Action: Upon a motion by Board Member Amarpal Randhawa, seconded by Board Member Thomas Goodwin and carried, the Board approved the Minutes of the January 10, 2018 and April 11, 2018 Board meetings. (4-0-1. Absent: Gonzales.)

VI. Reports

A. Chair – None.

B. City Attorney –

1. Legislative update – None.

2. Election update – Deputy City Attorney Mark Vanni reported everyone should be receiving their sample ballots for the June 5, 2018 Primary Municipal Election. The City Attorney's Office exercised the last option to extend the Hanson Bridgett contract to June 30, 2019. The Board will need to go out for bid for the Independent Evaluator and/or Investigator contract in the Fall of 2018.

C. City Clerk

1. Legislative update – None.

2. Status report on filings (Form 700, Campaign Statements, Lobbyist)

a) FPPC Gift Tracking App

b) Lobbyist Portal

c) Campaign Statement Filings

Documents Filed: 1) Printout from the Fair Political Practices Commission's (FPPC) website with instructions to download their Gift Tracking App; 2) Printout from the City of San Jose's Lobbyist Reporting Portal; and 3) List of Campaign Forms Filed.

Discussion: City Clerk Toni Taber reviewed the handouts with the Board and answered questions. Sr. Deputy City Clerk Cecilia McDaniel reported that three candidates still needed to file their 1st pre-election campaign statements and a few filed late due to a software glitch.

3. Elections update – City Clerk Toni Taber informed the Board that the City Clerk's Office will be a ballot drop-off location and will receive a box in the next few weeks.

4. Update on Board Expenditures

Document Filed: Hanson Bridgett Contract Expenses FY 17-18 Spreadsheet from City Attorney's Office.

Discussion: City Clerk Toni Taber reported no additional expenditures have been made since the last meeting.

5. Transition to Vision and iLegislate – Sr. Deputy City Clerk Cecilia McDaniel informed the Board that the City of San Jose will be transitioning to a new website vendor. In preparation for the transition, the Board agenda will be posted on iLegislate, the same program used for Council Agendas. Sr. Deputy City Clerk Cecilia McDaniel warned the Board that the transition will happen without

notice and they will notice a change in the appearance of the agenda.

6. Tracking attendance through Granicus – Sr. Deputy Cecilia McDaniel notified the Board that member attendance to Board meetings will now be tracking through Granicus.

D. Investigator/Evaluator – None.

VII. Old Business

- A. Discussion and possible action on report from Ad Hoc Committee for Public Education Campaign. (Chair Adrian Gonzales and Vice Chair Chris Peacock)

Action: Upon a motion by Board Member Thomas Goodwin, seconded by Board Member Madhavee Vemulapalli and carried, the Board approved deferral of item to the June 13, 2018 meeting. (4-0-1. Absent: Gonzales.)

- B. Discussion and possible action on report from Ad Hoc Committee for Complaint Intake Process. (Chair Adrian Gonzales and Board Member Thomas Goodwin)

Discussion: Board Member Thomas Goodwin will bring draft report to next meeting for review by the Board.

Action: No action taken.

- C. Discussion and possible action on biennial review of San Jose Municipal Code Title 12, City Council Resolution 78390 and other administrative policies. (City Clerk)

Documents Filed: 1) City Council Resolution 78390; 2) San Jose Municipal Code Title 12; 3) Biennial Review Matrix; and 4) Printout of SB 568 – Primary Elections: Election Date.

Discussion: City Clerk Toni Taber reviewed the matrix with the Board and answered Board questions.

Action: No action taken. Item will be added to the next meeting for discussion and possible action.

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

Action: No action taken.

VIII. New Business

- A. Discussion and possible action on report from Ad Hoc Committee for Revolving Door Ordinance Changes due to New Independent Contractor Rule. (Board Members Amarpal Randhawa and Madhavee Vemulapalli)

Documents Filed: 1) Memo from Deputy City Attorney Mark Vanni to the Board dated March 7, 2018; 2) San Jose Municipal Code Section 12.10 – Revolving Door

Ordinance; 3) Revolving Door Ordinance Comparison Chart; and 4) Printout of AB 551 – Political Reform Act of 1974: Postemployment Restrictions.

Discussion: Board Member Randhawa reported that no clarification was needed as to the definition of an employee in the Revolving Door Ordinance. Deputy City Attorney Mark Vanni summarized his memo to the Board and agreed with the assessment of the Ad Hoc Committee.

Action: No further action is needed. The Ad Hoc Committee is dissolved.

- B. Discussion and possible action on report from Ad Hoc Committee for Campaign Contribution Calculation. (Chair Adrian Gonzales and Board Member Thomas Goodwin)

Action: No action taken.

- C. Election of Officers to the Board (City Clerk)

Action: Upon a motion by Board Member Thomas Goodwin, seconded by Board Member Amarpal Randhawa and carried, the Board approved deferral of item to the June 13, 2018 meeting. (4-0-1. Absent: Gonzales.)

IX. Public Comment – None.

X. Future Agenda Items

- Ad Hoc Committee for Complaint Intake Process
- Ad Hoc Committee for Campaign Contribution Calculation
- Biennial Ethics Review

XI. Adjournment

The next regular meeting schedule for July 11, 2018 at 5:30 p.m. in Room T-1446, pending coordination of a Special Meeting and/or hearing if needed.

Action: Upon a motion by Board Member Amarpal Randhawa, seconded by Board Member Thomas Goodwin and carried, the Board approved to adjourn the meeting at 6:03 p.m.


CHRIS PEACOCK, VICE CHAIR

ATTEST:
BOARD OF FAIR CAMPAIGN AND POLITICAL PRACTICES SECRETARY


TONI J. TABER, CMC
CITY CLERK