

Fair Campaign Practices Commission
Open Government Commission

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

MEETING AGENDA

May 16, 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. 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.*
4. Approval of minutes for April 18, 2024 FCPC-OGC Special Meeting

Fair Campaign Practices Commission (FCPC) Agenda

5. Reports.
 - a. Report from Chair.
 - b. Report from Staff.
6. Report from negotiating subcommittee for Mike Chang for School Board 2022; discussion and possible action.
7. Request for opinion from Todd Andrew pursuant to BMC § 2.12.220; discussion and Possible Action

8. Request for opinion from Re-Elect Mayor Jesse Arreguin 2024 pursuant to BMC § 2.12.220; discussion and possible action.
9. Request for opinion from Nicholas Sanders pursuant to BMC § 2.12.220; discussion and possible action.

Open Government Commission (OGC) Agenda

10. Reports.
 - a. Report from Chair.
 - b. Report from Staff.
11. Public Records Act complaint filed by Chris Nardi; discussion and possible action
12. Recommendation to City Council re agenda item description practices; discussion and possible action.

Joint FCPC-OGC Calendar

13. 2024-25 Work plans; discussion and possible action
 - a. FCPC Work Plan
 - b. OGC Work Plan
14. Land acknowledgment practices; discussion and possible action.

Information Items

15. Public Financing Candidate Certifications:
 - a. Brent Blackaby
 - b. Jennifer Corn
 - c. Ana Vasudeo
16. 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

April 18, 2024

CONCURRENT SPECIAL 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: Patrick O'Donnell, Janis Ching, Kitt Saginor

Also Present: Samuel Harvey, Staff Secretary

1. **Call to Order**

Chair called the meeting to order at 6:34 p.m.

2. **Roll Call**

Roll call taken

3. **Public Comment**

No speakers.

4. **Approval of Minutes:**

a. March 21, 2024 FCPC-OGC Concurrent Special Meeting

a. Public comment: No speakers

b. Commission discussion and action

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

FCPC Agenda

5. Reports

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

6. Report from negotiating subcommittee: Mike Chang for School Board 2022.

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

OGC Agenda

7. Reports

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

8. Letter from Jim McGrath raising concerns regarding compliance with the Open Government Ordinance, Public Records Act and Brown Act.

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

Motion to create an ad hoc subcommittee consisting of Commissioners Ching and Saginor to draft letter to City Council, copying the City Manager, to recommend best practices for noticing items on meeting agendas. (M/S/C: Ching/O'Donnell; Ayes: O'Donnell, Ching, Saginor; Noes: none; Abstain: none; Absent: Blome, Isselbacher.)

Motion to ask staff to provide information regarding Public Records Act training provided to City staff in order to inform further discussion by the Commission. (M/S/C: Ching/O'Donnell; Ayes: O'Donnell, Ching, Saginor; Noes: none; Abstain: none; Absent: Blome, Isselbacher.)

Joint FCPC-OGC Agenda

9. Communication to City Council regarding FCPC-OGC vacancies.

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

Motion to approve draft letter for submission to City Council. (M/S/C: O'Donnell/Ching; Ayes: O'Donnell, Ching, Saginor; Noes: none; Abstain: none; Absent: Blome, Isselbacher.)

10. **Inclusion of Land Acknowledgment in Commission meeting practices.**

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

11. **Adjournment**

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

The meeting adjourned at 8:07 p.m.

ITEM NO. 7

From: [Todd Andrew](#)
To: [FCPC \(Fair Campaign Practices Commission\)](#)
Cc: [Harvey, Samuel](#); [City Clerk](#); [Elections](#)
Subject: FCPC Opinion Request pursuant to BMC 2.12.220
Date: Tuesday, April 16, 2024 4:01:04 PM

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

To: City of Berkeley Fair Campaign Practices Commission (FCPC)
Cc: Sam Harvey, City Attorney / Secretary, FCPC
Mark Numainville, City Clerk

Honorable Members of the Fair Campaign Practices Commission,

I am requesting an opinion pursuant to [BMC 2.12.220](#).

I seek to know whether and under what circumstances I can use approximately 120 corrugated plastic signs from my 2020 campaign for the District 5 council seat, for the current campaign for the same office. The use of the signs will save resources and avoid landfill volume.

I am currently in complete compliance with all filing requirements for both campaigns.

The relevant BMC section may be: [2.13.530\(A\)](#), which says: "A participating candidate shall use Fair Election funds and contributions only for direct campaign purposes to further the candidate's own campaign for the relevant office and election cycle."

I suspect conditions may be warranted, possibly including:
placement of a sticker on the signs with the current campaign committee FPPC #1468064
limiting use of the signs to the period after the current campaign has qualified for public financing
valuing the signs based on their current equivalent cost
financial reporting of the signs as a contribution (perhaps from "Miscellaneous") and
expenditure based on their current equivalent cost, the effect being a reduction of the
maximum allowable Fair Election campaign fund payments to the campaign

Please let me know as soon as possible whether I may use the 2020 campaign signs and, if so, under what circumstances.

Thank you very much.

Forward together,
Todd Andrew (he/him/his)
Andrew for Berkeley Council 2024
District 5 / 510.646.1098

ITEM NO. 8

From: Peter Sullivan <psullivan@seowenscompany.com>
Sent: Monday, April 22, 2024 1:45 PM
To: Elections <elections@berkeleyca.gov>
Subject: Candidate Committee Transfer of Funds Question

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi,

Can the Re-Elect Mayor Jesse Arreguin 2024 committee receive a transfer of funds over \$270 from Mr. Arreguin's Jesse Arreguin for State Senate District 7 committee as long as the transferred funds are attributed to specific donors to the senate committee? The Secretary of State allows these types of transfers with attribution between committees controlled by the same candidate, but I wasn't sure if Berkeley did.

