



Fair Campaign Practices Commission
Open Government Commission

DRAFT MINUTES
October 17, 2024

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

Civic Center
2180 Milvia St.
Berkeley, CA 94704
Cypress Room

Secretary: Samuel Harvey

Members Present: Patrick O'Donnell, Jedidiah Tsang, Janis Ching, Henry Isselbacher,
Andrew Lazarus, Kitt Saginor

Also present: Stephen Hylas. Acting Staff Secretary

1. **Call to Order**

Chair called the meeting to order at 6:31 p.m.

2. **Roll Call**

Roll call taken

3. **Land Acknowledgement**

4. **Approval of agenda**

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

5. **Public Comment**

One speaker.

6. **Approval of minutes for September 19, 2024 FCPC-OGC Regular Meeting**

- a. Public comment: none.
- b. Commission discussion and action.

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

Fair Campaign Practices Commission (FCPC) Agenda

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

8. **Report from negotiating subcommittee: Mike Chang for School Board; discussion and possible action**
 - a. Public comment: none.
 - b. Item continued to November meeting.

9. **Research into status of Re-Elect Mayor Jesse Arrequin 2024 Committee and the transfer of funds from Jesse Arrequin for State Senate District 7 2024 to the Re-Elect Mayor Jesse Arrequin 2024 Committee**
 - a. Public comment: none.
 - b. Commission discussion.

10. **Complaint: Yes on Measure CC, No on Measure BB**
 - a. Public comment: none.
 - b. Commission discussion and action

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

11. **City Clerk Department enforcement referral Andy Kelley for Rent Board 2020 campaign, Campaign for Police Accountability, and Vanessa Danielle Marrero, Rent Stabilization Board Commissioner; discussion and possible action**
 - a. Public comment: one speaker.
 - b. Commission discussion and action

Motion to direct staff to communicate with the Andy Kelley for Rent Board 2020 campaign and the Campaign for Police Accountability, including by letter, to investigate and to report back to the commission at our next meeting (M/S/C: O'Donnell/Ching;

Ayes: O'Donnell, Tsang, Ching, Isselbacher, Lazarus, Saginor; Noes: none; Abstain: none; Absent: Blome.)

Motion to direct staff to confer with City Clerk's office concerning the Vanessa Danielle Marrero Rent Stabilization Board Commissioner campaign and report back to the commission at our next meeting (M/S/C: O'Donnell/Isselbacher; Ayes: O'Donnell, Tsang, Ching, Isselbacher, Lazarus, Saginor; Noes: none; Abstain: none; Absent: Blome.)

Open Government Commission (OGC) Agenda

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

13. **Complaint: Agenda posting practices of Agenda and Rules Committee**
 - a. Public comment: none.
 - b. Commission discussion.

Complaint has been withdrawn.

14. **City Council Rules of Procedure and Order Revisions**
 - a. Public comment: none.
 - b. Commission discussion.

Joint FCPC-OGC Calendar

15. **Report from subcommittee exploring options for publicizing vacancies on Commissions**
 - a. Public comment: none.
 - b. Commission discussion and action

Motion for the subcommittee to move forward and to report to the commission (M/S/C: Ching/Isselbacher; Ayes: O'Donnell, Tsang, Ching, Isselbacher, Lazarus, Saginor; Noes: none; Abstain: none; Absent: Blome.)

16. **Commissioner stipends**
 - a. Public comment: none.
 - b. Commission discussion and action

Motion to ask staff to send requests to City Clerk's office for aggregated data on the number of commissioners who currently receive stipends or other benefits for commission service and to direct Commissioner Tsang to research such practices in other municipalities (M/S/C: O'Donnell/Lazarus; Ayes: O'Donnell, Tsang, Ching, Isselbacher, Lazarus, Saginor; Noes: none; Abstain: none; Absent: Blome.)

17. **Adjournment**

The meeting was adjourned by unanimous consent at 8:24 p.m.