

MEETING MINUTES

June 14, 2017

I. Call to Order & Orders of the Day

Roll Call

PRESENT: Chair Adrian Gonzales, and Board Members Madhavee Vemulapalli, Amarpal Randhawa and Thomas Goodwin

ABSENT: Vice Chair Chris Peacock (due to family conflict)

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

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 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 Madhavee Vemulapalli and carried, the Board approved the adoption of the June 14, 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 February 8, 2017 – Regular Meeting
- B. Approve the Minutes of March 8, 2017 – Regular Meeting
- C. Approve the Minutes of April 12, 2017 – Regular Meeting
- D. Approve the Minutes of May 10, 2017 – Regular Meeting

Documents Filed: Draft minutes for the February 8, 2017, March 8, 2017, April 12, 2017 and May 10, 2017 meetings.

Discussion: None.

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Thomas Goodwin and carried, the Board approved the meeting minutes of February 8, 2017, March 8, 2017, April 12, 2017 and May 10, 2017. (4-0-1. Absent: Peacock.)

VI. Reports

A. Chair – None.

B. City Attorney –

1. Legislative update – Deputy City Attorney Mark Vanni reported that the Contra Costa District Attorney was just fined by the FPPC for having campaign violations.
2. Election update – Deputy City Attorney Mark Vanni is finalizing the dates of interest calendar for June 2018 election date. Campaign contribution period begins December 7, 2017. Will work on dates of interest calendar for November 2018 election date soon.
3. Lobbyist Ordinance update – See Gift Ordinance update below.
4. Gift Ordinance update – Deputy City Attorney Mark Vanni informed the Board that the lobbyist ordinance changes and the draft gift ordinance will be reviewed by the City Council at the June 20, 2017 meeting. The second reading will happen on June 27, 2017, and if approved, would become effective 30 days later. Deputy City Attorney Mark Vanni will give status at the next meeting.

C. City Clerk

1. Legislative update – None.
2. Status report on filings (Form 700, Campaign Statements, Lobbyist) – City Clerk Toni Taber advised there would be no update until next reporting cycle in July.
3. Elections update – No update.
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: City Clerk Toni Taber reported there were no additional funds expended since last meeting.

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 Adiran Gonzales)

Documents Filed: 1) Draft FY 2017-18 Work Plan; 2) Draft FY 2016-17 Annual Report; and 3) Draft Transmittal Letter.

Discussion: Chair Adrian Gonzales reviewed the Draft Transmittal Letter with the Board and opened the floor for discussion.

Action: Board Member Madhavee Vemulapalli, seconded by Board Member Amarpal Randhawa, moved to remove the comparison of the Board with the federal government and to add an acknowledge to former Vice Chair Rolanda Pierre Dixon for her service to the Board.

Upon an amended motion by Chair Adrian Gonzales, seconded by Board Member Thomas Goodwin and carried, the Board agreed to revise the language in the transmittal letter to be more neutral and to include the acknowledgement to former Vice Chair Pierre Dixon. (4-0-1. Absent: Peacock.) Chair Adrian Gonzales will make changes to transmittal letter before submitting to the Rules and Open Government Committee.

- 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. Board Member Amarpal Randhawa will connect with Vice Chair Chris Peacock and will give status to Board at the next meeting.

- 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)

Document Filed: 1) San Jose Municipal Code Title 12; 2) Draft Revisions to City Council Resolution 77879; 3) Memo to the Rules and Open Government Committee from City Clerk Toni Taber dated August 13, 2015 regarding Ethics Commission Title 12 and San Jose City Council Resolution 76954 Recommended Revisions; and 4) Biennial Review Amendments.

Discussion: Chair Adrian Gonzales reviewed biennial review amendment chart with the Board and requested feedback. Staff responded to Board questions.

Action: Upon a motion by Chair Adrian Gonzales, seconded by Board Member Thomas Goodwin and carried, the Board directed Deputy City Attorney Mark Vanni to analyze the legal implications of item #11 (distribution of arena tickets – reported on Form 802) if: 1) Council Policy 9-11 and Title 12 were amended to include ticket distribution under the purview of the Board, and 2) to require staff to make quarterly reports to the Board on trends in ticket distributions. (4-0-1. Absent: Peacock.) The Board discussed and requested the following change to item #8.

#	TOPIC	ISSUE	FROM	POSSIBLE SOLUTION	BOARD RECOMMENDATIONS
8	Amend Form 504	Clarify SJMC 12.06.930 (B) on when Form 504 can be filed.	City Clerk	Revise language on Form 504 and in SJMC 12.06.930 (B) to indicate filing deadline as date before election.	Direct staff to administratively change the language on Form 504 to clarify deadline and to better educate candidates on deadlines.

Discussion: Deputy City Attorney Mark Vanni reviewed the draft changes to City Council Resolution 77879 with the Board. Deputy City Attorney Mark Vanni will make additional revisions and bring back to the Board in July for review.

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
- Biennial Review Amendments
- Work Plan and Annual Report

XI. Adjournment

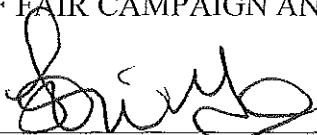
The next regular meeting schedule for July 12, 2017 at 5:30 p.m. in Room W-120.

Action: Upon motion by Chair Adrian Gonzales, seconded by Board Member Amarpal Randhawa and carried, the Board approved to adjourn the meeting at 6:33 p.m. (4-0-1. Absent: Peacock.)



 ADRIAN GONZALES, CHAIR

ATTEST:
 BOARD OF FAIR CAMPAIGN AND POLITICAL PRACTICES SECRETARY



 TONI J. TABER, CMC
 CITY CLERK