Thanks,

Peter Sullivan | Executive Vice President
(Pronouns: he/him/his)
S.E. Owens & Company
Accounting and Compliance for Political, Non-Profit, and Animal Rights Organizations
312 Clay Street, Suite 300 | Oakland, CA 94607
Mobile 510.847.2883 | Fax 510.217.2277

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ITEM NO. 9

From: [Nicholas Sanders](#)
To: [FCPC \(Fair Campaign Practices Commission\)](#)
Cc: nicholas@sanderspoliticallaw.com
Subject: Advice Request: Application of 2.12.335 to Text Message Communications
Date: Tuesday, May 7, 2024 10:17:07 AM

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Good morning-

On behalf of my clients who are and/or may become active in the City of Berkeley, I request formal advice regarding whether and how the contributor disclosure requirements set forth in Berkeley Municipal Code section 2.12.335 render communications sent via text message to be “campaign communications.”

Because text messages are not included in the list of communications which qualify as “campaign communications” under subdivision (B) – they are not campaign literature, paid advertisements in newspaper/magazines/internet, emails, or pre-recorded phone calls – it would seem that the law does not apply to text messages, and that text messages are therefore not required to include any disclosure of contributors on their face.

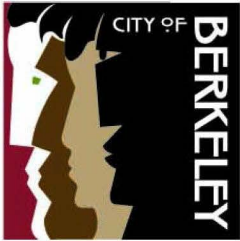
Is that correct?

Thank you,

Nick

Nicholas Sanders, Esq. | Sanders Political Law
1121 L Street, Suite 105, Sacramento, CA 95814
Direct: 916/242-7414 | Cell: 530/219-6692
Fax: 916/242-8824 | email: nicholas@sanderspoliticallaw.com

THIS EMAIL IS CONFIDENTIAL AND MAY BE LEGALLY PRIVILEGED. IF YOU HAVE RECEIVED IT IN ERROR, PLEASE NOTIFY US IMMEDIATELY AND THEN DELETE IT. ANY TAX ADVICE IS NOT INTENDED TO AND CANNOT BE USED FOR AVOIDING IRS PENALTIES OR FOR RECOMMENDING ANY TAX-RELATED TRANSACTION OR MATTER TO A THIRD PARTY.



Open Government Commission

Complaint of Noncompliance

Open Government Ordinance (“OGO”), the Brown Act or the Public Records Act

Name: Chris Nardi

Date: 4/14/2024

Mailing Address/
Contact Info: csna2018@mymail.pomona.edu

Identify the area of noncompliance (check all that apply):

- OGO
- Brown Act
- Public Records Act

Describe the act(s) of noncompliance. (Attach additional page if more space is needed.)

PRR 24-263: "redacted" records were released, but no statutory basis for the exemptions was cited. This violates Gov't Code § 7922.000.
Even if a statutory basis for the redactions was cited, it would be irrelevant; no exemption justifies the redactions.

PRR24-375: search for redacted records was incomplete, since I observed traffic stop, so there should at least be camera footage. (May be associated with DWI checkpoint so not independently logged as traffic stop.)

Also, staff incorrectly said (1) police reports could not be delivered electronically in violation of Gov't Code § 7922.570(a), and (2) body camera footage wasn't disclosable because I wasn't involved in incident

List the date(s) on which the noncompliance occurred.

March 15-28, 2024

Describe any steps taken to address the noncompliance directly with City of Berkeley staff and/or elected official, including the name of any staff person involved, if known.

Messages on NextRequest and phone call with Latargie Norman on March 27, 2024.

Documents:

Attach any written requests or complaints submitted to the City and any responses received. You should also attach any additional information that you believe will assist the Commission and staff in reviewing your complaint.

ITEM NO. 11

Skip to main content

Public Record Requests

City of Berkeley

Request Visibility:  Unpublished

  **Request 24-263**  Closed




2 of 5 with filters active

Dates

Received

February 26, 2024 via web

Requester

 csna2018@mymail.pomona.edu

 csna2018@mymail.pomona.edu

Staff assigned

Departments

Police Department

Point of contact

Norman, Latargie

Request

Please disclose all possible information regarding parking tickets and moving violations over the past 5 years to the present day, including any information such as license plate, car make, ticketing officer, ticket reason(s), financial information (paid, etc), court information (contested, etc), date, and location. If this information is available in spreadsheet form, please disclose that spreadsheet. If information for parking tickets and moving violations are stored separately, please let me know, and I will accept whatever information is available.

Timeline

Documents

 **Message from requester**  Requester + Staff

Thank you for releasing the records. Which fields were redacted from the spreadsheets and under what PRA exemptions?

March 27, 2024, 4:47pm by the requester

 **Document(s) released to requester**  Requester + Staff

Citation detail report 2019 redacted.xlsx
citation detail report 2020 redacted.xlsx
citation detail report 2022 redacted.xlsx
citation detail report 2023 redacted.xlsx
citation detail report 2021 redacted.xlsx

March 27, 2024, 4:42pm by Staff

 **Message to requester**  Requester + Staff

Your request is granted. The Berkeley Police Department has completed its search for responsive documents and as a courtesy has attached them to this letter. With this response, staff has completed their work to

ITEM NO. 11

process and respond to your Public Records Act request.

Thank you,

Police Records Bureau

March 27, 2024, 4:42pm by Staff



Message from requester

Requester + Staff

I still can't seem to view any records on this request.

March 14, 2024, 1:38pm by the requester



Department assignment

Public

Added: Police Department. Removed: Multi-Department.

March 8, 2024, 1:00pm by Staff



Message from requester

Requester + Staff

I can't seem to view any records on this request.

March 8, 2024, 12:38pm by the requester



Request closed

Public

All records have been released, and your request has been fulfilled

March 8, 2024, 12:22pm by Staff



Department assignment

Public

Removed: Police Department.

March 8, 2024, 12:22pm by Staff



Message to requester

Requester + Staff

This is in response to your February 26, 2024 Public Records Act request for:

[Please disclose all possible information regarding parking tickets and moving violations over the past 5 years to the present day, including any information such as license plate, car make, ticketing officer, ticket reason(s), financial information (paid, etc), court information (contested, etc), date, and location. If this information is available in spreadsheet form, please disclose that spreadsheet. If information for parking tickets and moving violations are stored separately, please let me know, and I will accept whatever information is available.]

