



Fair Campaign Practices Commission
Open Government Commission

DRAFT MINUTES

August 15, 2024

CONCURRENT SPECIAL 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: Janis Ching, Jessica Blome, Henry Isselbacher, Kitt Saginor

Also present: Stephen Hylas, Acting Staff Secretary
Mark Numainville, City Clerk

1. **Call to Order**

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

2. **Roll Call**

Roll call taken.

3. **Land Acknowledgement**

4. **Approval of agenda**

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

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

5. **Public Comment**

No speakers.

6. **Approval of minutes for July 18, 2024 FCPC-OGC Regular Meeting**

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

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

Fair Campaign Practices Commission (FCPC) Agenda

7. **Reports**

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

8. **Public Financing certifications process**

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

City Clerk's office will provide very short explanatory notations for contributions disallowed for Initial Qualifying request.

9. **Report from negotiating subcommittee: Mike Chang for School Board; discussion and possible action**

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

Closed session to be agendized for next meeting.

10. **Complaint: Californians for Safety and Security**

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

11. **Complaint: Ruben Story for Council 2024**

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

12. **Requests for Commission Opinion under BERA 2.12.220**

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

Motion to request staff to research whether it is legally permissible for Berkeley to prohibit a candidate from appearing on the ballot for two different offices where one office is a city office. (M/S/C: Blome/Isselbacher; Ayes: Ching, Blome, Isselbacher, Saginor; Noes: none; Abstain: none; Absent O'Donnell.)

Motion to request staff to research whether BERA could be amended to include a "reduce/reuse/recycle" clause that would allow reuse of campaign material. (M/S/C: Blome/Ching; Ayes: Ching, Blome, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: O'Donnell.)

Motion to request staff to research status of Re-Elect Mayor Jesse Arreguin 2024 Committee and the transfer of funds from Jesse Arreguin for State Senate District 7 2024 to the Re-Elect Mayor Jesse Arreguin 2024 Committee. (M/S/C: Blome/Isselbacher; Ayes: Ching, Blome, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: O'Donnell.)

Open Government Commission (OGC) Agenda

13. **Reports**

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

14. **Public Records Act Complaint**

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

Motion to advise the City Council of its opinion as presented that no further action is needed. (M/S/C: Isselbacher/Blome; Ayes: Ching, Blome, Isselbacher, Saginor; Noes: none; Abstain: none; Absent: O'Donnell.)

15. **Teleconferencing and remote public access for commission meetings**

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

Joint FCPC-OGC Calendar

16. **Commission vacancies**

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

17. **Adjournment**

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

The meeting adjourned at 8:50 p.m.