

Fair Campaign Practices Commission
Open Government Commission

**CONCURRENT REGULAR MEETING OF THE FAIR CAMPAIGN PRACTICES
COMMISSION AND THE OPEN GOVERNMENT COMMISSION**

MEETING AGENDA

July 18, 2024

6:30 p.m.

**2180 Milvia St., Berkeley, CA 94704
1st Floor, Cypress Room**

This meeting is being held in a wheelchair accessible location. To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6418 (V) or 981-6347 (TDD) at least three business days before the meeting date. Please refrain from wearing scented products to this meeting.

Secretary: Samuel Harvey

The Commission may act on any item on this agenda

1. Call to Order 6:30 p.m.
2. Roll Call.
3. Approval of agenda
4. Public Comment. *Comments on subjects not on the agenda that are within the Commissions' purview are heard at the beginning of meeting. Speakers may comment on agenda items when the Commission hears those items.*
5. Approval of minutes for June 20, 2024 FCPC-OGC Regular Meeting

Fair Campaign Practices Commission (FCPC) Agenda

6. Reports.
 - a. Report from Chair.
 - b. Report from Staff.
7. Public Financing certifications process; discussion and possible action.
8. Discussion of FCPC scheduling best practices for 2024 election, including possibility of special meetings; discussion and possible action.

Open Government Commission (OGC) Agenda

9. Reports.
 - a. Report from Chair.
 - b. Report from Staff.
10. Land acknowledgement practices; discussion and possible action
11. Teleconferencing and remote public access for Commission meetings; discussion and possible action.

Joint FCPC-OGC Calendar

12. Training presentation: Brown Act and procedural due process: discussion and possible action.

Information Items

12. Public Financing Candidate Certifications:
 - a. Shoshana O'Keefe
13. Adjournment.

Communications

None

Communications to Berkeley boards, commissions or committees are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to a City board, commission or committee, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the secretary of the relevant board, commission or committee. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the secretary to the relevant board, commission or committee for further information. **SB 343 Disclaimer:** Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available for public inspection at the City Attorney's Office at 2180 Milvia St., 4th Fl., Berkeley, CA.



Fair Campaign Practices Commission
Open Government Commission

DRAFT MINUTES

June 20, 2024

**CONCURRENT REGULAR MEETING OF THE FAIR CAMPAIGN PRACTICES
COMMISSION AND THE OPEN GOVERNMENT COMMISSION**

Civic Center
2180 Milvia Street
Berkeley, CA 94707
Cypress Room

Secretary: Samuel Harvey

Members Present: Janis Ching, Henry Isselbacher, Kitt Saginor

Also Present: Samuel Harvey, Staff Secretary

1. **Call to Order**

Chair called the meeting to order at 6:30 p.m.

2. **Roll Call**

Roll Call taken

3. **Public Comment**

Two speakers.

4. **Approval of Minutes**

a. May 16, 2024 FCPC-OGC Concurrent Regular Meeting

a. Public comment: No speakers

b. Commission discussion and action

Motion to approve minutes with minor corrections (M/S/C: Isselbacher/Ching; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

FCPC Agenda

5. **Reports**

a. **Report from Chair**

b. **Report from Staff**

6. **Complaint re Ruben Hernandez Story for Council 2004**

- a. Public comment: No speakers
- b. Commission discussion and action

Motion to direct Secretary to investigate and return at a future meeting with a report making a recommendation regarding whether the Commission should make a finding of probable cause. (M/S/C: Ching/Isselbacher; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

7. **Complaint re Californians for Safety and Security**

- a. Public comment: one speaker
- b. Commission discussion and action

Motion to direct Secretary to investigate and review complaint and return at a future meeting with a report. (M/S/C: Isselbacher/Ching; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

8. **FCPC Work Plan**

- a. Public comment: two speakers
- b. Commission discussion and action

Motion to approve work plan. (M/S/C: Ching/Isselbacher; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

OGC Agenda

9. **Reports**

- a. **Report from Chair**
- b. **Report from Staff**

10. **OGC Work Plan**

- a. Public comment: one speaker
- b. Commission discussion and action

Motion to approve work plan. (M/S/C: Ching/Isselbacher; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

11. **Communication from Kelly Hammargren re Zoom access for commission meetings**

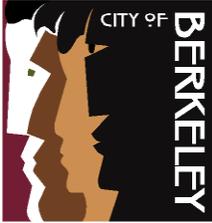
- a. Public comment: two speakers
- b. Commission discussion

12. **Adjournment**

ITEM NO. 5

Motion to adjourn. (M/S/C: Isselbacher/Ching; Ayes: Ching, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: Blome, O'Donnell.)

The meeting adjourned at 7:50 p.m.



Fair Campaign Practices Commission

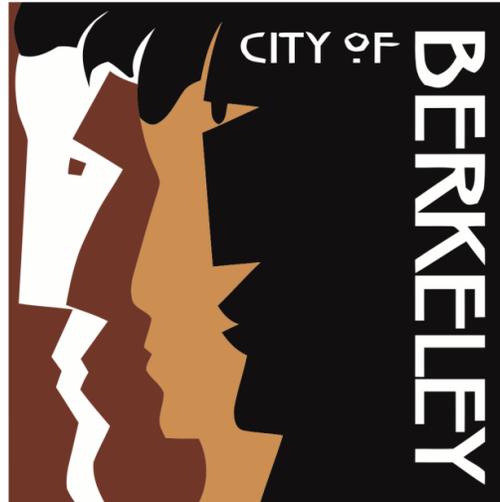
Date: July 18, 2024

To: Fair Campaign Practices Commission

From: Sam Harvey, Secretary

Subject: Public Financing Certification Processes

The Commission has recently discussed the procedures by which a public financing candidate's Application for Participation is processed and requested additional information regarding the various reasons for which one or more contributions listed on a candidate's Initial Qualifying Request for Funds may be rejected by City staff. The Commission Secretary has discussed with the City Clerk the possibility of providing additional information to the Commission regarding the rationales for rejecting certain contributions and would like further guidance from the Commission on the types of information desired. To aid the Commission's consideration and discussion of this topic, attached is the Public Financing Program Guide for public financing candidates for the 2024 Election.



PUBLIC FINANCING PROGRAM

SUPPLEMENTAL GUIDE
FOR PARTICIPATING CANDIDATES

2024 Election

City Clerk Department
elections@berkeleyca.gov | (510) 981-6908

This material is available in alternative formats upon request. Alternative formats include audio-format, braille, large print, electronic text, etc. Please contact the Disability Services Specialist and allow 7-10 days for production of the material in an alternative format.

Disability Services Specialist

Email: ada@berkeleyca.gov

Phone: (510) 981-6418

This guide is intended to provide general information, and does not have the force and effect of law, regulation, or rule. It is not the intent of the City of Berkeley to render legal advice. Accordingly, the guide is not a substitute for legal counsel for the individual, organization, or candidate using it. In case of any conflict, the law, regulation, or rule will apply.

RECENT AMENDMENTS TO THE BERKELEY ELECTION REFORM ACT (BERA)

BMC 2.12.095 Committee

The definition of a campaign committee is changed from a \$250 threshold to a \$1,000 threshold for contributions and expenditures.

BMC 2.12.168 Qualifying Period

This amendment changes the deadline to qualify for the public financing program to 14 days before the election.

BMC 2.12.255, 2.12.260, 2.12.265 Statement of Organization

Committees are no longer required to file a Berkeley Statement of Organization. The Berkeley Statement of Organization form has been eliminated.

BMC 2.12.505.H Return of Unspent Funds

This amendment sets a deadline for a public financing candidate that does not qualify for the ballot to return unspent funds.

BMC 2.12.505.J

Adds a deadline to submit matching funds requests after Election Day.

BMC 2.12.505.K

Prohibits a candidate from withdrawing from the Public Financing Program after they are approved for participation.

BMC 2.12.507 Return of Contributions by Participating Candidates

Clarifies the rules for participating candidates with regards to returning contributions.

BMC 2.12.510 Candidate Statement Notice

Due to the amendment that changed the qualifying period, the notice of candidate participation in the public financing program is changed from the voter guide to a posting on the City website.

BMC 2.12.545 Cost of Living Adjustments

Cost of living adjustments have been added for non-monetary contributions, non-qualified contributions, and the amount a participating candidate can contribute to their own committee.

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SECTION 1: INTRODUCTION

Overview

The Public Financing Program Supplemental Guide is prepared by the City of Berkeley for candidates considering participation in Berkeley's Public Financing Program.

This guide provides basic information regarding the program, but does not substitute for local and state regulations. Please use the Supplemental Guide in conjunction with the following resources. These documents are also available online:

- [State Campaign Disclosure Manual 2](#)
- [Berkeley Election Reform Act \(BERA\)](#)
- [Fair Campaign Practices Commission Manual](#)
- [Fair Campaign Practices Commission \(FCPC\) Regulations](#)
- [California Elections Code](#)

It is strongly recommended that you obtain a copy of Berkeley Election Reform Act and the FCPC Regulations and read them along with this guide. You must also acquaint yourself with the state disclosure manuals, as all filers have state law obligations (Government Code § 81000, et seq.). The state may require separate and additional information.

What is the Public Financing Program?

In 2016, Berkeley voters adopted the Berkeley Fair Elections Act of 2016. This ballot measure created a voluntary program providing public matching funds for candidates running for the office of Mayor or Councilmember. In 2022, the program was expanded to include Auditor, School Board Director, and Rent Stabilization Board Commissioner candidates. Participating candidates are eligible to receive a 6-to-1 match on qualifying contributions of up to \$60 (e.g. for a \$60 qualifying contribution, a participating candidate receives \$360 in public matching funds).

What is the Fair Campaign Practices Commission?

The Berkeley Election Reform Act (BERA) was adopted by Berkeley voters in 1974. Containing requirements for local campaign committees that go beyond the requirements in state law, BERA also created the Fair Campaign Practices Commission (FCPC) to enforce its provisions. The nine-member commission ensures that monies received or spent in municipal campaigns are fully disclosed in accordance with BERA.

How do I qualify for the Public Financing Program?

To participate in the program, a candidate must:

- Meet all requirements of applicable law to be eligible to hold the office sought of Mayor, Councilmember, Auditor, School Board Director, or Rent Stabilization Board Commissioner;
- File with the FCPC an application for certification as a participating candidate verifying that the candidate has complied with the restrictions of Berkeley Municipal Code Chapter 2.12 **during the election cycle to date**, the candidate's campaign committee has filed all campaign finance reports required by law during the election cycle to date and that they

are complete and accurate, and the candidate will comply with the requirements of the Fair Elections Act during the remainder of the election; and

- Before the close of the qualifying period (*October 22, 2024*), collect and submit at least 30 qualified contributions of at least \$10, for a total dollar amount of at least \$610. Each qualified contribution shall be acknowledged by a receipt to the contributor, with a copy retained by the candidate.

May I withdraw from the Public Financing Program once approved?

No. BMC § 2.12.505.K states:

Upon approval of a participating candidate's Initial Qualifying Request, the candidate is prohibited from withdrawing from the Public Financing Program and receiving contributions pursuant to Section 2.12.415 for the same office at the same election for which they are a participating candidate.

What does participating in the Public Financing Program mean for my campaign?

The Public Financing Program requires participating candidates to provide additional documentation regarding the money they raise and spend, and restricts the amount a candidate may receive from an individual contributor to \$60.

To operate in accordance with the Fair Elections Act, a participating candidate must:

- Maintain such records of receipts and expenditures as required by the Commission.
- Provide all required documentation requested by the Commission.
- Abide by the restrictions on the use of personal funds.
- Only solicit, direct, or accept permissible contributions not greater than \$60.
- File electronically using the City's online filing system (NetFile), and only use the forms approved by the FCPC.
- Submit payment requests as needed by the deadlines established by the FCPC.
- Repay all unspent funds back to the Fair Elections Fund after the election.
- Adhere to additional recordkeeping requirements, and maintain additional supporting documentation required for each contribution.
- Not accept loans from any source.

The Act also imposes additional restrictions on how campaign funds can be used, as described further below.

May I qualify for the Public Financing Program if I have not complied fully with its requirements?

The City has the authority to approve a candidate's application for public financing, despite a violation by the candidate related to participation and qualification in the public financing program. If the violation is minor in scope and the candidate demonstrates a timely, good-faith effort to remedy the violation. (BMC § 2.12.500.A.10.)

Where can I get more help?

City staff provides limited technical support for the electronic filing system and can also provide general information on where to find applicable regulations of governing codes regarding campaign regulations. Please consult the detailed information on the City's website and attend the trainings offered by City staff. Staff cannot provide legal advice or help manage your campaign committee.

SECTION 2: GETTING STARTED WITH PUBLIC FINANCING

Contact the City Clerk Department to obtain copies of select reference materials and schedule your NetFile training. Review the list below to get started.