ITEM NO. 11

The City is extending the response period by fourteen additional calendar days to March 21, 2024, based on the need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records, and the need for consultation with two or more City departments or offices with substantial subject matter interest in the request. (Cal. Gov. Code § 7922.535(b)-(c) (formerly Gov. Code § 6253(c)).

If you have any questions concerning your request, please feel free to contact me at kperez@berkeleyca.gov.

March 7, 2024, 1:30pm by Staff



Department assignment

Public

Removed: Finance.

February 29, 2024, 12:41pm by Staff



Department assignment

Public

Added: Finance, Multi-Department.

February 29, 2024, 12:39pm by Staff



Department assignment

Public

Police Department

February 26, 2024, 5:13pm by the requester



Request opened

Public

Request received via web

February 26, 2024, 5:13pm by the requester

ITEM NO. 11

Skip to main content

Public Record Requests

City of Berkeley

Request Visibility:  Unpublished

Request 24-375 Closed



Dates


Received
March 14, 2024 via web

Request

All records associated with a traffic stop at approximately 8:50 pm on 3/14/24 at approximately 2100 Channing Way, including any recordings (bodycam/dashcam)

Requester

 csna2018@mymail.pomona.edu

 csna2018@mymail.pomona.edu

Staff assigned

Departments

Police Department

Point of contact

Norman, Latargie

Timeline Documents

Message to requester Requester + Staff

This is in response to your March 14, 2024 Public Records Act request for:

All records associated with a traffic stop at approximately 8:50 pm on 3/14/24 at approximately 2100 Channing Way, including any recordings (bodycam/dashcam)

The Berkeley Police Department has completed its search for responsive records and has found no responsive records exist.

With this response, staff has completed their work to process and respond to your Public Records Act request.

Thank you,

Police Records Bureau

March 28, 2024, 8:13am by Staff

ITEM NO. 11



Request closed



Public

We have sent the information needed to request a record.

March 15, 2024, 2:04pm by Staff



Message to requester



Requester + Staff

Greetings,

You may request a report either by US mail or in person. Please visit the Berkeley Police Department at 2100 Martin Luther King Jr. Way , Berkeley, CA 94704 between the hours of 8am-4pm to submit a request for records. We will call you to pick up the report when it is available for release.

To request an incident report by mail, please send a \$1.00 check or money order, per report, made payable to the City of Berkeley Police, a copy of your government issued identification and a self-addressed stamped envelope to the Berkeley Police Records, 2100 Martin Luther King Jr. Way, Berkeley, CA 94704. Your request should include a contact phone number, the report number, or the date, time, location, and specifics about your incident. We will do a search based on the information your provide.

To request a collision report by mail, please send a \$10.00 check or money order, and follow the instructions above. To receive a copy of a collision report, you must be an involved party listed on the collision, as they are considered confidential.

We have 10 days, by law, to respond to your request. However, we will do our best to provide your record as soon as possible.

ITEM NO. 11

All the best,

Berkeley Police Records

March 15, 2024, 2:04pm by Staff



Department assignment

Public

Police Department

March 14, 2024, 9:23pm by the requester



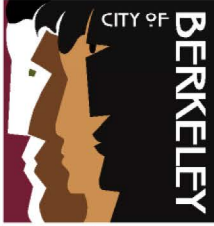
Request opened

Public

Request received via web

March 14, 2024, 9:23pm by the requester

ITEM NO. 12



Open Government Commission

May 16, 2024

To: Honorable Mayor and Members of the City Council and City Manager

From: Kitt Saginor, Chair

Subject: Specificity of agenda item description

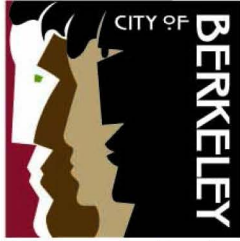
The Open Government Commission recommends that City Council and the City Manager adopt best practices for noticing items on meeting agendas to reduce complaints and possible legal action by members of the public who feel information is being intentionally hidden. Specifically, we recommend that the description of an agenda item clearly indicate all significant aspects of the issue under consideration.

This issue has been brought to our attention by a recent incident at City Council and a recently received complaint about a Commission meeting:

1. Item number 6 on the February 13, 2024 City Council Agenda was titled “Modifying the 2024 City Council Meeting Schedule” and was noticed in the agenda published in advance of the meeting with the description “Recommendation: Adopt a Resolution modifying the City Council regular meeting schedule for 2024, with starting times of 6:00 p.m., to reschedule the April 16, 2024 regular meeting to April 2, 2024.” This was understood by the public to have as its only purpose to set the date for the special election to fill the District 7 City Council seat. However, the final sentence of the full item stated, “This resolution will also change the start time for regular meetings from 6:00 p.m. to 10:00 a.m.” Adding such an impactful change to an unrelated agenda item does not provide the public with the “opportunity to understand the government’s activities and to communicate its concerns” as directed by Section 2.06.010 of Berkeley’s Municipal Code.
2. The Transportation and Infrastructure Commission meeting agenda for the July 27, 2022 meeting listed an item as “Review the Complete Streets checklist for a One Bay Area Grant round three (OBAG3) grant application” but the actual item Included “Water Transportation Ferry and Pier Project”, something not revealed by its listing in the agenda.

Background: In March, 2023, the City Council asked the Open Government Commission (OGC) and the Agenda and Rules Committee to explore improvements to the way city council meetings offer opportunities for public comment. The OGC has been working with the Agenda and Rules Committee to send recommendations to the full City Council. City Council voted to implement many of our recommendations on May 7th. In the course of this work, the OGC has found the irregularity of unrelated issues being shrouded in the text of City government agenda items.

ITEM NO. 13a



Fair Campaign Practices Commission

To: Fair Campaign Practices Commission

From: Sam Harvey, Secretary, Fair Campaign Practices Commission

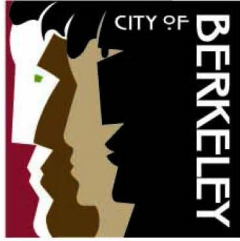
Subject: Fair Campaign Practices Commission FY2024-2025 Work Plan

City boards and commissions are required to update their work plans at the start of each fiscal year (July 1 – June 30). Work plans are then submitted to the City Council as information items.

