

City of San Jose Board of Fair Campaign and Political Practices
Annual Report for FY 2018-19

Objective for FY 2018-19	Timeframe	Status & Accomplishments	Future Target/Goals
1. Monitor compliance with all campaign and ethics ordinances in Title 12 of the Municipal Code [Ref: SJMC 12.04.070(A)]	July 2018 - June 2019	<ul style="list-style-type: none"> • Periodically reviewed compliance data obtained from the city clerk's prima facie review of disclosures and reports (Ongoing). 	<ul style="list-style-type: none"> • Continue to periodically review and assess impact of compliance data obtained from the city clerk's prima facie review of disclosures and reports.
2. Review and investigate allegations of violations of Title 12 and take enforcement action where appropriate [Ref: SJMC 12.04.070(B)]	July 2018 - June 2019	<ul style="list-style-type: none"> • Conducted hearings for five (5) different complaints in which: <ul style="list-style-type: none"> -Two (2) complaints were dismissed due to insufficient evidence indicating violations of Title 12, one of which was referred to an appropriate enforcement agency of jurisdiction; -Three (3) complaints found sufficient evidence indicating violations of Title 12 resulting in either civil penalties, letters of reprimand, and/or corrective action plans. One complaint also required the Board to subpoena and compel the attendance of a Respondent who failed to prior provide information during the course of an investigation. 	<ul style="list-style-type: none"> • Continue to review, investigate and take appropriate enforcement action for each allegation per Resolution 78390, with the objective of having the independent evaluator's report and recommendations available within 30 calendar days after receipt of a complaint. • Evaluate cumulative results of investigations and identify possible areas of concern with regard to campaign and ethics regulations.

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<p>3. Make recommendations to the city council with regard to campaign and ethics regulations and policies [Ref: SJMC 12.04.070(C)]</p>	<p>July 2018 - June 2019</p>	<ul style="list-style-type: none"> • The Board initiated the City’s biennial ethics review by evaluating the City’s campaign finance and ethics ordinances and policies for areas of improvement. Final recommendations were issued in September 2019, which will be included in the FY 2019-20 Annual Report. • In November 2018, the Board received a referral from the City Council to evaluate a proposal to hold Mayor Elections concurrent with Presidential Elections. In February 2019, the Board approved a report to forward to the City Council supporting the notion that voter turnout should increase for Mayoral Elections if shifted to the Presidential cycle, and took no stance on whether the current Mayor’s term should be extended two years should this proposal go forward. 	<ul style="list-style-type: none"> • Continue to provide recommendation(s) for each campaign or ethics issue referred by the City Council, with the objective of providing a response within 120 calendar days. • Continue to periodically review and assess impact of applicable legislative (and judicial) activity. • Evaluate cumulative results of legislative review and identify possible areas of concern with regard to campaign and ethics regulations. • Prioritize areas of concern identified from compliance monitoring, investigations and legislative review, and develop recommendations for amending regulations, procedures and/or forms for the next biennial ethics review.

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4. Settle challenges to commission decisions in accordance with Section 4.24.050 of Title 4 [Ref: SJMC 12.04.070(D)]	July 2018 - June 2019	<ul style="list-style-type: none"> • No challenges were received (Ongoing). 	<ul style="list-style-type: none"> • Settle challenges to commission decisions as required.
5. Respond to complaints alleging that records or some part of records are being withheld improperly under the Public Records Act [Ref: SJMC 12.21.430(C)]	July 2018 - June 2019	<ul style="list-style-type: none"> • No complaints were received (Ongoing). 	<ul style="list-style-type: none"> • Review and evaluate each public records complaint as required, and respond within 30 calendar days.
6. Provide to the council each fiscal year an annual work plan of activities to be undertaken and a subsequent report of accomplishments [Ref: SJMC 2.08.030(C)]	July 2018 - June 2019	<ul style="list-style-type: none"> • Developed the draft FY 2019-20 work plan by October 2019 due to summer meeting cancellations. • Developed the FY 2018-19 annual report by October 2019 due to summer meeting cancellations. 	<ul style="list-style-type: none"> • Continue issuing work plans and annual reports as required.