

MEETING MINUTES

April 12, 2017

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Chair Adrian Gonzales, Vice Chair Chris Peacock (arrived at 5:39 p.m.), and Board Members Madhavee Vemulapalli, Amarpal Randhawa, and Thomas Goodwin

ABSENT: None

STAFF: Deputy City Attorney Mark Vanni, 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 5:30 p.m. in Room W-120 at City Hall, 200 E. Santa Clara Street, CA 95113.

Orders of the Day

Action: Upon motion by Board Member Amarpal Randhawa, seconded by Board Member Thomas Goodwin and carried, the Board approved the adoption of the April 12, 2017 agenda. (4-0-1; Peacock absent.)

II. Closed Session – None.

III. Hearings – None.

IV. Public Record – None.

V. Consent Calendar

- A. Approve the Minutes of February 8, 2017 – Regular Meeting
- B. Approve the Minutes of March 8, 2017 – Regular Meeting
- C. Approve the Minutes of March 29, 2017 – Special Meeting

Action: The meeting minutes were not drafted in time for meeting so approval deferred to May 10, 2017 meeting.

VI. Reports

- A. Chair – None.

B. City Attorney –

1. Legislative update – None.
2. Status of outstanding Ethics Commission/BFCPP Resolutions – Deputy City Attorney Mark Vanni informed the Board that there was no longer a backlog of resolutions. This item may be removed from future agendas.
3. Election update – Deputy City Attorney Mark Vanni reported that the campaign contribution period starts on December 7, 2017. The Dates of Interest calendars are being finalized for the 2018 elections.
4. Lobbyist Ordinance update – Deputy City Attorney Mark Vanni is working with staff on updates to the Lobbyist Ordinance which may go to the Rules and Open Government Committee in May.
5. Gift Ordinance update – Deputy City Attorney Mark Vanni indicated that he changes to the Gift Ordinance were approved by the Board in March. The draft is being reviewed by staff. Deputy City Attorney Mark Vanni will be out of the office for the next two weeks so will try to submit to the Rules and Open Government Committee in late May.

C. City Clerk

1. Legislative update – None.
2. Status report on filings (Form 700, Campaign Statements, Lobbyist) – Sr. Deputy City Clerk Cecilia McDaniel reported that the Form 700 filing were due on April 3, 2017. Most employees have filed, however, there are still many contractors or consultants who have yet to file. Notices will be sent to late filers notifying them that a fee has been assessed. Lobbyist quarterly reports are due on April 15, 2017 for the period January 1st through March 31st. No update on campaign statements.
3. Elections update – None.
4. Update on Board Expenditures

Document Filed: 1) Board Expenses FY 16-17 Spreadsheet from the City Clerk's Office; and 2) Hanson Bridgett Contract Expenses FY 16-17 Spreadsheet from City Attorney's Office.

Discussion: Sr. Deputy City Clerk Cecilia McDaniel informed the Board that no additional expenditures have been made.

D. Investigator/Evaluator – None.

VII. Old Business

- A. Status of report from ad hoc subcommittee on referral from City Council to analyze ordinances 29792 (legal defense fund) and 29793 (officeholder accounts). (Chair Adrian Gonzales and Vice Chair Chris Peacock).

Discussion: Sr. Deputy City Clerk Cecilia McDaniel is drafting the memo for submission to the Rules and Open Government Committee in early May.

Vice Chair Chris Peacock arrived at 5:39 p.m.

- B. Discussion and possible action on report from ad hoc committee on community outreach. (Vice Chair Chris Peacock)

Discussion: Vice Chair Chris Peacock expressed an interest in continuing the ad hoc committee on community outreach, however, it was noted that the ad hoc committee has lasted longer than six months.

Action: The Board agreed to dissolve the ad hoc committee on community outreach and requested staff agendaize the creation of a new ad hoc committee for the next meeting.

- C. Discussion and possible action on biennial review of San Jose Municipal Code Title 12, City Council Resolution 77879, and other administrative policies, (City Clerk)

Documents Filed: 1) List of possible revisions to San Jose Municipal Code Title 12 and City Council Resolution 77879; 2) San Jose Municipal Code Title 12; 3) City Council Resolution 77879; and 3) Memorandum from City Clerk Toni Taber to the Rules and Open Government Committee regarding the Ethics Commission Title 12 and San Jose City Council Resolution 76954 Recommended Revisions dated August 13, 2015.

Discussion: Sr. Deputy City Clerk Cecilia McDaniel reviewed the matrix with the Board and answered Board question. Item to be brought back at next meeting for discussion.

Action: No action taken.

- D. Orientation to Board of Fair Campaign and Political Practices (City Attorney)

Action: Item dropped.

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

Action: No action taken.

VIII. New Business

- A. Discussion and possible action on Board's FY 2017-18 Work Plan and FY 2016-17 Annual Report. (Chair Adrian Gonzales)

Documents Filed: 1) Draft Board Annual Report for FY 2016-17; and 2) Draft Workplan for FY 2017-18

Discussion: Chair Adrian Gonzales review the draft FY 2017-18 Work Pland and FY 2016-17 Annual Report with the Board.

Action: Chair Adrian Gonzales will make revisions to reports based on feedback from Board and will draft a cover letter for submittal to the Rules and Open Government Committee.

IX. Public Comment – None.

X. Future Agenda Items

- Creation of new ad hoc committee on community outreach
- Review of 2016-17 Annual Report, 2017-18 Work Plan, and Transmittal Letter

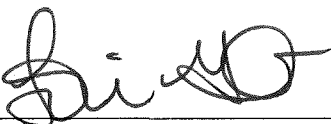
XI. Adjournment

The next regular meeting is schedule for May 10, 2017 at 5:30 p.m. in City Hall Room W-120, pending coordination of a Special Meeting and/or hearing if needed.

The meeting was adjourned at 7:12 p.m.


ADRIAN GONZALES, CHAIR

ATTEST:
BOARD OF FAIR CAMPAIGN AND POLITICAL PRACTICES SECRETARY


TONI J. TABER, CMC
CITY CLERK