Commission work plans should contain the commission's mission statement, goals, resources, activities, outputs, and desired outcomes. The work plan should also specify how and when the commission plans to accomplish its objectives (by specifying outcomes) during the fiscal year. Goal statements explain the nature and scope of the work to be performed and the time needed to accomplish the goal.

Attached is the Commission's prior work plan adopted and submitted to the City Council for fiscal year 2023-2024. Staff recommends that the Commission review the attached work plan and update the document to reflect the Commission's goals and scope of work for fiscal year 2024-2025. The work plan is not binding on the Commission, but rather serves as a guiding document for the Commission's work and as a means of communicating to the City Council about the Commission's plans and goals.

ITEM NO. 13a-ATTACHMENT 1



Fair Campaign Practices Commission

Attachment 1

INFORMATION CALENDAR
XXXXXX XX, 2023

To: Honorable Mayor and Members of the City Council

From: Fair Campaign Practices Commission

Submitted by: Sam Harvey, Secretary, Fair Campaign Practices Commission

Subject: Fair Campaign Practices Commission FY2023-2024 Work Plan

INTRODUCTION

The Fair campaign Practices Commission (FCPC) has updated its work plan, which outlines Commission objectives for the upcoming fiscal year. This work plan includes ongoing compliance review of campaign statements; ongoing review of alleged violations of the Berkeley Election Reform Act (BERA); receiving trainings on various topics including due process, complaint hearings processes, the Brown Act, conflicts of interest, BERA and campaign reporting obligations, and legislative vs. quasi-judicial roles of the Commission; identifying issues, monitoring trends and collecting data related to campaign fundraising and contribution limits; analyzing and assessing the performance of the City's campaign public financing system; developing recommendations for removing barriers to access for candidates and improving public sharing of information by streamlining, clarifying and simplifying the City's campaign rules, regulations and procedures; and reviewing the Commission's BERA enforcement procedures

CURRENT SITUATION AND ITS EFFECTS

At the regular meeting on July 20, 2023, the Fair Campaign Practices Commission approved the FY2023-2024 Work Plan, which will be used to guide the Commission's work throughout the year.

Action:

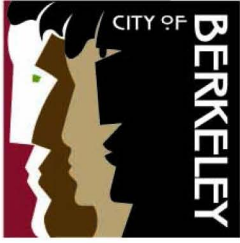
Vote:

BACKGROUND

See attached Work Plan.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

ITEM NO. 13a-ATTACHMENT 1



Fair Campaign Practices Commission

Attachment 1

No environmental or climate impacts or opportunities were identified as a result of this recommendation.

POSSIBLE FUTURE ACTION

Based on Commission research and public hearings, new initiatives and recommendations to City Council may be submitted to City Council at such time deemed necessary.

FISCAL IMPACTS OF POSSIBLE FUTURE ACTION

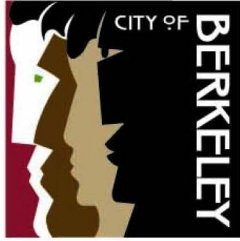
Unknown, but none expected.

CONTACT PERSON

Samuel Harvey, Commission Secretary, City Attorney's Office (510) 981-6998
James Hynes, Chairperson, (510) 981-6998

Attachment: 1: Fair Campaign Practices Commission Work Plan

ITEM NO. 13a-ATTACHMENT 1



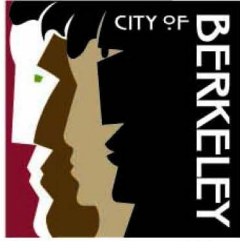
Fair Campaign Practices Commission

Attachment 1

Work Plan for FY2023-2024 (July 1, 2023- June 30, 2024) Approved July 20, 2023

- Ongoing compliance review of campaign statements.
- Ongoing review of alleged violations of the Berkeley Election Reform Act (“BERA”)
- Receive trainings on various topics including:
 - Due process and complaint hearings processes
 - Brown Act
 - Conflicts of interest
 - BERA and other campaign reporting obligations
 - Legislative vs. quasi-judicial roles of the Commission
- Identify issues, monitor trends and collect data related to campaign fundraising and contribution limits
- Analyze and assess the performance of the City’s campaign public financing system over time
- Develop recommendations for removing barriers to access for candidates and improving how candidates and the public share information by streamlining, clarifying and simplifying the City’s campaign rules, regulations and procedures
- Review BERA enforcement procedures

ITEM NO. 13b



To: Open Government Commission

From: Sam Harvey, Secretary, Open Government Commission

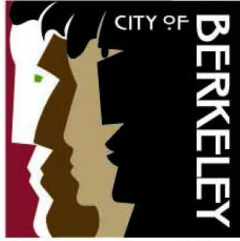
Subject: Open Government Commission FY2024-2025 Work Plan

City boards and commissions are required to update their work plans at the start of each fiscal year (July 1 – June 30). Work plans are then submitted to the City Council as information items.

Commission work plans should contain the commission's mission statement, goals, resources, activities, outputs, and desired outcomes. The work plan should also specify how and when the commission plans to accomplish its objectives (by specifying outcomes) during the fiscal year. Goal statements explain the nature and scope of the work to be performed and the time needed to accomplish the goal.

Attached is the Commission's prior work plan adopted and submitted to the City Council for fiscal year 2023-2024. Staff recommends that the Commission review the attached work plan and update the document to reflect the Commission's goals and scope of work for fiscal year 2024-2025. The work plan is not binding on the Commission, but rather serves as a guiding document for the Commission's work and as a means of communicating to the City Council about the Commission's plans and goals.