<input type="checkbox"/>	Review all applicable campaign filing manuals and other reference materials.
<input type="checkbox"/>	Candidates with existing committees must manage or disburse existing campaign funds in accordance with BMC § 2.12.515; and re-designate the campaign committee by filing an amended State Form 501 and State Form 410.
<input type="checkbox"/>	New candidates must establish a campaign committee by filing: <ul style="list-style-type: none"> • State Form 501 (Candidate Intention Statement) • State Form 410 (Statement of Organization)
<input type="checkbox"/>	Obtain an Employer Identification Number (EIN) from the IRS.
<input type="checkbox"/>	Open a campaign committee checking account.
<input type="checkbox"/>	Obtain a voided check from your bank.
<input type="checkbox"/>	Prepare to receive electronic disbursements by completing and filing: <ul style="list-style-type: none"> • City of Berkeley Vendor Information Application • City of Berkeley Automated Clearing House (ACH) form (with voided check) • IRS Form W9
<input type="checkbox"/>	Create NetFile user accounts and complete Signature Verification Cards for the committee's signing officers (candidate, treasurer, assistant treasurer).
<input type="checkbox"/>	Create the committee's NetFile user account.
<input type="checkbox"/>	Attend one-on-one NetFile training with City Clerk staff. Training is tailored to meet the needs of candidates familiar with NetFile or new to the system.
<input type="checkbox"/>	In NetFile: <ul style="list-style-type: none"> • Submit an Application for Participation • Enter contributions and upload supporting documentation. • Submit a Qualifying Request for Funds by the close of the qualifying period (October 22, 2024).

After your Application for Participation is certified, you may continue to raise funds and submit requests for matching public funds in accordance with BERA and state law.

SECTION 3: CONTRIBUTIONS AND EXPENDITURES

What are Qualified Contributions?

Qualified Contributions are defined as monetary contributions, excluding loans, made directly in aid of the nomination or election of one or more candidates not greater than sixty dollars (\$60), made by a natural person resident of the City of Berkeley (BMC § 2.12.167).

Whom can I take contributions from?

You may accept contributions from any Berkeley resident or non-resident natural person. Only contributions from Berkeley residents are eligible for matching public funds.

Whom can't I take contributions from?

You may not accept any contributions from another campaign committee. BERA also prohibits Berkeley candidates and committees from accepting contributions from sources as defined by BMC § 2.12.440:

Section 2.12.440 Contributions from certain organizations and business entities prohibited.

No proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, including non-profit corporations, or labor union shall make a contribution to any candidate or committee (supporting or opposing any candidate) directly or indirectly, and no campaign treasurer (of any such committee) shall solicit or accept such contribution.

What are the contribution limits?

The limit for any type of contribution to a candidate participating in the Public Financing Program is \$60, with the exception of a monetary or non-monetary contribution from a candidate to their own controlled committee of \$270 or less. Contributions from a participating candidate to their own controlled committee are not eligible for matching funds.

Are there limits on how I can receive money?

You can receive contributions made in cash, checks, money orders, and various forms of online payment.

All contributions of \$50 or more must be made by written instrument – this means the largest cash or money order contribution that you may receive is \$49.99.

Although you can receive electronic contributions from a variety of electronic payment methods, not all payment methods will allow contributors to supply all of the information required to receive matching public funds. To assess whether the payment method you wish to use is sufficient, refer to detailed guidance in Appendix E – Electronic Contributions Supporting Documentation Guide.

May I loan my committee money to open its bank account?

No. Loans from any source are prohibited and may disqualify a candidate from the Public Financing Program. (BMC § 2.12.500.A.9.)

What information must be collected for contributions?

Each contribution received eligible for public funds must be accompanied by a Qualified Contribution Receipt as specified in BMC § 2.12.500.A.3.a:

*Each qualified contribution shall be acknowledged by a receipt to the contributor, with a copy retained by the candidate. The receipt shall include the contributor's **signature, printed name, home address, and telephone number**, if any, and the **name of the candidate** on whose behalf the contribution is made. In addition, the receipt shall indicate by the contributor's signature that the contributor understands that the purpose of the qualified contribution is to help the candidate qualify for Fair Elections campaign funding and that the contribution is made without coercion or reimbursement.*

“Signature” means the contributor must sign the receipt using a hand-written signature (either signing a paper receipt or hand-drawing an electronic signature on an electronic receipt). Digital seals or digital stamps are not accepted. You are not required to retain the original paper receipt – a photograph, photocopy, or other reproduction of the signed receipt is sufficient.

Receipts must be accompanied by supporting documentation appropriate to the type of contribution – copy of check, electronic receipt, cash receipt, etc. All supporting documentation must include the residential street address of the contributor.

You must also collect information required under BERA in BMC § 2.12.280, including the contributor's occupation and employer; if a contributor is self-employed, you must also record the city in which the business is located.

What can I spend campaign funds on?

Funds are limited to direct campaign purposes as outlined in BMC § 2.12.530.A:

2.12.530 - Use of Fair Elections funds.

A. A participating candidate shall use Fair Elections funds and contributions only for direct campaign purposes to further the candidate's own campaign for the relevant office and election cycle.

Are any expenditures prohibited?

Participating candidates shall not use Fair Elections funds or contributions as specified by BMC § 2.12.530.B, including:

1. Costs of legal defense in any campaign law enforcement proceeding under this Act, or penalties arising from violations of any local, state, or federal campaign laws;
2. The candidate's personal support or compensation to the candidate or the candidate's family, or a business in which the candidate or candidate's immediate family member has a ten (10) percent or greater ownership interest;
3. Indirect campaign purposes, including but not limited to:
 - a. Any expense that provides a direct personal benefit to the candidate, including clothing and other items related to the candidate's personal appearance;

- b. Capital assets having a value in excess of five hundred eighty (\$610) and useful life extending beyond the end of the current election period determined in accordance with generally accepted accounting principles;
- c. A contribution or loan to the campaign committee of another candidate or to a party committee or other political committee;
- d. An independent expenditure as defined in Berkeley Municipal Code Section 2.12.142, as may be amended;
- e. Any payment or transfer for which compensating value is not received.

SECTION 4: SUBMITTING AN APPLICATION FOR PARTICIPATION

What is an Application for Participation?

Candidates must be certified by the City as participants in the Public Financing Program. You will submit your application electronically using the City's online filing system, NetFile. After submission, staff will review the application and determine if you qualify for the Program.

What do I submit after the Application for Participation?

Candidates must also submit an initial Qualifying Request for matching public funds. The Qualifying Request must be submitted before the close of the qualifying period (October 22, 2024) and include at least 30 qualified contributions of at least \$10, for a total dollar amount of at least \$610. (BMC § 2.12.500.A.3) Each contribution included on your Qualifying Request must be accompanied by a fully completed Qualified Contribution Receipt and supporting documentation (copy of check, cash or online payment receipt, etc.). All supporting documentation accompanying the qualified contributions must include the contributor's residential address.

How do I submit an Application for Participation?

The application and Qualifying Request are submitted through the City's online filing system (NetFile). Complete the preliminary steps described in Section 2: Getting Started with Public Financing (establish a campaign committee, create your NetFile account, etc.) and refer to Appendix D: NetFile Filer Guide for step-by-step instructions.

SECTION 5: SUBMITTING A MATCHING REQUEST

What is a Matching Request?

A Matching Request is a request for public matching funds from the Fair Elections Fund. Matching Requests must be submitted electronically through the online filing system (NetFile) and be accompanied by all required supporting documentation.

What documentation do I submit with Matching Requests?

Each contribution included on your Matching Request must be accompanied by a fully completed Qualified Contribution Receipt and supporting documentation (copy of check, online payment receipt, etc.).

How often can I submit Matching Requests?

You can submit Matching Requests as frequently as desired. Disbursements are made on a rolling basis, as long as requests are received by the deadline. Refer to Section 6 below.

How do I submit Matching Requests?

You may submit Matching Requests at any time. Requests must be submitted through the City’s online filing system (NetFile). Refer to Appendix D: NetFile Filer Guide for step-by-step instructions. *Please note: the maximum attachment size accepted by the NetFile system is up to 10 MB.*

What if my request is denied?

The City will provide written determination specifying basis for any non-payment of Fair Elections Funds. The candidate has an opportunity to appeal that denial to the FCPC. See section 2.12.505.G and refer to the Petition for Reconsideration of Payment Denial form in Appendix B.

SECTION 6: DISBURSEMENT OF FUNDS

When do I receive public funds?

The initial payment of Fair Elections Funds is disbursed within seven business days of the certification of the participating candidate’s eligibility, or as soon thereafter as is practicable.

After the initial payment, funds are disbursed on a rolling basis. Payments are reviewed by staff, and processed by the Finance Department. Requests and all supporting documentation must be submitted no later than 5:00 pm on a Tuesday for disbursement on Thursday of the following week.

DISBURSEMENT PROCESS

Request Submitted <small>(by Tuesday @ 5:00pm)</small>	Review by Staff <small>(Wednesday to Friday)</small>	Submitted to Finance <small>(Friday by 5:00pm)</small>	Processed by Finance <small>(Monday – Wednesday)</small>	Funds Disbursed by ETF <small>(Thursday)</small>
⇒	⇒	⇒	⇒	⇒

How are the funds disbursed?

Public matching funds are disbursed by electronic funds transfer (ETF). The funds are transferred directly into your campaign checking account.

What if I reach the disbursement limit?

If you reach the matching funds limit (\$10,000 for Rent Stabilization Board, \$25,000 for School Board Director, \$25,000 for Auditor, \$49,000 for City Council; \$147,000 for Mayor), you may continue to raise money subject to the \$60 limit and other restrictions, but you are not eligible for additional public matching funds.

When are previously withheld funds disbursed?

Funds withheld due to outstanding fines or penalties related to campaign filings will be disbursed at the next regularly scheduled distribution for that election cycle upon submission of outstanding campaign filings and fines.

SECTION 7: AFTER THE ELECTION

Can I receive funds after the election?

You may submit Matching Requests for funds no later than December 5, 2024. Disbursements of requests will occur on the regular schedule, meaning your committee will receive the funds after Election Day. (BMC § 2.12.505.J.)

What is the deadline to repay Fair Elections Funds?

Participating candidates are required to repay all remaining funds to the Fair Elections Fund as outlined in BMC section 2.12.505.H:

H. 1) Unspent campaign funds of any Participating Candidate who does not qualify as a candidate for the ballot at the election for which the funds were distributed, up to the total amount of funds that the participating candidate received as Fair Election Funds distributions in that election cycle and after accounting for campaign debts and expenditures, must be returned to the City no later than the date of the election for which the funds were distributed. All funds returned under this paragraph must be accompanied by any required supporting documentation. In such cases, the participating candidate must return the unspent funds to the City, up to the total amount of funds that the participating candidate received as Fair Election Funds distributions, prior to refunding any contributions to individual contributors.

2) Any campaign funds that remain unspent by a Participating Candidate following the date of the election for which they were distributed, up to the total amount of funds that the Participating Candidate received as Fair Elections Funds distributions in that elections cycle and after accounting for campaign debts and expenditures, must be returned to the City, within sixty (60) days after the date of the election. All funds returned under this paragraph must be accompanied by any required supporting documentation.

3) All unspent campaign funds returned to the City shall be deposited in the Fair Elections Fund pursuant to the City Charter.

4) The City Clerk shall immediately refer to the Commission for enforcement any participating candidate who does not return unspent funds as required by this subsection.

5) After the deadline to return unspent funds in 2.12.505.H.2, a participating candidate may continue to raise funds in accordance with Article 8 of Chapter 2.12 to pay campaign-related debt from the most recent election. Any such contributions received shall not be eligible for matching funds.

For the November 5, 2024 election, the unspent campaign funds must be returned to the City by Saturday, January 4, 2025. **Your campaign will be required to provide a draft Form 460 to document the committee's ending cash balance at the time of returning the funds.**

The ending cash balance on your draft Form 460 must match the amount of unspent campaign funds being returned to the City.

What if I receive an invoice for a campaign bill after I've returned the public funds?

Per BMC § 2.12.505.H, a committee may, after returning unspent funds, raise funds in accordance with the Fair Elections Act to pay campaign-related debt from the most recent election. Any such contributions received are not eligible for matching funds.

In addition, a Participating Candidate may request a refund of any amount of unspent campaign funds previously repaid to the City, for a qualified campaign expenditure or other permissible campaign purpose. The request must be submitted to the Commission to approve, in whole or in part, or deny. The Commission is required to make a final determination on the refund within 45 days of receipt.

May I return contributions?

Return of contributions are described in BMC § 2.12.507 and 2.12.505.H.1:

2.12.507 Return of Contributions by Participating Candidates

A. Notwithstanding the requirements in Section 2.12.505.H.1, if a participating candidate returns a qualified contribution for which they have requested and received matching funds, they must immediately return all said matching funds to the City.

B. Notwithstanding the requirements in Section 2.12.505.H.1, a participating candidate may return a non-qualified contribution to the contributor at any time without triggering any requirement that they return matching funds.

2.12.505 H.1

*1) Unspent campaign funds of any Participating Candidate who does not qualify as a candidate for the ballot at the election for which the funds were distributed, up to the total amount of funds that the participating candidate received as Fair Election Funds distributions in that election cycle and after accounting for campaign debts and expenditures, must be returned to the City no later than the date of the election for which the funds were distributed. All funds returned under this paragraph must be accompanied by any required supporting documentation. In such cases, the participating candidate must return the unspent funds to the City, up to the total amount of funds that the participating candidate received as Fair Election Funds distributions, **prior to refunding any contributions to individual contributors.***

SECTION 8: ENFORCEMENT AND PENALTIES

What are the penalties for violating the Fair Elections Act?

Penalties for violating the Fair Elections Act are described in BMC §§ 2.12.550 and 2.12.555:

2.12.550 - Fair Elections Act penalties.

