



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
January 11, 2024
5:30 p.m.

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Chair Louis Silver, Vice Chair Tom Pavel, Board Members Baltazar Lopez, Gregory Ebert, and Vasundhara Tadimeti

ABSENT: None

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

The members of the San José Board of Fair Campaign and Political Practices convened in person and virtually via remote teleconferencing at 5:30 p.m.

Action: Upon motion by Vice Chair Tom Pavel, seconded by Board Member Baltazar Lopez, and carried unanimously, the Board approved the Orders of the Day. (5-0-0)

II. Closed Session – None

III. Hearings – None

IV. Public Record – None

V. Consent Calendar

Action: Upon motion by Board Member Baltazar Lopez, seconded by Board Member Gregory Ebert, and carried unanimously, the Board approved the Minutes of the November 9, 2023 Regular Meeting. (5-0-0)

VI. Reports

A. Chair – No report.

- B. City Attorney – Deputy City Attorney Matthew Tolnay reported that the second reading of the ordinance regarding foreign influence was passed by the City Council on January 9, 2024 and responded to questions from the Board. Deputy City Attorney Tolnay also discussed two campaign guidance inquiries to which he responded.
- C. City Clerk – City Clerk Toni Taber reported Form 700 filings are due on April 2, 2024. Lobbyist forms and registrations are due on January 15, 2024. Campaign statement deadlines are also approaching; the deadlines are January 23, 2024 and January 31, 2024. City Clerk Toni Taber answered questions from the Board on Form 700 filings and noted that both Income and Time Disclosure filings and Disclosure of Fundraising Reports are also due in the next week (January 15, 2024). There were no new Hanson Bridget LLP expenditures to report.
- D. Investigator/Evaluator – No report.

VII. Old Business

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

Discussion: It was confirmed that no scheduling of a special meeting is necessary. City Clerk Toni Taber also described potential circumstances for which a special meeting would be required and confirmed that notifications would be sent to the Board.

VIII. New Business

- A. Discussion and Possible Action on Open Issues Regarding San Jose Municipal Code Title 12, City Council Resolution 79187 and Other Administrative Policies, Including the Complaint Intake Process. (Board)
 - (1) Additional Disclosure for Independent Committees
 - (2) Concerns about Candidate-Controlled Ballot Measure Committees
 - (3) Disclosure Requirements for Op-Eds
 - (4) Disclosures for Telephone Solicitations

Discussion: The Board discussed topics listed on Vice Chair Pavel’s memorandum, dated November 9, 2023, with Deputy City Attorney Matthew Tolnay. Item (1): direction was given for the City Attorney’s office to conduct research on this item. Item (2): this item was deferred. Item (3): Deputy City Attorney Matthew Tolnay reported on research on this topic. The Board decided to table discussion on item (3). Item (4): The Board decided to take no action on this item.

IX. Public Comment

Public Comment: Alex Weaver, Rex Yuden, and Mittzy Bephe provided comment.

X. Meeting Schedule and Agenda Items

The next regular meeting is scheduled for February 8, 2024 at 5:30 p.m., to be held in City Hall 14th floor conference room T-1446.

XI. Adjournment

Chair Louis Silver adjourned the meeting at 6:28 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

Megan Roche

Megan Roche
Deputy City Clerk, City of San José