ITEM NO. 13b-ATTACHMENT 1



Open Government Commission

INFORMATION CALENDAR
XXXXXXXX XX, 2023

To: Honorable Mayor and Members of the City Council
From: Open Government Commission
Submitted by: Samuel Harvey, Secretary, Open Government Commission
Subject: Open Government Commission FY2023-2024 Work Plan

INTRODUCTION

The Open Government Commission (OGC) has updated its work plan, which outlines Commission objectives for the upcoming fiscal year. This work plan includes the ongoing review of complaints concerning alleged non-compliance with the Open Government Ordinance, the Brown Act, the Public Records Act, and the Lobbyist Registration Act; proposing legislation and procedures to ensure the City's compliance with the Open Government Ordinance, the Brown Act, the Public Records Act, and the Lobbyist Registration Act; administering and making more effective the Lobbyist Registration Act, including reviewing the Act's applicability to issue advocacy or "grassroots lobbying"; advising the City Council of any action or policy that would enhance open and effective government in the City; reviewing and making recommendations regarding public access and participation in public meetings; reviewing, approving, and forwarding to City Council the annual report submitted to the Open Government Commission by the City Manager regarding compliance with the Open Government Ordinance, the Public Records Act, the Brown Act, the Lobbyist Registration Act; working collaboratively with the City Council to monitor and evaluate policies related to Council District (D-13) accounts; receiving trainings on topics including the Brown Act, conflicts of interest, the Public Records Act, the Open Government Ordinance, and the Berkeley Lobbyist Registration Act; and exploring ways to improve public access and usability of the City's website.

CURRENT SITUATION AND ITS EFFECTS

At the regular meeting on July 20, 2023, the Open Government Commission unanimously approved the FY2023-2024 Work Plan, which will be used to guide the Commission's work throughout the year.

Action:

Vote:

ITEM NO. 13b-ATTACHMENT 1



Open Government Commission

BACKGROUND

See attached Work Plan.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

No environmental impacts or opportunities were identified as a result of this recommendation.

POSSIBLE FUTURE ACTION

Based on Commission research and public hearings, new initiatives and recommendations to City Council may be submitted to City Council at such time deemed necessary.

FISCAL IMPACTS OF POSSIBLE FUTURE ACTION

Unknown, but none expected.

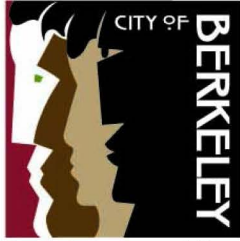
CONTACT PERSON

Samuel Harvey, Commission Secretary (510) 981-6998

James Hynes, Chairperson (510) 98106998

Attachment: 1: Open Government Commission Work Plan

ITEM NO. 13b-ATTACHMENT 1



Open Government Commission

Attachment 1

Work Plan for FY2023-2024 (July 1, 2023- June 30, 2024) Approved July 20, 2023

- Ongoing review of complaints concerning alleged non-compliance with the Open Government Ordinance, the Brown Act, the Public Records Act, or the Lobbyist Registration Act.
- Propose legislation or procedures to further ensure the City's compliance with the Open Government Ordinance, the Brown Act, the Public Records Act, and the Lobbyist Registration Act.
- Administer and make more effective the Lobbyist Registration Act, including reviewing the ways in which issue advocacy or "grassroots lobbying" may be covered by the Act, and consider relevant recommendations.
- Advise the City Council of any action or policy that would enhance open and effective government in the City of Berkeley.
- Review and make recommendations regarding public access and participation in public meetings of the City Council and other City bodies
- Review, approve, and forward to the City Council the annual report submitted to the Open Government Commission by the City Manager regarding compliance with the Open Government Ordinance, the Public Records Act, the Brown Act, the Lobbyist Registration Act, and any other information the City Manager deems appropriate for open and effective government in the City of Berkeley.
- Work collaboratively with the City Council to monitor and evaluate policies related to Council District ("D-13") accounts.
- Receive trainings on various topics including:
 - Brown Act
 - Conflicts of Interest
 - Public Records Act
 - Open Governance Ordinance
 - Berkeley Lobbyist Registration Act
- Explore ways to improve public access and usability of the City's website



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

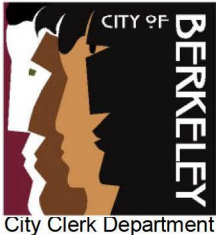
At its October 11, 2022, meeting, the City Council approved a resolution adopting a Land Acknowledgment recognizing that Berkeley is the ancestral, unceded home of the Ohlone people. The resolution (No. 70,564-N.S.) provides that the Land Acknowledgement shall be displayed in writing at all Regular Meetings 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.

ITEM NO. 15



DATE: May 7, 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 May 7, 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:	Brent Blackaby for Berkeley City Council 2024
Qualified Contributions:	\$2,845
Eligible Matching Funds:	\$17,070
Action	Certified candidate to participate in the program. Approved 6:1 matching public funds in an amount not to exceed \$17,070.

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.

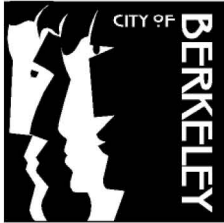
ITEM NO. 15

- 2 -

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. Brent Blackaby: 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
 04/29/2024
 15:07:41
 Filing ID:
 211498821

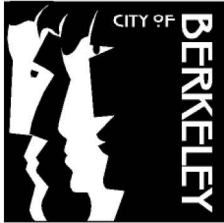
FAIR ELECTIONS ACT FORM

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) 6	
ELECTION CYCLE 11/05/2024		
CANDIDATE INFORMATION		
LAST Blackaby	FIRST Brent	M.I.
COMMITTEE INFORMATION		
NAME OF CAMPAIGN COMMITTEE Brent Blackaby for Berkeley City Council 2024		FPPC I.D. No. 1468208
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>		
Brent Blackaby CANDIDATE SIGNATURE		04/27/2024 DATE SIGNED

ITEM NO. 15



City Clerk Department
2180 Milvia Street
Berkeley, CA 94704
(510) 981-6900

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Filing ID:
211505646

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 6	
ELECTION CYCLE 11/05/2024			
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE Brent Blackaby for Berkeley City Council 2024		FPPC I.D. No. 1468208	
STREET ADDRESS		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94708	
TELEPHONE (510) 479-0740	EMAIL ADDRESS brentblackaby@gmail.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. 			
Brent Blackaby CANDIDATE SIGNATURE		04/30/2024 DATE SIGNED	