In addition to other enforcement and penalty provisions of this Article:

A. It is a violation of the law for candidates to accept more Fair Elections Act benefits than those to which they are entitled or misuse such benefits or Fair Elections funding.

- B. If a participating candidate knowingly or willfully accepts or spends Fair Elections funding in violation of this Act, then the candidate shall repay to the Fair Elections Fund an amount equal to twice the value of Fair Elections funding unlawfully accepted or spent.*
- C. The Commission shall, after a hearing held pursuant to Section 2.12.230, have the authority to impose the fine created by this section upon a two-thirds vote.*

2.12.555 - Violation--Persons ineligible for public funds--Time limit.

No person who commits a substantial violation of this chapter shall be eligible to receive public funds for a period of four years from and after the date that the Commission determines, upon a two-thirds vote, that such a violation has occurred, following a hearing held pursuant to Section 2.12.230. The Commission shall by regulation state the criteria to be satisfied in order to make a finding of a substantial violation.

Other provisions of BERA—which also apply to the Public Financing Program—provide for various penalties including a fine of up \$1,000 per violation, or up to the amount or value of the unlawful or undisclosed contribution or expenditure, whichever is greater; termination of candidacy; and forfeiture of office (if elected).

In accordance with BMC § 2.12.505.C.2, Fair Elections Funds are withheld from candidates with outstanding fines or penalties related to campaign filings. Withheld funds will be disbursed at the next regularly scheduled distribution for that election cycle upon submission of outstanding campaign filings and payment of fines.

APPENDICES

- A. FAQs**
- B. Sample Forms**
- C. NetFile Quick Tips**
- D. NetFile Filer Guide**
- E. Electronic Contributions Supporting Documentation Guide**

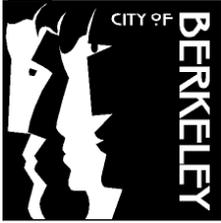
APPENDIX A: FREQUENTLY ASKED QUESTIONS

QUESTION:	Is a wet signature required on the Qualified Contribution Receipt?
ANSWER:	A handwritten signature on the receipt is required. The contributor must sign the receipt by hand, but they can send you a scan or image of their signed receipt via e-mail or other electronic means. The Treasurer must upload the image of the form in NetFile and must also print a copy to keep as a record. Electronic or Digital signatures are NOT permitted.
QUESTION:	Will voters be informed which candidates are participating in Public Financing Program?
ANSWER:	BMC § 2.12.510 states that a candidate certified as a Fair Elections program participant shall be identified as such by a notice prominently posted on the City website.
QUESTION:	Can participating candidates accept contributions (up to \$60) from both Berkeley and non-Berkeley residents?
ANSWER:	Yes, see BMC § 2.12.500.A.7. Only QUALIFIED contributions from <u>Berkeley</u> residents are eligible for the City's 6-to-1 match; contributions from <u>non</u>-Berkeley residents are allowed (at the \$60 limit), but are <u>not</u> eligible for public matching funds.
QUESTION:	How much can a candidate contribute to their own campaign committee?
ANSWER:	BMC § 2.12.500.A.6 states that candidates are limited to contributing a maximum of \$270 to their own committee from their personal funds (or from funds jointly held with their spouse, domestic partner, or dependent children) in connection with their election. This includes non-monetary contributions. Contributions from a participating candidate to their own controlled committee are <u>not</u> eligible for matching funds.
QUESTION:	If a participating candidate reaches the maximum of public matching funds, can the candidate continue to raise funds?
ANSWER:	Yes; however, they will no longer be eligible for public matching funds, and the \$60 limit and other restrictions of the program remain in effect.
QUESTION:	Can campaign funds from a prior campaign be carried over into the Fair Elections Program?
ANSWER:	No, remaining funds from a previous election must be disposed of in accordance with BMC § 2.12.515.
QUESTION:	How does the treasurer submit the Qualified Contribution receipt and supporting documentation?
ANSWER:	Each contribution must be accompanied by the receipt and supporting documentation. A scanned image or photo of the receipt and documentation must be uploaded into NetFile when the contribution is entered.

APPENDIX B: SAMPLE FORMS

CONTENTS

Application for Participation.....	19
Qualified Contribution Receipt	20
Qualifying Request.....	21
Matching Request	24
Petition for Reconsideration of Payment Denial.....	26
ACH Application	28
Vendor Information Application	29
W-9	30



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
 (510) 981-6900
www.cityofberkeley.info | elections@cityofberkeley.info

FAIR ELECTIONS ACT FORM

**APPLICATION FOR PARTICIPATION
 IN PUBLIC FINANCING PROGRAM**

(Berkeley Municipal Code Chapter 2.12 – Election Reform Act)

OFFICE SOUGHT		
OFFICE Mayor	COUNCIL DISTRICT (IF APPLICABLE)	
ELECTION CYCLE 11/06/2018		
CANDIDATE INFORMATION		
LAST Bunting	FIRST Kristine	M.I.
COMMITTEE INFORMATION		
NAME OF CAMPAIGN COMMITTEE Kris Bunting for Mayor 2018		FPPC I.D. No. Pending
CANDIDATE CERTIFICATION		
<p>Under penalty of perjury, I hereby certify:</p> <p>I have complied with the restrictions of Berkeley Municipal Code Chapter 2.12 (Election Reform Act) during the election cycle to date; and</p> <p>My campaign committee has filed all campaign finance reports required by law during the election cycle to date and that they are complete and accurate; and</p> <p>I will comply with the requirements of Chapter 2.12 during the remainder of the election cycle and, specifically, if certified as an eligible participating candidate, will comply with the requirements applicable to participating candidates.</p>		
Kristine Bunting _____ CANDIDATE SIGNATURE		11/06/2017 _____ DATE SIGNED

RECEIPT – QUALIFIED CONTRIBUTION FOR FAIR ELECTIONS FUNDS

Complete required fields.

COMMITTEE INFORMATION - required			
COMMITTEE NAME Sample Committee Name			
CANDIDATE INFORMATION - required			
THIS CONTRIBUTION IS MADE ON BEHALF OF THE FOLLOWING CANDIDATE Sample Candidate Name			
CONTRIBUTION INFORMATION			
Amount: \$ 25	<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Credit/Debit	<input type="checkbox"/> Money Order <input type="checkbox"/> Online Payment <input type="checkbox"/> Cash
CONTRIBUTOR INFORMATION - required			
LAST Doe	FIRST Jane	M.I.	
HOME ADDRESS 123 Main Street		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94704	
TELEPHONE (if any) 510-981-7000	EMAIL ADDRESS (if any) Jane.doe@emailaddress.com		
To comply with reporting requirements, individuals must provide occupation and employer. If you are not employed, indicate what best describes your employment status (e.g., "homemaker," "student," "retired," or "unemployed"). If self-employed, enter the name of the business and city of employment.			
OCCUPATION Retired	EMPLOYER/IF SELF EMPLOYED ENTER BUSINESS NAME AND CITY		
CERTIFICATION - required			
I understand that the purpose of this contribution is to help the above-named candidate qualify for Fair Elections campaign funding as prescribed by the Berkeley Charter, Article III (Elections) and Berkeley Municipal Code Chapter 2.12 (Election Reform Act). I have made this contribution without coercion or reimbursement. I certify that I am a Berkeley resident.			
CONTRIBUTOR SIGNATURE Sample Name		DATE 1-1-2023	

COMMITTEE USE ONLY

I AM STUDENT
123 YOUR STREET
ANYTOWN, USA 12345 1076

Date March 13, 2013

Pay to the Order of: John Smith | \$ 25.00

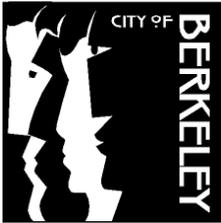
One hundred and 00/100 Dollars

IBS FINANCIAL www.ibsfcu.org
Credit Union P.O. Box 4500, Long Beach, CA 90804-0500

FOR EDUCATIONAL USE ONLY
SAMPLE-VOID

For: I Am Student

⑆322276855⑆1076 0000000 0⑈



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
 (510) 981-6900
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**FAIR ELECTIONS ACT FORM
 INITIAL QUALIFYING DECLARATION FOR PUBLIC FUNDS
 BY CANDIDATES FOR MAYOR OR CITY COUNCIL**

OFFICE SOUGHT			
OFFICE Mayor		COUNCIL DISTRICT (IF APPLICABLE)	
ELECTION CYCLE 11/06/2017			
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE Kris Bunting for Mayor 2018		FPPC I.D. No. Pending	
STREET ADDRESS 123 Main Street		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94704	
TELEPHONE (510) 981-6900	EMAIL ADDRESS kbunting@numainville.info		
CANDIDATE DECLARATION			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> • All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge. • I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds. • I understand that if I submit any contributions that are not from the person(s) identified on the receipt I shall be liable to pay the Fair Elections Fund the entire amount in addition to any penalties. • All Qualified Contributions, of any dollar amount, eligible for matching Fair Elections funds must be publically disclosed with the contributor information required under Sections 2.12.280 and 2.12.283. • I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released. 			
Kristine Bunting _____ CANDIDATE SIGNATURE		11/21/2017 _____ DATE SIGNED	

INITIAL QUALIFYING REQUEST FOR FAIR ELECTIONS FUNDS PAYMENT

In order to participate in the Public Financing Program, a candidate must collect at least 30 Qualified Contributions from at least 30 unique contributors of at least \$10.00 and no more than \$60.00 each, for a total dollar amount of at least \$580.00.

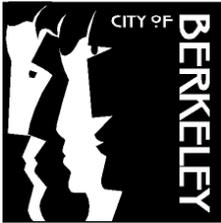
All approved Qualified Contributions are matched at a 6:1 ratio. For all public matching funds requests, a candidate must submit the following documentation:

- Qualified Contributions List (below).
- Receipt for Qualified Contribution for Fair Elections Funds.
- Evidence of each contribution received, such as electronic copies of contributor checks, credit card authorizations, or online payment receipts.
- Electronic copies of itemized deposit slips.

	Last Name	First Name	Building #, Street, Apt.	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	Amount Requested to be Qualified
1.	Lastname03	Firstname03	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
2.	Lastname11	Firstname11	1234 Sample Street	94704 Berkeley	Sample occupation	Sample employer	Check	10/01/2017	10/31/2017	Q1	50.00	50.00
3.	Lastname06	Firstname06	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
4.	Lastname12	Firstname12	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	11/07/2017	Q1	10.00	10.00
5.	Lastname01	Firstname01	1234 Sample Street	94704 Berkeley	Sample Email	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
6.	Lastname04	Firstname04	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
7.	Lastname05	Firstname05	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
8.	Lastname07	Firstname07	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
9.	Lastname08	Firstname08	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
10.	Lastname23	Firstname23	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
11.	Lastname30	Firstname30	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	50.00	50.00
12.	Lastname29	Firstname29	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
13.	Lastname28	Firstname28	1234 Sample Street	97404 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
14.	Lastname27	Firstname27	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
15.	Lastname26	Firstname26	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
Subtotals											230.00	230.00

ITEM NO. 7

	Last Name	First Name	Building #, Street, Apt.	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	Amount Requested to be Qualified
16.	Lastname25	Firstname25	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	50.00	50.00
17.	Lastname24	Firstname24	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	50.00	50.00
18.	Lastname22	Firstname22	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
19.	Lastname22	Firstname22	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	50.00	50.00
20.	Lastname21	Firstname21	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	50.00	50.00
21.	Lastname20	Firstname20	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	50.00	50.00
22.	Lastname19	Firstname19	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
23.	Lastname18	Firstname18	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
24.	Lastname18	Firstname18	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	50.00	50.00
25.	Lastname17	Firstname17	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
26.	Lastname16	Firstname16	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
27.	Lastname15	Firstname15	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
28.	Lastname14	Firstname14	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
29.	Lastname13	Firstname13	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Check	10/01/2017	10/02/2017	Q1	10.00	10.00
30.	Lastname10	Firstname10	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
31.	Lastname09	Firstname09	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	10/02/2017	Q1	10.00	10.00
32.	Lastname02	Firstname02	1234 Sample Street	94704 Berkeley	Sample Occupation	Sample Employer	Cash	10/01/2017	11/08/2017	Q1	10.00	10.00
Subtotals											410.00	410.00
Grand Totals											640.00	640.00



City Clerk Department
2180 Milvia Street
Berkeley, CA 94704
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FAIR ELECTIONS ACT FORM DECLARATION FOR PUBLIC FUNDS BY CANDIDATES FOR MAYOR OR CITY COUNCIL

OFFICE SOUGHT			
OFFICE Mayor		COUNCIL DISTRICT (IF APPLICABLE)	
ELECTION CYCLE 11/06/2018			
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE Kris Bunting for Mayor 2018		FPPC I.D. No. Pending	
STREET ADDRESS 123 Main Street		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94704	
TELEPHONE (510) 981-6900	EMAIL ADDRESS kbunting@numainville.info		
CANDIDATE DECLARATION			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> • All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge. • I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds. • I understand that if I submit any contributions that are not from the person(s) identified on the receipt I shall be liable to pay the Fair Elections Fund the entire amount in addition to any penalties. • All Qualified Contributions, of any dollar amount, eligible for matching Fair Elections funds must be publically disclosed with the contributor information required under Sections 2.12.280 and 2.12.283. • I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released. 			
Kristine Bunting _____ CANDIDATE SIGNATURE		12/01/2017 _____ DATE SIGNED	

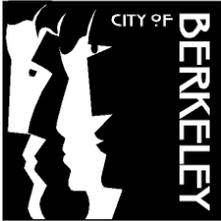
REQUEST FOR FAIR ELECTIONS FUNDS PAYMENT

All approved Qualified Contributions are matched at a 6:1 ratio. Each candidate must submit the following documentation in order to be eligible for public matching funds:

- Qualified Contributions List (below).
- Receipt for Qualified Contribution for Fair Elections Funds.
- Evidence of each contribution received, such as electronic copies of contributor checks, credit card authorizations, or online payment receipts.
- Electronic copies of itemized deposit slips.

