

**MEETING MINUTES**

July 12, 2017

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

**Roll Call**

**PRESENT:** Chair Adrian Gonzales, Vice Chair Chris Peacock (5:37 p.m.), and Board Members Madhavee Vemulapalli, Amarpal Randhawa and Thomas Goodwin.

**ABSENT:** None.

**STAFF:** City Clerk Toni Taber, Deputy City Attorney Mark Vanni, and Deputy City Clerk Anh Tran.

**Call to Order**

The members of the San José Board of Fair Campaign and Political Practices (Board) convened at 5:31 p.m. in Room W-120 of City Hall, 200 E. Santa Clara Street, CA 95113.

**Orders of the Day**

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Thomas Goodwin and carried unanimously, the Board approved the adoption of the July 12, 2017 agenda. (4-0-1. Absent: Peacock.)

**II. Closed Session** – None.

**III. Hearings** – None.

**IV. Public Record** – None.

**V. Consent Calendar**

A. Approve the Minutes of June 14, 2017 – Regular Meeting.

Documents Filed: Draft minutes for the June 14, 2017 meeting.

Discussion: None.

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Madhavee Vemulapalli and carried, the Board approved the meeting minutes of June 14, 2017. (4-0-1. Absent: Peacock.)

**VI. Reports**

A. Chair – None.

B. City Attorney

1. Legislative update – Deputy City Attorney Mark Vanni reported on the Voter Participation Act and how it applies to chartered cities.
2. Election update – None.
3. Lobbyist Ordinance update – Deputy City Attorney Mark Vanni informed the Board that the lobbyist ordinance was approved by the City Council in first reading at the June 20, 2017 and final approval was at the June 27, 2017 meeting. The approval included changes from the recommendation first presented to the Board in that the Council removed the quarterly reporting requirement.
4. Gift Ordinance update – Deputy City Attorney Mark Vanni informed the Board that the Gift Ordinance was passed on first reading by the City Council on the June 20, 2017 meeting, but failed on the second reading on June 27, 2017. Council has asked for staff to return in the fall with a larger presentation.

Documents Filed: 1) Lobbyist Ordinance Resolution Language as of June 20, 2017; 2) Memorandum from City Clerk Toni Taber, dated June 8, 2017, entitled “Actions Related to Changes to the Lobbyist Ordinance Under Title 12”; 3) Gift Ordinance Resolution Language as of June 20, 2017; 4) Memorandum from City Clerk Toni Taber, dated June 8, 2017, entitled “Actions Related to Board of Fair Campaign and Political Practices Recommendations for Changes to the City’s Gift Ordinance Under Title 12”; 5) Memorandum from Councilmember Lan Diep, dated June 20, 2017, entitled “Changes to the City’s Gift Ordinance Under Title 12”; and 6) Memorandum from Mayor Sam Liccardo, dated June 19, 2017, entitled “Fair Campaign and Political Practices Recommendations.”

Vice Chair Chris Peacock arrived to the meeting at 5:37 p.m.

C. City Clerk

1. Legislative update – None.
2. Status report on filings (Form 700, Campaign Statements, Lobbyist) – City Clerk Toni Taber reported that weekly follow-ups continued for consultants and noted upcoming filing deadlines for Lobbyists.
3. Elections update – City Clerk Toni Taber provided a brief overview of the Civic Engagement Brochure to the Board.
4. Update on Board Expenditures – City Clerk Toni Taber provided an updated list of expenditures.

Documents Filed: 1) Draft Civic Engagement Brochure; 2) Board Expenses FY 16-17 Spreadsheet from the City Clerk’s Office; and 3) Hanson Bridgett Contract Expenses FY 16-17 Spreadsheet from City Attorney’s Office.

D. Investigator/Evaluator – None.

**VII. Old 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 FY 2017-18 Work Plan; 2) Draft FY 2016-17 Annual Report; and 3) Updated Draft Transmittal Letter from Chair Adrian Gonzales.

Discussion: Chair Adrian Gonzales provided the Draft Transmittal Letter to the Board. Board discussion ensued.

Action: Upon motion by Chair Adrian Gonzales, seconded by Vice Chair Chris Peacock and carried unanimously, the Board finalized the Transmittal Letter, Board's FY 2017-18 Work Plan, and FY 2016-17 Annual Report; they directed staff to forward the package to the Rules and Open Government Committee. Chair Adrian Gonzales will send staff the final Transmittal Letter. (5-0)

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

Action: No action taken.

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

Documents Filed: 1) Biennial Review Amendments; 2) Draft Revisions to City Council Resolution 77879; 3) San Jose Municipal Code Title 12; 4) Memorandum from City Clerk Toni Taber, dated August 13, 2015, entitled "Ethics Commission Title 12 and San Jose City Council Resolution 76954 Recommended Revisions"; and 5) Email Correspondence from Chair Adrian Gonzales dated July 12, 2017.

Discussion: Chair Adrian Gonzales presented his suggested addition and requested feedback. Board discussion ensued.

Action: Upon a motion by Chair Adrian Gonzales, seconded by Vice Chair Thomas Goodwin and carried unanimously, the Board added Chair Adrian Gonzales' suggestion entitled "Establishing Independence and Adequate Resources" to the Biennial Ethics Review Matrix. Chair Adrian Gonzales will prepare a transmittal letter and provide feedback on how to categorize the matrix at the next meeting.

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

Action: No action taken.

**VIII. New Business** – None.

**IX. Public Comment** – None.

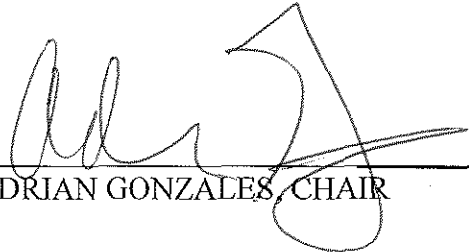
**X. Future Agenda Items**

- Discussion and review of community outreach materials
- Discussion and possible action on report from ad hoc committee on community outreach.
- Discussion and possible action on biennial review of the San Jose Municipal Code Title 12, City Council Resolution 77879 and other administrative policies.

**XI. Adjournment**

The next regular meeting schedule for August 9, 2017 at 5:30 p.m. in Room W-120.

Action: Upon motion by Board Member Amarpal Randhawa, seconded by Board Member Madhavee Vemulapalli and carried unanimously, the Board approved to adjourn the meeting at 6:05 p.m. (5-0.)

  
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ADRIAN GONZALES, CHAIR

ATTEST:  
BOARD OF FAIR CAMPAIGN AND POLITICAL PRACTICES SECRETARY

  
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TONI J. TABER, CMC  
CITY CLERK