ITEM NO. 15

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.	Batista	Elisa		94703 Berkeley	UltraViolet Education Fund	Campaign Director	Electronic	04/30/2024	04/30/2024	1	60.00
2.	Bartlett	Yelda		94705 Berkeley	Attorney	Bartlett Law Firm	Electronic	04/19/2024	04/19/2024	1	60.00
3.	Kamman	William		94703 Berkeley	Self-employed	King Alpha, Berkeley	Electronic	04/19/2024	04/19/2024	1	60.00
4.	Denton	Alexis		94707 Berkeley	Consultant	Resilient Environment, LLC	Electronic	04/17/2024	04/17/2024	1	60.00
5.	Guinney	Gregory		94707 Berkeley	Data scientist	Walmart	Electronic	04/15/2024	04/15/2024	1	60.00
6.	Bousian	Adrienne		94702 Berkeley	Philanthropy Advisor	Hirsch Philanthropy Partners	Electronic	04/13/2024	04/13/2024	1	60.00
7.	Raghavan	Ramya		94705 Berkeley	Marketing	Google	Electronic	04/12/2024	04/12/2024	1	60.00
8.	Baker	Diane		94705 Berkeley	Retired	Retired	Electronic	04/03/2024	04/03/2024	1	60.00
9.	Singh	Holly		94708 Berkeley	Teacher	Albany Unified School District	Electronic	04/02/2024	04/02/2024	1	60.00
10.	Baker	Todd		94705 Berkeley	Academic Fellow	Columbia University	Electronic	04/01/2024	04/01/2024	1	60.00
11.	Drake	Janet		94707 Berkeley	Architect	Drake Design Associates	Electronic	03/28/2024	03/28/2024	1	60.00
12.	Calavita	Kitty		94707 Berkeley	Retired	Retired	Check	03/26/2024	03/26/2024	1	60.00
13.	Dunnett	Clare		94708 Berkeley	SVP, Operations	Magnite	Electronic	03/25/2024	03/25/2024	1	60.00
14.	Gould	Harvey		94704 Berkeley	Retired	Retired	Electronic	03/24/2024	03/24/2024	1	60.00
15.	Allan	Stephanie		94713 Berkeley	Retired	Retired	Electronic	03/23/2024	03/23/2024	1	25.00
										Subtotals	865.00 805.00

ITEM NO. 15

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16.	Leftwich	Juliet	94707 Berkeley	Not employed	Not employed	Electronic	03/22/2024	03/22/2024	1	60.00
17.	Yep	Ray	94707 Berkeley	Civil Engineer	Retired	Electronic	03/22/2024	03/22/2024	1	60.00
18.	Moore	John	94703 Berkeley	Consultant	The Moore Working Group	Electronic	03/21/2024	03/21/2024	1	60.00
19.	Ng	Douglas	94709 Berkeley	Graphic designer	Self-employed, Berkeley	Electronic	03/20/2024	03/20/2024	1	60.00
20.	Posselt	Theo	94709 Berkeley	Consultant	Deloitte Consulting	Electronic	03/20/2024	03/20/2024	1	60.00
21.	Hedlund	Marc	94705 Berkeley	Tech executive	Tenuki Moves, LLC	Electronic	03/20/2024	03/20/2024	1	60.00
22.	Beatty	William	94709 Berkeley	Musician	Self-employed, Berkeley	Electronic	03/20/2024	03/20/2024	1	60.00
23.	Bloom	Joshua	94707 Berkeley	Professor	UC Berkeley	Electronic	03/20/2024	03/20/2024	1	60.00
24.	Casebolt	Tarmigan	94705 Berkeley	Retired	Retired	Electronic	03/20/2024	03/20/2024	1	60.00
25.	Polk	Dyana	94709 Berkeley	Trustee	Peralta Community College District	Electronic	03/20/2024	03/20/2024	1	60.00
26.	Pines	Ditsa	94708 Berkeley	Retired	Retired	Electronic	03/19/2024	03/19/2024	1	60.00
27.	Huynh	Lawrence	94708 Berkeley	Partner	Trilogy Interactive	Electronic	03/19/2024	03/19/2024	1	60.00
28.	Khanna	Candace	94708 Berkeley	Retired	Not employed	Electronic	03/19/2024	03/19/2024	1	60.00
29.	Lee-Egan	Christopher	94702 Berkeley	Software Engineer	Google	Electronic	03/19/2024	03/19/2024	1	60.00
30.	Lee-Egan	Elizabeth	94702 Berkeley	Creative Manager	Sierra Club	Electronic	03/19/2024	03/19/2024	1	60.00
31.	Emery	Fei	94708 Berkeley	Not employed	Not employed	Electronic	03/19/2024	03/19/2024	1	60.00
32.	Finneburgh	Noah	94705 Berkeley	Director	RALLY	Electronic	03/19/2024	03/19/2024	1	60.00
33.	Prabhakar	Pavitra	94708 Berkeley	Engineer	San Francisco Public Utility Commission	Electronic	03/19/2024	03/19/2024	1	60.00
34.	Rice	Paula	94708 Berkeley	Teacher	School of the Madeleine	Electronic	03/19/2024	03/19/2024	1	60.00
35.	Ross	Alan	94709 Berkeley	Lecturer	UC Berkeley	Electronic	03/19/2024	03/19/2024	1	60.00
36.	Ruth	Jamison	94705 Berkeley	Not employed	Not employed	Electronic	03/19/2024	03/19/2024	1	60.00
									Subtotals	1,260.00