Last Name	First Name	Building #, Street, Apt.	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	Amount Requested to be Matched
1. Lastname11	Firstname11	1234 Sample Street	94704 Berkeley	Sample occupation	Sample employer	Check	11/05/2017	11/15/2017	Nov1	14.50	14.50
2. Lastname11	Firstname11	1234 Sample Street	94704 Berkeley	Sample occupation	Sample employer	Check	11/03/2017	11/15/2017	Nov1	23.00	23.00
Subtotals										37.50	37.50
Grand Totals										37.50	37.50

Sample



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
 (510) 981-6900
www.cityofberkeley.info | elections@cityofberkeley.info

**FAIR ELECTIONS ACT FORM
 PETITION FOR RECONSIDERATION OF PAYMENT DENIAL**

OFFICE SOUGHT			
OFFICE	Mayor		COUNCIL DISTRICT (IF APPLICABLE)
ELECTION CYCLE	November 6, 2018		
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE	Sample Committee		FPPC I.D. No. 123456
STREET ADDRESS	123 Sample Street		APARTMENT/SUITE/FLOOR
CITY	Berkeley	STATE	CA ZIP CODE 94704
TELEPHONE	EMAIL ADDRESS		
TREASURER INFORMATION			
LAST	Sample Last Name	FIRST	Sample First Name M.I.
HOME ADDRESS	123 Sample Street		APARTMENT/SUITE/FLOOR
CITY	Berkeley	STATE	CA ZIP CODE 94704
TELEPHONE	(510) 981-7000	EMAIL ADDRESS name@email.com	
ORIGINAL PAYMENT REQUEST INFORMATION			
DATE	January 15, 2018		
CONTRIBUTOR	Sample Name		
AMOUNT	\$60		
LIST OF SUPPORTING DOCUMENTS ATTACHED			
<ol style="list-style-type: none"> 1. Sample Supporting Document 2. Sample Supporting Document 3. Sample Supporting Document 			

REASON FOR RECONSIDERATION

Sample Text - Reason for Reconsideration.

Sample

DECLARATION

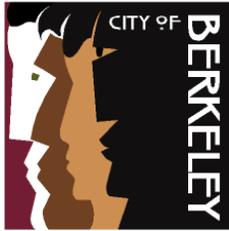
I hereby declare under penalty of perjury that the above information is true and correct to the best of my knowledge and belief.



SIGNATURE

1/30/2018

DATE SIGNED



Finance Department
General Services Division

(Attach Voided Check Here)

ACH Application

Company Information

Date: January 1, 2018

Name: (Committee Name) Ima Candidate for City Council 2018

EIN# 000-00-0000

Operating Address: 101 Money Street
(Street Address)

Phone: (510) 555-5555

Fax: (510) 555-5551

Berkeley, CA 94704

(City) (State) (Zip Code)

Banking Information

Bank Name: Universal Bank

Bank Address: 5 Shattuck Place
(Street Address)

Berkeley, CA 94704

(City) (State) (Zip Code)

Bank Phone #: (510) 444-4444

Name on Account: Ima Candidate for City Council 2018

Account Number: 1234567

Routing Number: 987-65-4321

(ACH Transfers Only)

Company ID#:(Issued by COB) IMA1234

Banking Contact: (Treasurer Name) Paul Purser Phone: (510) 555-5555

Email: paulp@gmail.com

Please return by fax 510-981-7390 or mail to:

Finance General Services
2180 Milvia Street, 3rd Fl.
Berkeley, CA 94704



City of Berkeley
 Finance Department – General Services Division
Vendor Information Application
PLEASE TYPE OR PRINT CLEARLY IN INK

<u>For City Use Only</u>	
Vendor Code	_____
Rec'd	_____
LBE	_____

Business Information (all information must be completed)

Business Name Ima Candidate for City Council 2018 Year Est. 2018 No. of Employees NA
 Name (as shown on your Income tax return) _____
 Check Payable to Name: Ima Candidate for City Council 2018
 Street Address 101 Money Street City Berkeley St CA Zip 94704
 Remit-to Address _____ City _____ St _____ Zip _____
 Contact Person(s) Paul Purser Phone(s) (510) 555-5555 Fax (510) 555-5551
 Email Address paulp@gmail.com CA State Sales Permit No. NA
 Federal Tax I.D. No. 000-00-0000 or Social Security No. NA
 State Tax I.D. No. NA City of Berkeley Business License No. NA
 Prompt Payment Discount NA % Number of Days NA Net NA Days NA

[NA] Please check if business is qualified for the City's "Buy Berkeley" local bidding preference (5% below \$25K on goods and non professional services. The business has a fixed office or distribution point within the City and a City Business License.)

Important: Indicate on the following pages those products and supplies the firm wishes to supply to the City.

Company Ownership

[] Individual/Sole Proprietor [] L.L.C [] Corporation [] S Corp. [] Partnership
 [X] Other (specify) Campaign Committee

Certification: Under penalties of perjury, I certify that the taxpayer identification number(s) all other information provided herein are correct

Paul Purser
 Name (print)

Paul Purser January 10, 2018 (510) 555-5555
 Signature of Company Officer Date Phone

PLEASE NOTE: IF THERE IS NO BUSINESS CONDUCTED DURING ONE YEAR YOUR ACCOUNT WILL BE INACTIVATED.

**Request for Taxpayer
Identification Number and Certification**

**Give Form to the
requester. Do not
send to the IRS.**

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Sample Candidate Name

2 Business name/disregarded entity name, if different from above
Sample Committee Name Here

3 Check appropriate box for federal tax classification; check only **one** of the following seven boxes:
 Individual/sole proprietor or single-member LLC
 C Corporation
 S Corporation
 Partnership
 Trust/estate
 Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____
Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.
 Other (see instructions) ▶ _____

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
Exempt payee code (if any) _____
Exemption from FATCA reporting code (if any) _____
(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.)
1234 Main Street

6 City, state, and ZIP code
Berkeley, CA 94704

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number

			-			-				
--	--	--	---	--	--	---	--	--	--	--

or

Employer identification number

1	2	-	3	4	5	6	7	8	8
---	---	---	---	---	---	---	---	---	---

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here **Signature of U.S. person** ▶  **Date** ▶ 12/12/2017

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.
Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.
- If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding? on page 2.*
- By signing the filled-out form, you:
- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
 - Certify that you are not subject to backup withholding, or
 - Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
 - Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

APPENDIX C: NETFILE QUICK TIPS

SECTION ONE: OVERVIEW

What is NetFile?

NetFile is an online system used by Berkeley campaign committees to file electronic campaign statements. Candidates participating in Berkeley’s public financing program use additional features in NetFile specific to the program, including:

<i>Application for Participation</i>	<i>Submitted by candidates seeking certification by the Fair Campaign Practices Commission as participants in the public financing program.</i>
<i>Additional Information for Monetary Contributions</i>	<i>Program participants include required information for each qualified contribution, including attaching a receipt and related documentation.</i>
<i>Qualifying Request for Funds</i>	<i>A candidate’s initial request for matching funds.</i>
<i>Matching Request for Funds</i>	<i>Ongoing requests submitted by certified candidates for public matching funds.</i>
<i>Additional Documentation</i>	<i>A place to upload supplemental documentation that may be requested by the Fair Campaign Practices Commission or City of Berkeley staff.</i>
<i>Managing Public Financing Transactions</i>	<i>Separate report for contributions marked as eligible for public funds; ability to easily sort and filter.</i>

Appendix D: NetFile Filer Guide explains those additional features with step-by-step instructions.

Getting Started – Preliminary Steps

Before you can begin participating in the program, you’ll need to complete these preliminary steps:

- NetFile User Account Setup – Candidate and Treasurer
- Signature Verification – Candidate and Treasurer

NetFile Campaign Committee Account Setup

- Attend NetFile training

For step-by-step instructions on the preliminary steps, refer to the separate [Instructions for Filing Campaign Statements Electronically](#) handbook prepared by the City Clerk Department.

Logging into NetFile

Using the Chrome internet browser, navigate to www.NetFile.com/Filer. Enter the committee’s email address and password, then click “Log in.”

Public finance statements may be prepared by either the treasurer or candidate, and are signed by the candidate only. To access the Signature Verification Portal, go to <https://netfile.com/sign>. The candidate will enter their Signer ID and Signer Pin Code and click “Sign in.”

SECTION TWO: AVOID COMMON DELAYS AND AMENDMENTS

Duplicate Contributor Entities

When entering contributions, always use the search bar before creating a new entity. Entering duplicate contributors causes incorrect cumulative contribution totals and requires amendments to your campaign statements.

Qualified Contribution Receipt – Individual Transaction vs. Batch

In the “Receipt and Supporting Documentation” field, you will upload the individual receipt and backup (such as an online payment receipt) for the specific transaction you are entering into NetFile. Do not upload anything that does not relate to this contribution and this contribution only. You can add additional supporting documentation later in the process.

Adding Supporting Documentation (When Requested by Staff)

City staff may request additional supporting documentation from your committee for Qualifying or Matching Requests. Avoid processing delays by only including additional supporting documentation when requested.

Submitting the Same Transaction on Multiple Requests for Funds

CAUTION: Transactions that you have marked as eligible for public financing and previously submitted on a request for funds remain available in NetFile until they are approved by the FCPC. ***Review your requests carefully to ensure that you are not submitting contributions that are already part of a pending request.***

SECTION THREE: FREQUENTLY ASKED NETFILE QUESTIONS

If I entered contributions marked as eligible for public financing, do I need to enter the contributions again for regular campaign statements (Form 460 filings)?

No, you do not need to enter the contributions again. Contributions eligible for public financing will be included on regular campaign statements.

I lost my NetFile password. How do I get a new one?

Go to www.NetFile.com/filer. Click the “Lost your password?” link. Enter your email address and click “Submit.” NetFile will generate a new password and send it to the provided email address.

Where can I get more NetFile Training?

Contact the City Clerk Department to schedule a NetFile training session. Other resources include: Appendix D in this manual; the City’s Campaign Filing Handbook; and resources offered by NetFile available at www.NetFile.com/filer.

When are requests for matching public funds disclosed to the public?

Requests are disclosed immediately upon E-Filing (including the initial Qualifying Request and ongoing monthly requests). Form 460 filings are disclosed immediately after E-Filing in accordance with established deadlines (see general campaign filing schedule for details).

How will I be notified if additional documentation is needed for my public financing requests?

City of Berkeley staff will contact the treasurer and candidate if more documentation is needed.

APPENDIX D

CITY OF BERKELEY PUBLIC FINANCING PROGRAM

FILER GUIDE

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Introduction

NetFile has updated its Campaign Filer application to allow candidates for Mayor and the City Council to e-file City of Berkeley Public Financing Program forms.

Forms

The system makes the following forms available to candidates for *Mayor* and *City Council* only:

APPLICATION FOR PARTICIPATION

Application for Participation in Public Financing Program.

QUALIFYING REQUEST

Fair Elections Act Form Initial Qualifying Declaration for Public Funds by Candidates for Mayor or City Council.

MATCHING REQUEST

Fair Elections Act Form Declaration for Public Funds by Candidates for Mayor or City Council.

Preparing Your Account

In order to activate certain features of the Public Financing Program in NetFile’s Campaign Filer application, you need to make sure to select and enter specific information in the Committee Set-up Wizard.

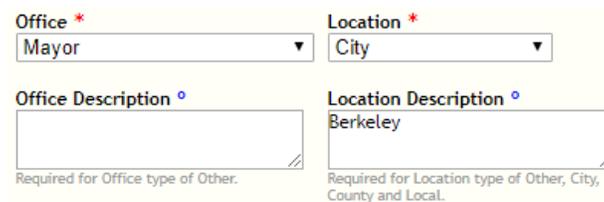
Candidate Office Information

When you select *Mayor* or *City Council* for the *Office* on the Candidate/Officeholder tab of the Committee Set-up Wizard, the system displays Public Financing statement links on the Statements menu.

MAYOR

If you are a candidate for Mayor, enter and save the following information on the Candidate/Officeholder tab:

- *Office* - Select *Mayor*.
- *Location* - Select *City*.
- *Location Description* - Enter *Berkeley*.



The screenshot shows a form with four fields:

- Office ***: A dropdown menu with "Mayor" selected.
- Location ***: A dropdown menu with "City" selected.
- Office Description °**: An empty text box. Below it is the text: "Required for Office type of Other."
- Location Description °**: A text box containing "Berkeley". Below it is the text: "Required for Location type of Other, City, County and Local."

Figure 1

CITY COUNCIL

If you are a candidate for City Council, enter and save the following information on the Candidate/Officeholder tab:

- *Office* - Select *City Council*.
- *Location* - Select *City*.
- *Location Description* - Enter *Berkeley*.
- *District Number* - Enter the district number.