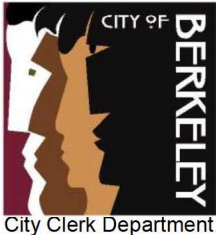
ITEM NO. 15

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
37.	Lyneis	Claude	94708 Berkeley	Retired	Retired	Electronic	03/19/2024	03/19/2024	1	60.00
38.	Goard	Laura	94708 Berkeley	Homemaker	Not employed	Electronic	03/19/2024	03/19/2024	1	60.00
39.	Liddell	Michael	94705 Berkeley	Partner	Grow for Good Strategies	Electronic	03/18/2024	03/18/2024	1	60.00
40.	Metz	David	94702 Berkeley	Pollster	FM3 Research	Electronic	03/18/2024	03/18/2024	1	60.00
41.	Parolek	Karen	94702 Berkeley	Corporation President	Opticos Design, Inc.	Electronic	03/18/2024	03/18/2024	1	60.00
42.	Simons	Nat	94707 Berkeley	Investment Manager	Meritage Group	Electronic	03/18/2024	03/18/2024	1	60.00
43.	Rice	Michael	94708 Berkeley	President	VR Research	Electronic	03/18/2024	03/18/2024	1	60.00
44.	Fross	Oliver	94708 Berkeley	Engineering Manager	Salesforce.com	Electronic	03/18/2024	03/18/2024	1	60.00
45.	Cho	Carol	94708 Berkeley	Marketing	Atlassian	Electronic	03/18/2024	03/18/2024	1	60.00
46.	Capitelli	Laurie	94703 Berkeley	Retired	Red Oak Realty	Electronic	03/18/2024	03/18/2024	1	60.00
47.	Capitelli	Marilyn	94703 Berkeley	Retired	Retired	Electronic	03/18/2024	03/18/2024	1	60.00
48.	Pines	Talia	94708 Berkeley	Math specialist	Self-employed, Berkeley	Electronic	03/18/2024	03/18/2024	1	60.00
49.	Kibbey	Andrew	94708 Berkeley	Consultant	Self-employed, Berkeley	Electronic	03/18/2024	03/18/2024	1	60.00
50.	Tang	Jennifer	94703 Berkeley	Government & Community Relations	Berkeley Lab	Electronic	03/18/2024	03/18/2024	1	60.00

Subtotals	840.00 780.00
Grand Totals	2,965.00 2,845.00

2,845
x 6
17,070

ITEM NO. 15



DATE: May 7, 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 May 7, 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:	Jen Corn for Berkeley School Board 2024
Qualified Contributions:	\$3,035
Eligible Matching Funds:	\$18,210
Action	Certified candidate to participate in the program. Approved 6:1 matching public funds in an amount not to exceed \$18,210.

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.

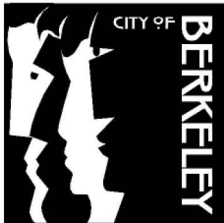
ITEM NO. 15

- 2 -

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. Jennifer Corn: Application for Participation and Initial Qualifying Request for Funds.



City Clerk Department
 2180 Milvia Street
 Berkeley, CA 94704
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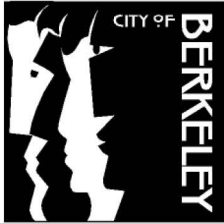
FAIR ELECTIONS ACT FORM

APPLICATION FOR PARTICIPATION IN PUBLIC FINANCING PROGRAM

(Berkeley Municipal Code Chapter 2.12 – Election Reform Act)

OFFICE SOUGHT		
OFFICE School Board Trustee	COUNCIL DISTRICT (IF APPLICABLE)	
ELECTION CYCLE 11/05/2024		
CANDIDATE INFORMATION		
LAST Corn	FIRST Jennifer	M.I.
COMMITTEE INFORMATION		
NAME OF CAMPAIGN COMMITTEE Jen Corn for Berkeley School Board 2024		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>		
Jennifer Corn CANDIDATE SIGNATURE		04/21/2024 DATE SIGNED

ITEM NO. 15



City Clerk Department
2180 Milvia Street
Berkeley, CA 94704
(510) 981-6900

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Filing ID:
211507003

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 School Board Trustee		COUNCIL DISTRICT (IF APPLICABLE)	
ELECTION CYCLE 11/05/2024			
COMMITTEE INFORMATION			
NAME OF CAMPAIGN COMMITTEE Jen Corn for Berkeley School Board 2024		FPPC I.D. No. Pending	
STREET ADDRESS		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94702	
TELEPHONE (510) 367-2788	EMAIL ADDRESS corn.jen@gmail.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. 			
Jennifer Corn		04/30/2024	
CANDIDATE SIGNATURE		DATE SIGNED	

ITEM NO. 15

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.	Schmid	Andreas		94702 Berkeley	N/A	N/A	Electronic	04/27/2024	04/27/2024	3	60.00
2.	Bernstein	Ralph		94702 Berkeley	Retired	Retired	Check	04/20/2024	04/21/2024	02	60.00
3.	Evans	Michael		94707 Berkeley	Computer software	Red Hat Inc	Electronic	04/19/2024	04/21/2024	02	60.00
4.	Loper	Madeline		94702 Berkeley	intern machinist	Zonexus	Electronic	04/19/2024	04/21/2024	2	60.00
5.	Leon Guerrero	Kimberly		94707 Berkeley	self employed	hair stylist	Electronic	04/19/2024	04/21/2024	2	60.00
6.	Appel	Judith		94703 Berkeley	Attorney	Retired on disability	Electronic	04/19/2024	04/21/2024	2	60.00
7.	Probst	Janet		94702 Berkeley	Standardized Patient	UCSF	Electronic	04/18/2024	04/21/2024	2	60.00
8.	poremba	sean		94703 Berkeley	Teacher	BUSD	Electronic	04/18/2024	04/21/2024	02	60.00
9.	Bodnick	Jennifer		94708 Berkeley	MD	Kaiser	Electronic	04/17/2024	04/21/2024	2	60.00
10.	Collins	Kristin		94707 Berkeley	N/A retired	N/A retired	Electronic	04/16/2024	04/21/2024	2	60.00
11.	Wells	Karen		94702 Berkeley	teacher	BUSD	Electronic	04/15/2024	04/21/2024	2	60.00
12.	Dorado	Joyce		94705 Berkeley	Psychologist	UC Berkeley	Electronic	04/15/2024	04/21/2024	2	60.00
13.	Buchanan	John		94707 Berkeley	Marketing	Hanson Bridgett LLP	Electronic	04/15/2024	04/21/2024	2	60.00
14.	Loper	Suzanna		94702 Berkeley	science educator	University of California	Electronic	04/15/2024	04/21/2024	2	60.00
15.	Sobhani	Ladan		94702 Berkeley	self-employed (owner)	Auto Glass Express	Electronic	04/15/2024	04/21/2024	2	60.00
										Subtotals	900.00