Office * CityCouncil	Location * City
Office Description ° Required for Office type of Other.	Location Description ° Berkeley Required for Location type of Other, City, County and Local.
	District Number ° 1

Figure 2

Candidate Signer ID

All e-filings submitted to the Commission pass through the [Signature Verification](#) process. Candidates must register to receive a *Signer ID* and *PIN code* combination to use in the Signature Verification process. For further information about Signature Verification, see the document “[How to Use Signature Verification](#)” on the main NetFile User Log-in page at <https://netfile.com/filer>.

Enter and save the *Signer ID* in the *Signature Information* section on the Candidate/Officeholder tab in the Committee Set-up Wizard. If you do not add the Signer ID, your draft filings will contain validation errors and the system will not allow you to e-file those filings.

Signer Information ⓘ		
First Name as Signed	Last Name as Signed	Signer ID
Kelly	Frears	588904Q

Figure 3

Candidate and Treasurer Contact Information

The Qualifying Request and the Matching Request require full contact information for both the candidate and the committee’s treasurer. Qualifying Request and Matching Request statements will not pass validation and you will not be able to e-file them without full contact information.

Edit both the *Treasurer* record and the *Controlling Candidate/Officeholder* record on the *Officer Information* tab of the Committee Set-up Wizard to add and save the following information:

- *Mailing Address* - Enter the treasurer’s full address information.
- *E-Mail* - Enter the treasurer’s e-mail address.

- *Work Phone* - Enter the treasurer's telephone number.

Edit Officer

Officer Type *
Treasurer

First Name * 40
Kelly

Last Name * 194
Fears

Mailing Address

Number & Street
2 Wilson Way

Ste, Apt, Floor, etc.

City
San Francisco

State (2 letters)
CA

Zip Code
94101

E-Mail 60

Work Phone
() -

Fax
() -

Figure 4

Process Flow

The following information provides a general process flow for the e-filing and processing of Public Financing statements in NetFile's Campaign Filer application.

Application for Participation

Start the process by e-filing the Participation statement. See ["Application for Participation" on page 11](#) for information about creating and e-filing a Participation statement.

Qualifying Request

Only those candidates who are participating in the public financing program may submit a Qualifying Request statement. See ["Application for Participation" on page 11](#) for information about creating and e-filing a Participation statement, and ["Qualifying Request" on page 13](#) for information about marking transactions as eligible for Public Financing, and creating and e-filing a Qualifying Request statement.

Matching Request

Candidates who are participating in the public financing program, have submitted a Qualifying Request statement, and have been certified as eligible to participate in the Public Financing Program may submit a Matching Request statement. See ["Application for Participation" on page 11](#) for information about creating and e-filing a Participation statement, ["Qualifying Request" on page 13](#) for information about creating and e-filing a Qualifying Request statement, and ["Matching Request" on page 15](#) for information about creating and e-filing a Matching Request statement.

Public Financing Transactions

In order to submit a Qualifying Request form, and subsequently a Matching Request form, you must enter monetary contributions from individuals and mark the contributions that you believe are eligible for public financing. If you have previously entered monetary contributions from individuals that you believe are eligible, but have not marked them as such, you need to edit each contribution and mark it as eligible.

Adding New Monetary Contributions

To add a new monetary contribution and mark it as eligible:

1. Select *Monetary Contribution* from the Transactions menu. The *Search for an Existing Entity – Monetary Contribution* page opens.
2. Search for the individual who made the monetary contribution:
 - a. *Entity's Name* - Enter a portion of the individual's name. The “containing search” feature returns all results containing the information you enter in the field.
 - b. *Search* - Click the button to start the search.
 - c. *Search Results* - The results of the search appear below the search form:
 - i. *Select* - Click the *Select* link for the individual you want to use for the transaction.
 - ii. If the entity is not available, create a new individual using the links in the *Create a New Entity* area. Once you create the new entity, the system automatically selects the individual and opens the *Enter a Monetary Contribution* page.

Enter a Monetary Contribution

Date * Election Cycle

Amount * Election Period

Contributions Received from this Contributor

Election Cycle/Year	Total Contributions
For 2017	\$60.00

[Refresh](#)

For Public Financing Only

Eligible for Public Financing

Deposit Batch # Deposit Date Payment Method

Receipt and Supporting Documentation (PDF or JPG files only) *

Baldwin11-17-2017.pdf

* Required

Figure 5

3. Enter the Monetary Contribution:

- a. *Date* - Enter the date of the monetary contribution.
 - b. *Amount* - Enter the amount of the monetary contribution.
 - c. *Election Information* - Optional: Select the Election Cycle and Election Period to include Per Election to Date totals.
4. Enter the Public Financing information:
- a. *Eligible for Public Financing* - Select the check box to mark the monetary contribution as eligible for the public financing program. The system then displays additional fields and controls specific to Public Financing.
 - b. *Deposit Batch #* - Enter the deposit batch number.
 - c. *Deposit Date* - Enter the date the monetary contribution was deposited.
 - d. *Payment Method* - Select the method the individual used to provide the monetary contribution.
 - e. *Supporting Documentation* - You may upload PDF or JPEG files containing supporting documentation per monetary contribution:
 - i. *Choose File* - Click this button to select a file on your computer to upload as supporting documentation for the contribution. The *Open* dialog appears.
 - ii. Locate the file on your computer and click it once to select it.
-
- Note:** If you plan to attach more than one file to a transaction, make sure the file names are not the same and that they convey information that associates the files to the transaction.
-
- iii. *Open* - Click the *Open* button on the Open dialog. The system uploads and attaches the file to the filing and lists the file name to the right of the button.
 - iv. *Remove* - Click the *Remove* button to remove the attachment.
5. *Submit* - Click the Submit button to save the monetary contribution. The new contribution displays in the Transaction History table at the bottom of the page.

Marking Existing Monetary Contributions as Eligible

To mark existing monetary contributions as eligible for public financing:

1. Select *View/Edit/Delete Transactions* from the Transactions menu. The Manage Transactions page opens.
2. Filter the table by Transaction Type.
 - a. Click the funnel icon in the *Transaction Type* heading.
 - b. Enter *Monetary Contribution* in the first field under *Contains*.
 - c. Click the *Filter* button. The system displays all monetary contributions.
3. Click the *Edit* link for a monetary contribution that you want to mark as qualifying. Edit Transaction – Monetary Contribution page opens.

Tip: Right-click the *Edit* link and open the contribution in a new tab or window, so you don't lose the filtered transaction list.

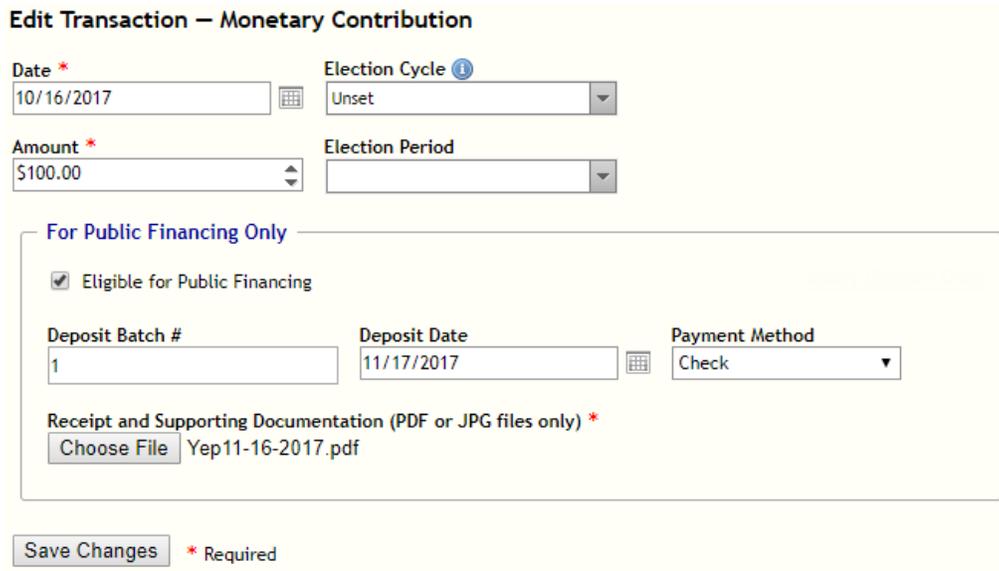


Figure 6

4. Enter the *Pubic Financing* information.
 - a. *Eligible for Public Financing* - Select the check box to mark the monetary contribution as eligible for the public financing program.
 - b. *Deposit Batch #* - Enter the deposit batch number.
 - c. *Deposit Date* - Enter the date the monetary contribution was deposited.
 - d. *Payment Method* - Select the method the individual used to provide the monetary contribution.
 - e. *Supporting Documentation* - You may upload one PDF or JPEG file containing supporting documentation per monetary contribution:
 - i. *Choose File* - Click this button to select a file on your computer to upload as supporting documentation for the contribution. The *Open* dialog appears.
 - ii. Locate the file on your computer and click it once to select it.
 - iii. *Open* - Click the *Open* button on the Open dialog. The system uploads and attaches the file to the filing and lists the file name to the right of the button.
 - iv. *Remove* - Click the *Remove* button to remove the attachment.
5. *Save Changes* - Click the *Save Changes* button to save the monetary contribution.

Managing Public Financing Transactions

To view all transactions associated with Public Financing, select the *Public Finance Transactions* link in the Manage Transactions section of the Transactions menu. The *Manage Public Financing Transactions* page opens displaying the *All Public Financing Transactions* table.

Important: The monetary contributions represented in this table are outside the context of a Qualifying or Matching Request. Other than the *Status*, the table displays no information about the transaction in the context of a funds request. See [“Viewing Responses to Funds Requests” on page 27](#) for information about viewing the status of transactions in a funds requests.

Manage Public Financing Transactions Open Page Help

All Public Financing Transactions Export Transactions to Excel

Edit	Contributor Name	Amount	Batch #	Deposit Date	Method	Status	Attachments	Delete
Edit	Borque, Martin	\$10.00	20171018	10/17/2018	Check	BelievedEligible		<input type="button" value="X Delete"/>
Edit	Burke, Ryan	\$10.00	20171018	10/18/2017	Check	BelievedEligible		<input type="button" value="X Delete"/>
Edit	Martinez, Dianne	\$10.00	20171018	10/18/2017	Check	BelievedEligible		<input type="button" value="X Delete"/>
Edit	Knobler, Martha	\$10.00	20171018	10/18/2017	Check	BelievedEligible		<input type="button" value="X Delete"/>
Edit	Anno, Kim	\$10.00	20171018	10/18/2017	Check	BelievedEligible		<input type="button" value="X Delete"/>

Figure 7

- *Edit* - Click a transaction’s *Edit* link to edit the transaction.

Note: There are some transactions that the system does not allow you to edit. For example, the system disallows you from editing any transaction that displays “Approved” in the *Status* column.

- *Contributor Name* - This column lists the full name of the individual contributor.
- *Amount* - This column lists the amount of the monetary contribution.
- *Batch #* - This column lists the deposit batch number for the contribution.
- *Deposit Date* - This column lists the date the contribution was deposited in your bank account.
- *Method* - This column lists the payment method for the contribution.
- *Status* - This column lists the status of the contribution:
 - *BelievedEligible* - You have marked the contribution as eligible for public financing.
 - *Approved* - You have marked the contribution as eligible for public financing, submitted the contribution on a Qualifying Request, and the City has accepted the contribution as eligible.
 - *Rejected* - You have marked the contribution as eligible for public financing, submitted the contribution on a Qualifying Request, and the City has rejected the contribution as not eligible.

- *NoResponse* - You have marked the contribution as eligible for public financing, submitted the contribution on a Qualifying Request, and the City has taken no action as to the contribution's eligibility.
- *Attachments* - This column displays an icon of a paper clip if the transaction contains at least one attachment.
- *Delete* - This column displays a *Delete* button only when the transaction has not been accepted or rejected by the Commission.

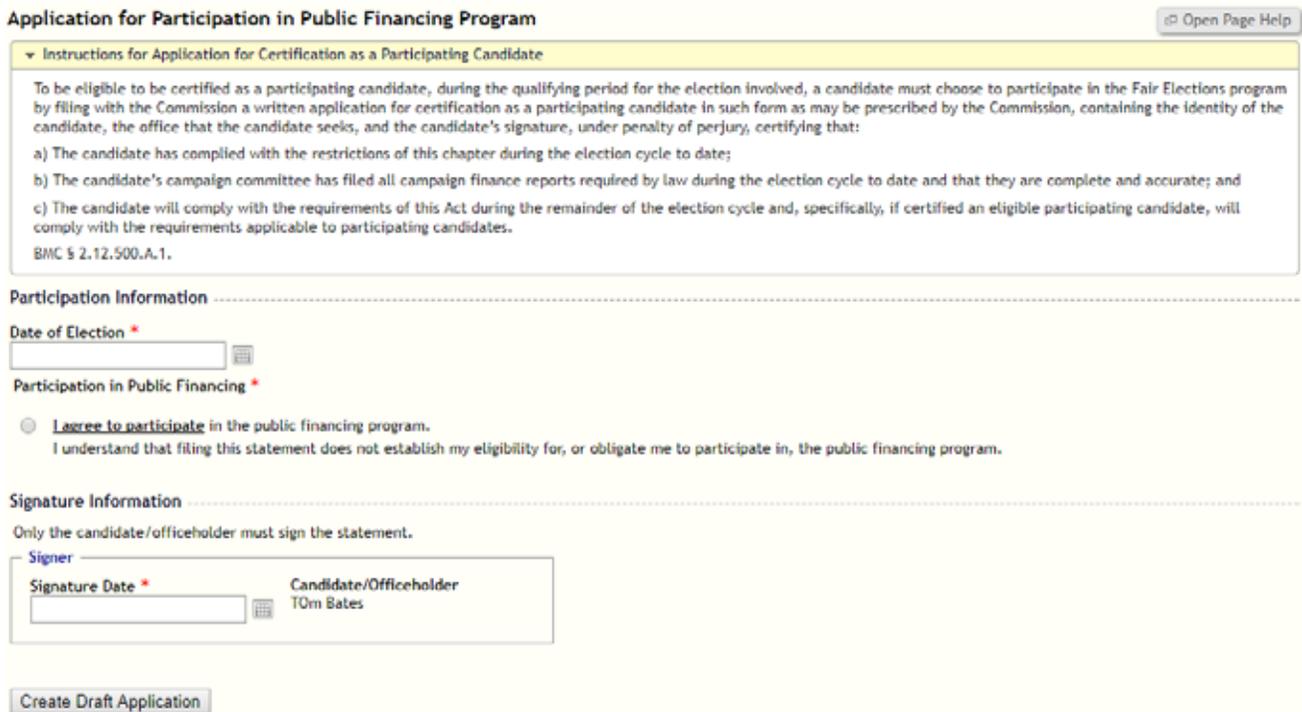
EXPORTING ALL PUBLIC FINANCE TRANSACTIONS TO AN EXCEL FILE

The system allows you to export all public finance transaction to a Microsoft Excel file. To export the transactions, click the *Export Transactions to Excel* link above the table. The system produces and downloads the Excel spreadsheet to your computer.

Creating & E-Filing Statements

Application for Participation

Before you enter information in the Participation form, take a moment to view the instructions. Click the title in the yellow section just below the page title (*Instructions Statement of Participation or Non-Participation in Public Financing Program*) to expand the section and reveal the instructions.



Application for Participation in Public Financing Program Open Page Help

▼ Instructions for Application for Certification as a Participating Candidate

To be eligible to be certified as a participating candidate, during the qualifying period for the election involved, a candidate must choose to participate in the Fair Elections program by filing with the Commission a written application for certification as a participating candidate in such form as may be prescribed by the Commission, containing the identity of the candidate, the office that the candidate seeks, and the candidate's signature, under penalty of perjury, certifying that:

a) The candidate has complied with the restrictions of this chapter during the election cycle to date;

b) The candidate's campaign committee has filed all campaign finance reports required by law during the election cycle to date and that they are complete and accurate; and

c) The candidate will comply with the requirements of this Act during the remainder of the election cycle and, specifically, if certified an eligible participating candidate, will comply with the requirements applicable to participating candidates.

BMC § 2.12.500.A.1.

Participation Information

Date of Election *

Participation in Public Financing *

I agree to participate in the public financing program.
I understand that filing this statement does not establish my eligibility for, or obligate me to participate in, the public financing program.

Signature Information

Only the candidate/officeholder must sign the statement.

Signer

Signature Date * Candidate/Officeholder
Tom Bates

Create Draft Application

Figure 8

CREATING AN APPLICATION FOR PARTICIPATION

To create a Participation statement:

1. Select *Application for Participation* from the *Public Financing Statements* section of the Statements menu.
2. *Participation Information* - Enter the date of election and agree to participate:
 - a. *Date of Election* - Enter the date of election.
 - b. *I agree to participate* - Select to signify you are agreeing to participate in the Public Financing Program.
3. *Signature Information*:

- a. *Date Signed* - Enter the date signed. The system adds the candidate's name automatically.
4. Click the *Create Draft Application* button.
5. Go to the Home page to review the draft. See ["Statement Contents" on page 18](#) for information about the files included in an e-filing.
6. E-File the Statement of Participation:
 - a. *E-File* - Click the statement's E-File link in the Draft Statements table on the Home page. The E-File Statement page opens.
 - b. *Response E-Mail Address* - Enter your e-mail address to receive a response from the system.
 - c. *Submit* - Click the *Submit* button to begin the e-filing process.
7. The candidate must then review the statement in the Signature Verification application and accept or reject it. When the candidate accepts the statement, the system e-files the statement with the City of Berkeley.

Qualifying Request

In order to complete the Qualifying Request form you must enter monetary contributions from individuals and mark the contributions as eligible for public financing. If you have already entered monetary contributions from individuals that are not marked as eligible, you need to edit each contribution and mark it as eligible. For more information about adding, editing and managing monetary contribution transactions, see [“Public Financing Transactions” on page 6.](#)

Before you enter information in the Qualifying Request form, take a moment to view the instructions. Click the title in the yellow section just below the page title (*Instructions for Qualifying Request*) to expand the section and reveal the instructions.

Qualifying Request Open Page Help

Instructions for Initial Qualifying Request

Election

Date of Election *

Transactions

Click a transaction's check box in the *Included?* column to include it in the Qualifying Request. Include All

Date	Name	Batch	Amount	Included?
10/18/2017	Gelman, Henry	20171018	\$50.00	<input type="checkbox"/>
10/18/2017	Gelman, Henry	20171018	\$50.00	<input type="checkbox"/>
10/18/2017	Hampton, Ariel	20171018	\$50.00	<input type="checkbox"/>
10/18/2017	Johnson, Keith	20171018	\$50.00	<input type="checkbox"/>
10/18/2017	Appel, Judith	20171018	\$10.00	<input type="checkbox"/>
10/17/2018	Borque, Martin	20171018	\$10.00	<input type="checkbox"/>
10/18/2017	Burke, Ryan	20171018	\$10.00	<input type="checkbox"/>
10/18/2017	Martinez, Dianne	20171018	\$10.00	<input type="checkbox"/>
10/18/2017	Knobler, Martha	20171018	\$10.00	<input type="checkbox"/>
10/18/2017	Anno, Kim	20171018	\$10.00	<input type="checkbox"/>

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0 Qualifying Contributions: \$0.00

Signature Information

Only the candidate/officeholder must sign the statement.

Signer

Signature Date * Candidate/Officeholder
Tom Bates

Create Draft Qualifying Request

Figure 9

CREATE A QUALIFYING REQUEST

To create a Qualifying Request:

1. Select *Qualifying Request* from the Statements menu. The Qualifying Request page opens.

2. *Date of Election* - Enter the date of the election the candidate is running in.
3. *Transactions* - Click a transaction's check box in the *Included?* column to include it in the Qualifying Request. Click the *Include All* check box above the *Included?* column to include all listed transactions. The number of included transactions and the total dollar amount is listed below the table.
4. *Signature Information*:
 - a. *Date Signed* - Enter the date signed. The system adds the candidate's name automatically.
5. Click the *Create Draft Qualifying Request* button.
6. Go to the Home page to review the draft. See ["Statement Contents" on page 18](#) for information about the files included in an e-filing.
7. E-File the Qualifying Request:
 - a. *E-File* - Click the statement's E-File link in the Draft Statements table on the Home page. The E-File Statement page opens.
 - b. *Response E-Mail Address* - Enter your e-mail address to receive a response from the system.
 - c. *Submit* - Click the *Submit* button to begin the e-filing process.
8. The candidate must then review the statement in the Signature Verification application and accept or reject it. When the candidate accepts the statement, the system e-files the statement with the City of Berkeley.

Note: Once you have submitted your Qualifying Request, you may want to upload supporting documentation. Click the *Add Supporting Documentation* link in the Public Financing section of the Statements menu to upload supporting documentation. See ["Supporting Documentation" on page 17](#).

AMENDING A QUALIFYING REQUEST

You may not amend a Qualifying Request.

Matching Request

In order to submit a Matching Request, you must have already submitted a Qualifying Request form and received notification from the Commission that it was approved.

Before you enter information in the Matching Request form, take a moment to view the instructions for your office. Click the appropriate title in the yellow sections just below the page title (*Instructions for Candidates for Board of Supervisors* or *Instructions for Candidates for Mayor*) to expand the section and reveal the instructions.

Matching Request Open Page Help

> Instructions for Candidates

Election

Date of Election *

Transactions

Click a transaction's check box in the *Included?* column to include it in the Matching Request. Include All

Date	Name	City	Batch	Amount	Previously Qualified	Matching Amount	Included ?
10/18/2017	Gelman, Henry	Berkeley	20171018	\$50.00	\$0.00	\$50.00	<input type="checkbox"/>
10/18/2017	Gelman, Henry	Berkeley	20171018	\$50.00	\$0.00	\$50.00	<input type="checkbox"/>
10/18/2017	Hampton, Ariel	Berkeley	20171018	\$50.00	\$0.00	\$50.00	<input type="checkbox"/>
10/18/2017	Johnson, Keith	Berkeley	20171018	\$50.00	\$0.00	\$50.00	<input type="checkbox"/>
10/18/2017	Appel, Judith	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>
10/17/2018	Borque, Martin	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>
10/18/2017	Burke, Ryan	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>
10/18/2017	Martinez, Dianne	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>
10/18/2017	Knobler, Martha	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>
10/18/2017	Anno, Kim	Berkeley	20171018	\$10.00	\$0.00	\$10.00	<input type="checkbox"/>

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0 Matching Contributions: \$0.00

Note: The totals listed above are based on number of transactions, not individuals. Contact the San Francisco Ethics Commission with questions about the number of individuals and total dollar value of all transactions you need to submit a Qualifying Request for the office you are seeking.

Signature Information

Only the candidate/officeholder must sign the statement.

Signer

Signature Date * Candidate/Officeholder
Tom Bates

Create Draft Matching Request

Figure 10

CREATING A MATCHING REQUEST

To create a Matching Request:

1. Select *Create New Matching Request* from the Statements menu. The *Matching Request* page opens.
2. *Date of Election* - Enter the date of the election the candidate is running in.

3. *Matching Contributions* - Click a transaction's check box in the *Included?* column to include it in the Matching Request. Click the *Include All* check box above the *Included?* column to include all listed transactions. The number of included transactions and the total dollar amount is listed below the table.
4. *Signature Information*:
 - a. *Date Signed* - Enter the date signed. The system adds the candidate's name automatically.
5. Click the *Create Draft Matching Request Form* button.
6. Go to the Home page to review the draft. See ["Statement Contents" on page 18](#) for information about the files included in an e-filing.
7. E-File the Matching Request:
 - a. *E-File* - Click the statement's E-File link in the Draft Statements table on the Home page. The E-File Statement page opens.
 - b. *Response E-Mail Address* - Enter your e-mail address to receive a response from the system.
 - c. *Submit* - Click the *Submit* button to begin the e-filing process.
8. The candidate must then review the statement in the Signature Verification application and accept or reject it. When the candidate accepts the statement, the system e-files the statement with the City of Berkeley.

Note: Once you have submitted your Matching Request, you may want to upload supporting documentation. Click the *Add Supporting Documentation* link in the Public Financing section of the Statements menu to upload supporting documentation. See ["Supporting Documentation"](#).

AMENDING A MATCHING REQUEST

You may not amend a Matching Request.

Supporting Documentation

You may upload supporting documentation associated with a qualifying or a matching request. The City of Berkeley may also request additional supporting documentation to verify your transactions.

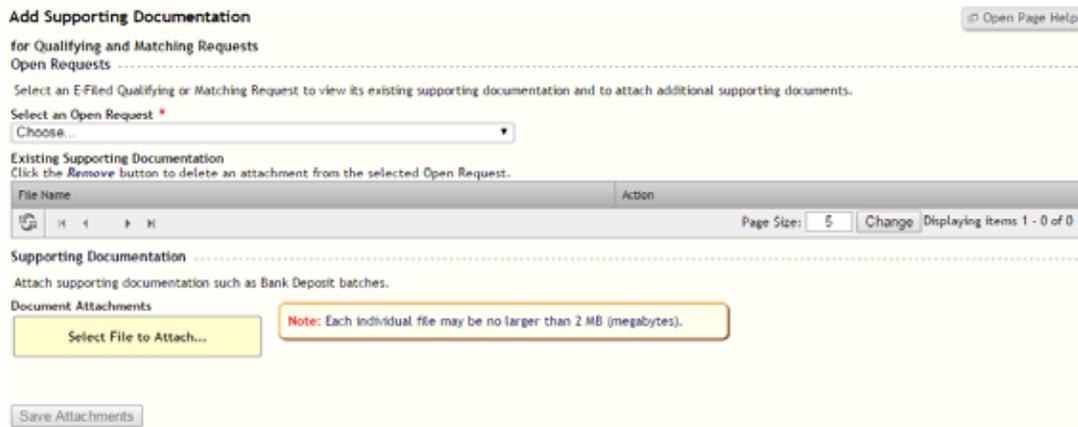


Figure 11

ADDING SUPPORTING DOCUMENTATION

To add supporting documentation to an e-filed qualifying or matching request:

1. Click *Add Supporting Documentation* in the Public Financing section of the Statements menu. The Add Supporting Documentation page opens.
2. *Select an Open Request* - Select an E-Filed Qualifying or Matching Request to view its existing supporting documentation and to attach additional supporting documents.
 - a. The *Existing Supporting Documentation* table displays all supporting documentation that you have uploaded for the qualifying or matching request you selected. This does not include any documentation that you uploaded for single monetary contributions.
 - b. Click an attachment's *Remove* button to delete the attachment from the qualifying or matching request.
3. *Supporting Documentation* - Upload and attach to the qualifying or matching request you selected any supporting documentation in either PDF or JPEG format:
 - a. Click the *Select File to Attach* button. The *Open* window opens.
 - b. Locate the file on your computer and click it once to select it.

Note: If you plan to attach more than one file to the qualifying request, make sure the file names are not the same and that they convey information about their contents and purpose.

- c. Click the *Open* button. The system uploads and attaches the file to the filing and lists the file name below the button.

- d. Click the *Remove* button to remove an attachment.
4. *Save Attachments* - This button activates after you select a file to attach. Once you have selected all supporting documentation, click the *Save Attachments* button to upload the files to the City. The system associates the attachments with the e-filed qualifying or matching request you selected.

VIEWING SUPPORTING DOCUMENTATION

To view all of the supporting documentation for a qualifying or matching request:

1. Click *Add Supporting Documentation* in the Public Financing section of the Statements menu. The *Add Supporting Documentation* page opens.
2. *Select an Open Request* - Select an E-Filed Qualifying or Matching Request to view its supporting documentation.
3. The *Existing Supporting Documentation* table displays all supporting documentation that you have uploaded to the City for the e-filed qualifying or matching request you selected. This includes supporting documentation that you uploaded with monetary contributions along with any additional supporting documentation you have submitted.

REMOVING SUPPORTING DOCUMENTATION

To remove supporting documentation from an e-filed qualifying or matching request:

1. Click *Add Supporting Documentation* in the Public Financing section of the Statements menu. The *Add Supporting Documentation* page opens.
2. *Select an Open Request* - Select an E-Filed Qualifying or Matching Request to view its existing supporting documentation and to attach additional supporting documents.
 - a. The *Existing Supporting Documentation* table displays all supporting documentation that you and/or the City of Berkeley have uploaded for the qualifying or matching request you select. This does not include any documentation that you uploaded for single monetary contributions.

Note: You may remove supporting documentation *that you have uploaded*. You may not remove supporting documentation *that the City of Berkeley has uploaded*.

- b. Click an attachment's *Remove* button to delete the attachment from the qualifying or matching request.

Statement Contents

When you create a new draft statement, the system places it in the *Draft Statements* table on the Home page. Click a draft's *View* link to download a compressed zip file containing the statement's individual files:

- Public Financing Form File (e.g., PRT.pdf)

- Validation Files (e.g., PRT Validation.pdf and PRT Validation.txt)
- Data File (e.g., PRT.cal)
- Parameters (e.g., Parameters.xml)

Each of these file types are detailed below.

PUBLIC FINANCING FORM FILES

The PDF file for a statement's public financing form is the print version of the form. The name of the form files are as follows:

- PRT.pdf - Participation form.
- QR.pdf - Qualifying Request form.
- MR.pdf - Matching Request form.

VALIDATION FILE

The validation PDF file contains a list of warnings and errors. Warnings do not prevent you from e-filing the statement. Errors do prevent you from e-filing the statement. All line numbers for warnings and errors listed in the validation file refer to the *data file* (see [page 19](#)), not the PDF form file. The names of the validations files are as follows:

- PRT Validation.pdf - Participation validation file.
- QR Validation.pdf - Qualifying Request validation file.
- MR Validation.pdf - Matching Request validation file.

Help with Validation Errors

Contact NetFile Support at filerhelp@netfile.com with any questions you may have about validation errors or the contents of your statement.

DATA FILE

This comma separated values file contains the raw data of the filing. The names of the files are as follows:

- PRT.cal - Participation data file.
- QR.cal - Qualifying Request data file.
- MR.cal - Matching Request data file.

PARAMETERS FILE

The parameters XML file contains information about the make-up of the filing.

SUPPORTING DOCUMENTATION FILES

The zip file does not contain any supporting documentation files you may have uploaded when adding or editing a monetary contribution. The files are a part of your qualifying or matching request, but they are transmitted to the City using a different mechanism. For information about adding, viewing and removing supporting documentation, see [“Supporting Documentation” on page 17](#).



PUBLIC FINANCING - ELECTRONIC CONTRIBUTIONS

The **Political Reform Act** does not restrict the use of PayPal or similar electronic contribution platform services as an acceptable fundraising method as long as all the recordkeeping requirements are met and as long as all the funds are transferred to the campaign account after they are raised and before they are spent.

Fair Political Practices Commission (FPPC)

As per [FPPC Campaign Manual 2](#) (Chapter 2.13), documentation for electronic transactions must include information collected when debiting the contributor's account, such as itemized transaction reports (including the credit card confirmation number), debit/credit account transaction records, and credit card receipts, or vouchers.

Documentation of contributions received over the Internet must include a record of the transaction created and transmitted by the cardholder including the cardholder's name, street address and the last four digits of the card number.

One Committee/One Bank

The Political Reform Act's one committee/one bank rule applies to online platforms. Therefore, the online contribution platform (i.e. Act Blue, Venmo, etc.) must be linked to the committee bank account. All contributions must be deposited in and all expenditures must be made from the campaign bank account.

What information must be collected for electronic contributions?

In addition to the information required to be collected for contributions for Public Financing, you must also collect information required under BERA in BMC § 2.12.280.

A. Qualified Contribution Receipt (QCR)

Each contribution received that is eligible for public matching funds must be accompanied by a Qualified Contribution Receipt as specified in BMC Section 2.12.500.A.3. This must be completed and signed by each individual contributor.

B. Electronic Contribution Supporting Documentation

Receipts must be accompanied by supporting documentation appropriate to the type of contribution – copy of check, credit card slip or receipt, **online payment receipt**, cash or money order receipt.

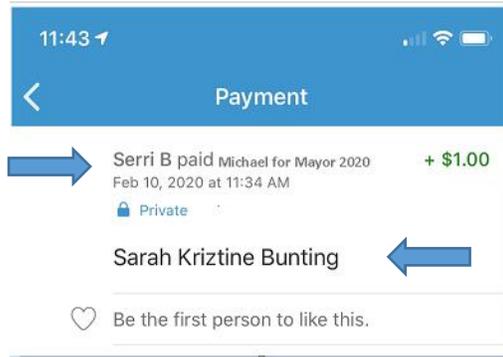
To comply with the requirements for supporting documentation as evidence of each contribution received, please include the following:

1. **Unique Transaction ID.** If this information is not included on the transaction receipt, include it on the QCR (This is typically found on the receipt of the electronic contribution and often referred to as an order number).

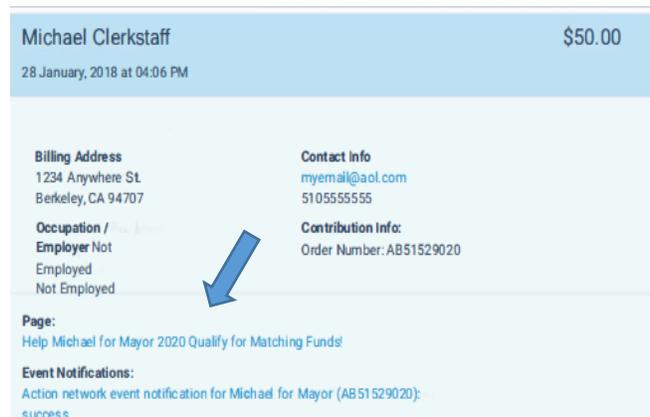
Public Financing – Electronic Contributions

2. **A Screen Capture or Screen Shot** of each individual online transaction payment receipt. The screen shot must include:

a. **The Contributor’s Full Name.** If their username varies from their legal name, please include the First and Last name of the contributor in the comments section.



b. **Campaign Committee or Candidate Name** that the contribution was made to. If an online “campaign” is created, the naming convention should always include the candidate’s name. For example, “Help Michael for Mayor 2020 Qualify for Matching Funds.”



c. **Payment Source, Amount, and Date of Contribution.**

Third Party or Aggregator

If a third party receives a contribution to the committee through a personal account, then the true source of the contribution must be identified on the supporting documentation, using the *full name* of the contributor.

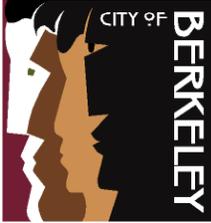
Anyone acting as an aggregator, collecting contributions from multiple sources, must collect the signed QCR from each contributor, including the unique online transaction ID for each contribution and provide the screen shot for each individual contribution with the above requirements.

RECEIPT – QUALIFIED CONTRIBUTION FOR FAIR ELECTIONS FUNDS

Complete required fields.

COMMITTEE INFORMATION - required		
COMMITTEE NAME John for Berkeley Mayor 2020		
CANDIDATE INFORMATION - required		
THIS CONTRIBUTION IS MADE ON BEHALF OF THE FOLLOWING CANDIDATE John Coolidge		
CONTRIBUTION INFORMATION		
Amount: \$ 50	<input type="checkbox"/> Check	<input type="checkbox"/> Credit/Debit
<input type="checkbox"/> Money Order	<input checked="" type="checkbox"/> Online Payment	<input type="checkbox"/> Cash
CONTRIBUTOR INFORMATION - required		
LAST Armstrong	FIRST Michael	M.I.
HOME ADDRESS 12345 Shattuck Ave.		APARTMENT/SUITE/FLOOR C
CITY Berkeley	STATE CA	ZIP CODE 94707
TELEPHONE (if any) 510-655-5555	EMAIL ADDRESS (if any) m.armstrong@email.com	
To comply with reporting requirements, individuals must provide occupation and employer. If you are not employed, indicate what best describes your employment status (e.g., "homemaker," "student," "retired," or "unemployed"). If self-employed, enter the name of the business and city of employment.		
OCCUPATION Landscaper	EMPLOYER/IF SELF EMPLOYED ENTER BUSINESS NAME AND CITY Self-employed, Berkeley	
CERTIFICATION - required		
I understand that the purpose of this contribution is to help the above-named candidate qualify for Fair Elections campaign funding as prescribed by the Berkeley Charter, Article III (Elections) and Berkeley Municipal Code Chapter 2.12 (Election Reform Act). I have made this contribution without coercion or reimbursement. I certify that I am a Berkeley resident.		
 CONTRIBUTOR SIGNATURE		June, 1, 2020 DATE

COMMITTEE USE ONLY			
Donor	Michael Armstrong	Receipt	5804282
Email	m.armstrong@email.com	Status	paid
Behalf of	-	Anonymous?	no
Comment	-	Phone	-
Employer	Self Berkeley	Mail List	no
Occupation	Landscaper	Recurring	No
Date	04/22/2020 07:18:38	Type	stripe
IP	12.333.44. (United States)	Total	\$50
Gift Aid (UK)	-	Converted	-
Campaign	John for Berkeley Mayor 2020	Proc. Fee	\$1.75
		Covered Fee	\$0
Address	12345 Shattuck St. Berkeley, CA 94707 United States		



Fair Campaign Practices Commission
Open Government Commission

Date: April 11, 2024

To: Fair Campaign Practices Commission
Open Government Commission

From: Kitt Saginor, Chair

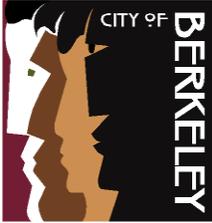
Subject: Land Acknowledgment Practice

At its October 11, 2022, meeting, the City Council approved a resolution adopting a Land Acknowledgment recognizing that Berkeley is the ancestral, unceded home of the Ohlone people. The resolution (No. 70,564-N.S.) provides that the Land Acknowledgement shall be displayed in writing at all Regular Meetings of the City Council and read aloud at the first Regular City Council meeting of the month. The Council also recommended that all Berkeley Commissions, Committees, Boards, and other elected and appointed City entities consider inclusion of the Land Acknowledgement in their meeting practices. Other City commissions, including the Environment and Climate Commission and the Civic Arts Commission use the following language:

LAND ACKNOWLEDGEMENT

The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.

Recommendation: Review the City Council Memorandum dated October 11, 2022 and Resolution 70,564 recognizing Berkeley as the ancestral, unceded home of the Ohlone People (Attachment 1) and consider establishing a land acknowledgement practice accordingly.



Open Government Commission

Date: July 18, 2024

To: Open Government Commission

From: Sam Harvey, Secretary

Subject: Teleconferencing and remote public access for Commission meetings

The Commission recently received correspondence from a member of the public advocating for increased use of teleconferencing technology in City commission meetings. The Commission asked the Secretary to review the capabilities of the Commission's meeting room (the Cypress Room at 2180 Milvia Street). The Commission Secretary has obtained guidance from City staff on the Cypress Room's teleconferencing capabilities. The Secretary requests guidance on whether and to what extent the Commission desires to explore utilizing teleconferencing technology for its public meetings.

DATE: June 13, 2024

TO: FAIR CAMPAIGN PRACTICES COMMISSION

FROM: Mark Numainville, City Clerk

SUBJECT: **Certification of Public Financing Program Participant**

Pursuant to the Fair Elections Act of 2016, the City is required to certify candidates as participants in the City's public financing program.

In order to participate, a candidate must submit an application for participation and complete all required administrative paperwork to process payments.

The candidate must also qualify by submitting 30 contributions of at least \$10 from 30 unique contributors totaling at least \$610.

As of June 13, 2024, the following candidate has submitted the required filings as well as a compliant Initial Qualifying Request and their participation in the program has been approved by City staff:

Application for Participation and Initial Qualifying Request for Funds	
Submitted By:	Shoshana O'Keefe for Berkeley City Council District 5 2024
Qualified Contributions:	\$2,770
Eligible Matching Funds:	\$16,620
Action	Certified candidate to participate in the program. Approved 6:1 matching public funds in an amount not to exceed \$16,620.

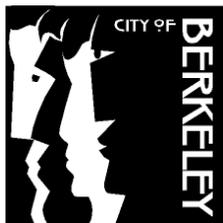
Basic glossary of terms:

Application for Participation	Required form for participating candidates that certifies they will follow the regulations and requirements of the program.
Qualifying Request	In order to qualify to receive public matching funds, a candidate must collect at least 30 contributions (from 30 unique contributors) of at least \$10 totaling \$610.
Matching Request	Campaign committees participating in the Public Financing Program submit a Matching Request with all required documentation in order to receive Public Matching Funds.

Qualified Contribution	A contribution that is eligible for the 6-to-1 match from the Fair Elections Fund. A Qualified Contribution is a contribution of \$60 or less from a natural person resident of Berkeley.
------------------------	---

Attachments

1. Shoshana O'Keefe: Application for Participation and Initial Qualifying Request for Funds.



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
 (510) 981-6900
www.cityofberkeley.info | elections@cityofberkeley.info

E-Filed
 06/11/2024
 16:21:07
 Filing ID:
 211626178

**FAIR ELECTIONS ACT FORM
 INITIAL QUALIFYING DECLARATION FOR PUBLIC FUNDS
 BY CANDIDATES FOR MAYOR, CITY COUNCIL, CITY AUDITOR,
 SCHOOL BOARD DIRECTOR, OR RENT STABILIZATION BOARD COMMISSIONER**

OFFICE SOUGHT			
OFFICE City Council Member		COUNCIL DISTRICT (IF APPLICABLE) District 5	
ELECTION CYCLE 11/05/2024			
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE Shoshana O'Keefe for Berkeley City Council District 5 2024		FPPC I.D. No. 1468322	
STREET ADDRESS [REDACTED]		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94709	
TELEPHONE (510) 701-7231	EMAIL ADDRESS campaign@shoshana4berkeley.com		
CANDIDATE DECLARATION			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge. I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds. I understand that if I submit any contributions that are not from the person(s) identified on the receipt I shall be liable to pay the Fair Elections Fund the entire amount in addition to any penalties. All Qualified Contributions, of any dollar amount, eligible for matching Fair Elections funds must be publically disclosed with the contributor information required under Sections 2.12.280 and 2.12.283. I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released. 			
Shoshana O'Keefe CANDIDATE SIGNATURE		06/11/2024 DATE SIGNED	

INITIAL QUALIFYING REQUEST FOR FAIR ELECTIONS FUNDS PAYMENT

In order to participate in the Public Financing Program, a candidate must collect at least 30 Qualified Contributions from at least 30 unique contributors of at least \$10.00 and no more than \$60.00 each, for a total dollar amount of at least \$580.00.

All approved Qualified Contributions are matched at a 6:1 ratio. For all public matching funds requests, a candidate must submit the following documentation:

- Qualified Contributions List (below).
- Receipt for Qualified Contribution for Fair Elections Funds.
- Evidence of each contribution received, such as electronic copies of contributor checks, credit card authorizations, or online payment receipts.
- Electronic copies of itemized deposit slips.
- Complete contributor information (full name, address, occupation, and employer) as required by BERA and the Political Reform Act.

	Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
1.	Kehlmann	Robert	██████████	94709 Berkeley	Artist/Writer	Self employed (Artist/Writer, Berkeley, CA)	Electronic	06/03/2024	06/03/2024	11JUN	60.00
2.	Rhoades	Erin	██████████	94702 Berkeley	Non-profit manager	Berkeley Public Schools Fund	Electronic	05/31/2024	05/31/2024	11JUN	60.00
3.	Mumford	Jay	██████████	94709 Berkeley	Compliance	BioRad	Electronic	05/30/2024	05/30/2024	11JUN	60.00
4.	Rhoades	Mark	██████████	94702 Berkeley	Urban Planner	Rhoades Planning Group (Berkeley)	Electronic	05/30/2024	05/30/2024	11JUN	60.00
5.	Kirkpatrick	Pat	██████████	94708 Berkeley	Not employed	Not employed	Electronic	05/30/2024	05/30/2024	11JUN	60.00
6.	Scheider	Holly	██████████	94703 Berkeley	Not employed	Not employed	Electronic	05/25/2024	05/25/2024	11JUN	60.00
7.	Nelson	Page	██████████	94705 Berkeley	Consultant	Self employed (Berkeley)	Electronic	05/22/2024	05/22/2024	11JUN	60.00
8.	O'Keefe	Timothy	██████████	94709 Berkeley	Not Employed	Not Employed	Electronic	05/21/2024	05/21/2024	11JUN	60.00
9.	Babitt	Laura	██████████	94710 Berkeley	Accountant	Acoustics	Electronic	05/21/2024	05/21/2024	11JUN	60.00
10.	Bilik	Jen	██████████	94709 Berkeley	Not employed	Not employed	Electronic	05/21/2024	05/21/2024	11JUN	60.00
11.	Hammel	Michal	██████████	94705 Berkeley	Lawrence Berkeley National Lab	Scientists	Electronic	05/20/2024	05/20/2024	11JUN	20.00
12.	Trachtenberg	David	██████████	94710 Berkeley	Architect	Trachtenberg Architects (Berkeley)	Electronic	05/20/2024	05/20/2024	11JUN	60.00
13.	Nelson	Patty	██████████	94705 Berkeley	Artist	Self employed (Berkeley)	Electronic	05/20/2024	05/20/2024	11JUN	60.00
14.	Kopel	Celeste	██████████	94708 Berkeley	Not employed	Not employed	Electronic	05/19/2024	05/19/2024	11JUN	60.00
15.	Brand	Jordan	██████████	94703 Berkeley	Physician	SF VA Medical Center	Electronic	05/19/2024	05/19/2024	11JUN	60.00
										Subtotals	860.00

ITEM NO. 12a

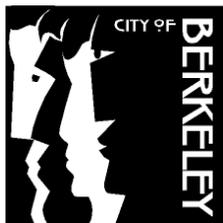
	Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16.	Phillips	Kerstin	[REDACTED]	94703 Berkeley	Yoga Instructor	CorePower Yoga	Electronic	05/19/2024	05/19/2024	11JUN	60.00
17.	Shanoski	Jennifer	[REDACTED]	94702 Berkeley	Chemistry Professor	Peralta Community College District	Electronic	05/17/2024	05/17/2024	11JUN	60.00
18.	Silvers	Dana	[REDACTED]	94707 Berkeley	Design Consultant	Self (Berkeley)	Electronic	05/17/2024	05/17/2024	11JUN	25.00
19.	Mumford	Jasmin	[REDACTED]	94709 Berkeley	Teacher	Berkeley Unified School District	Electronic	05/13/2024	05/13/2024	11JUN	60.00
20.	Williams	Mike	[REDACTED]	94707 Berkeley	Program Manager	ITCO	Electronic	05/07/2024	05/07/2024	11JUN	60.00
21.	Lloyd-Masters	Victoria	[REDACTED]	94703 Berkeley	Not Employed	Not Employed	Electronic	05/07/2024	05/07/2024	11JUN	60.00
22.	Nofelt	Lindsay	[REDACTED]	94707 Berkeley	Designer	Self employed (Berkeley)	Electronic	05/06/2024	05/06/2024	11JUN	60.00
23.	Wezelman	Beany	[REDACTED]	94707 Berkeley	Not employed	Not employed	Electronic	05/06/2024	05/06/2024	11JUN	60.00
24.	Siminowsky	Tedi	[REDACTED]	94710 Berkeley	Not Employed	Not Employed	Electronic	05/04/2024	05/04/2024	11JUN	60.00
25.	Pulich	Mimi	[REDACTED]	94709 Berkeley	Not employed	Not employed	Electronic	05/01/2024	05/01/2024	11JUN	60.00
26.	Draper	George	[REDACTED]	94707 Berkeley	Not employed	Not employed	Electronic	04/30/2024	04/30/2024	11JUN	60.00
27.	Williams	Andrew	[REDACTED]	94707 Berkeley	Not employed	Not employed	Electronic	04/29/2024	04/29/2024	11JUN	60.00
28.	Kahn	Charles	[REDACTED]	94710 Berkeley	Architect	Studio KDA	Electronic	04/29/2024	04/29/2024	11JUN	60.00
29.	Williams	Linda	[REDACTED]	94707 Berkeley	Not employed	Not employed	Electronic	04/29/2024	04/29/2024	11JUN	60.00
30.	Paz	Richard	[REDACTED]	94703 Berkeley	Unemployed	Unemployed	Electronic	04/29/2024	04/29/2024	11JUN	60.00
31.	Sanderson	Debra	[REDACTED]	94705 Berkeley	City Planner	Self employed (Berkeley)	Electronic	04/28/2024	04/28/2024	11JUN	60.00
32.	Chang	James	[REDACTED]	94703 Berkeley	Legislative Aide	City of Berkeley	Electronic	04/27/2024	04/27/2024	11JUN	60.00
33.	Francis	Jonathan	[REDACTED]	94708 Berkeley	Not employed	Not employed	Electronic	04/24/2024	04/24/2024	11JUN	60.00
34.	Chapin	Holly	[REDACTED]	94707 Berkeley	Not employed	Not employed	Electronic	04/23/2024	04/23/2024	11JUN	60.00
35.	Francis	Sally	[REDACTED]	94708 Berkeley	Not employed	Not employed	Electronic	04/23/2024	04/23/2024	11JUN	60.00
36.	Phillips	Nathan	[REDACTED]	94703 Berkeley	Photographer	Self employed (Berkeley)	Electronic	04/21/2024	04/21/2024	11JUN	60.00
										Subtotals	1,225.00

ITEM NO. 12a

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
37. Duffy	Yes	██████████	94710 Berkeley	Architect	Self (Berkeley)	Electronic	04/20/2024	04/20/2024	11JUN	60.00
38. Drees	Julia	██████████	94706 Berkeley	Scientist	Kaiser	Electronic	04/20/2024	04/20/2024	11JUN	60.00
39. Jensen	Diana	██████████	94703 Berkeley	Consultant	Self employed (Berkeley)	Electronic	04/20/2024	04/20/2024	11JUN	60.00
40. Linton	Deb	██████████	94702 Berkeley	Product Designer	Workday	Electronic	04/20/2024	04/20/2024	11JUN	60.00
41. Jensen	Robert	██████████	94703 Berkeley	Animation Scientist	Pixar	Electronic	04/20/2024	04/20/2024	11JUN	60.00
42. Draper	Wendy	██████████	94707 Berkeley	Not Employed	Not Employed	Electronic	04/13/2024	04/13/2024	11JUN	60.00
43. Ellinger	Nancy	██████████	94703 Berkeley	Not employed	Not employed	Electronic	04/13/2024	04/13/2024	11JUN	60.00
44. Simpson	Varya	██████████	94707 Berkeley	Not Employed	Not Employed	Electronic	04/12/2024	04/12/2024	11JUN	60.00
45. Gaston	Isabelle	██████████	94708 Berkeley	Not Employed (Retired)	Not Employed (Retired)	Electronic	04/11/2024	04/11/2024	11JUN	25.00
46. Mikiten	Elisa	██████████	94703 Berkeley	City Planner	Mikiten Architecture Inc. (Berkeley)	Electronic	04/10/2024	04/10/2024	11JUN	60.00
47. Bjerkholt	Eric	██████████	94707 Berkeley	Executive	Mirum Pharmaceuticals, Inc.	Electronic	04/10/2024	04/10/2024	11JUN	60.00
48. Hahn	Sophie	██████████	94707 Berkeley	City Councilmember	City of Berkeley	Electronic	04/02/2024	04/02/2024	11JUN	60.00

Subtotals	685.00
Grand Totals	2,770.00

2,770
 6
\$16,620



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
 (510) 981-6900
www.cityofberkeley.info | elections@cityofberkeley.info

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FAIR ELECTIONS ACT FORM

**APPLICATION FOR PARTICIPATION
 IN PUBLIC FINANCING PROGRAM**

(Berkeley Municipal Code Chapter 2.12 – Election Reform Act)

OFFICE SOUGHT		
OFFICE City Council Member	COUNCIL DISTRICT (IF APPLICABLE) 5	
ELECTION CYCLE 11/05/2024		
CANDIDATE INFORMATION		
LAST O'Keefe	FIRST Shoshana	M.I.
COMMITTEE INFORMATION		
NAME OF CAMPAIGN COMMITTEE Shoshana O'Keefe for Berkeley City Council District 5 2024		FPPC I.D. No. S14018W
CANDIDATE CERTIFICATION		
<p>Under penalty of perjury, I hereby certify:</p> <p>I have complied with the restrictions of Berkeley Municipal Code Chapter 2.12 (Election Reform Act) during the election cycle to date; and</p> <p>My campaign committee has filed all campaign finance reports required by law during the election cycle to date and that they are complete and accurate; and</p> <p>I will comply with the requirements of Chapter 2.12 during the remainder of the election cycle and, specifically, if certified as an eligible participating candidate, will comply with the requirements applicable to participating candidates.</p>		
Shoshana O'Keefe CANDIDATE SIGNATURE		04/30/2024 DATE SIGNED