ITEM NO. 15

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16.	Goenka	Manish	94706 Berkeley	technology manager	cisco	Electronic	04/15/2024	04/21/2024	02	60.00
17.	Stauffer	Jeffrey	94703 Berkeley	Software Architect	Cisco Systems	Electronic	04/15/2024	04/21/2024	02	60.00
18.	Liao	Mira	94707 Berkeley	Health Educator	UCSF	Electronic	04/15/2024	04/21/2024	02	60.00
19.	Alper	Lynne	94702 Berkeley	Retired	Retired	Check	04/15/2024	04/18/2024	1	60.00
20.	Alper	Dan	94702 Berkeley	Retired	Retired	Check	04/15/2024	04/18/2024	1	60.00
21.	Hsu	Eric	94702 Berkeley	teacher	SFSU	Electronic	04/15/2024	04/21/2024	2	60.00
22.	Guitart	Jennifer	94703 Berkeley	Executive Director	TransForm	Electronic	04/15/2024	04/27/2024	3	25.00
23.	Rinat	Elyakim	94709-1418 Berkeley	N/A	N/A	Electronic	04/15/2024	04/27/2024	3	40.00
24.	Koh	Beth	94705 Berkeley	Attorney	Bay Law Group LLP	Electronic	04/14/2024	04/27/2024	3	60.00
25.	Roth	Andrea	94705 Berkeley	law teacher	UC Berkeley	Electronic	04/14/2024	04/27/2024	3	60.00
26.	Brand	Json	94709 Berkeley	psychotherapy	self	Electronic	04/14/2024	04/21/2024	2	60.00
27.	White	Isobel	94703 Berkeley	consultant	self	Electronic	04/14/2024	04/21/2024	2	60.00
28.	Klein	Eva	94708 Berkeley	psychotherapist	self employed	Electronic	04/14/2024	04/21/2024	2	60.00
29.	Lim	Vanessa	94702 Berkeley	Administrative Law Judge	State of California	Electronic	04/14/2024	04/14/2024	02	60.00
30.	Zimmerman	Sara	94702 Berkeley	Exec director	Social Good Fund	Electronic	04/14/2024	04/21/2024	02	60.00
31.	Moreno	Rikki	94702 Berkeley	Nurse	Kaiser	Electronic	04/14/2024	04/21/2024	02	60.00
32.	Priece	Richard	94707 Berkeley	scientist	genentech	Check	04/14/2024	04/21/2024	02	60.00
33.	Tsou	Lynna	94708 Berkeley	BUSD Parent/Owner/General Manager The Coder School Berkeley	The Coder School Berkeley	Electronic	04/14/2024	04/21/2024	2	60.00
34.	Troutman	Keri	94702 Berkeley	writer/editor	Lawrence Berkeley Lab	Electronic	04/14/2024	04/21/2024	2	60.00
35.	Baron	Mallorie	94702 Berkeley	teacher (retired)	BUSD	Electronic	04/13/2024	04/21/2024	2	60.00
36.	Sukenic	Karen	94706 Berkeley	teacher	BUSD	Electronic	04/13/2024	04/21/2024	2	60.00
Subtotals										1,205.00 1,088

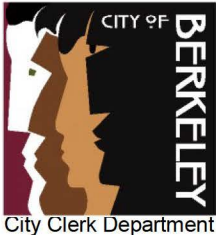
ITEM NO. 15

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
37.	Brod	Emily	94707 Berkeley	VP Finance and Operations	SPOON	Electronic	04/13/2024	04/27/2024	3	60.00
38.	McLean	Alissa	94708 Berkeley	Researcher	VTech/LeapFrog	Electronic	04/13/2024	04/27/2024	3	60.00
39.	Dueker	Alice	94702 Berkeley	Attorney	Law Office of Alice K. Dueker	Electronic	04/12/2024	04/27/2024	3	60.00
40.	Holton	Allison	94702 Berkeley	Manager	Making Waves Education Foundation	Electronic	04/12/2024	04/27/2024	3	60.00
41.	Rigsby	Ellen	94702 Berkeley	Professor	St Mary's College of California	Electronic	04/12/2024	04/27/2024	3	60.00
42.	Gershon	Elissa	94704-3206 Berkeley	Attorney	Center for Public Representation	Electronic	04/12/2024	04/27/2024	3	60.00
43.	Kerr	David	94707 Berkeley	Graphic Designer	David Kerr Design Inc	Electronic	04/12/2024	04/27/2024	3	60.00
44.	Chinn	Cheryl	94707 Berkeley	Educator	N/A	Electronic	04/12/2024	04/27/2024	3	60.00
45.	Gramstorff	Carolyn	94705 Berkeley	Non-profit and education strategy consultant	s3dx consulting	Electronic	04/12/2024	04/27/2024	3	60.00
46.	Stowsky	Jay	94707 Berkeley	Retired Academic Administrator	N/A	Electronic	04/12/2024	04/21/2024	2	60.00
47.	Scheider	Holly	94703 Berkeley	consultant	Scheider Consulting	Electronic	04/12/2024	04/21/2024	2	60.00
48.	Kong	Grace	94705 Berkeley	social change consultant	self-employed	Electronic	04/12/2024	04/21/2024	2	60.00
49.	Sinai	Julie	94707 Berkeley	Lifelong Medical Care	Former Berkeley School Board Director	Electronic	04/12/2024	04/21/2024	2	60.00
50.	Guilkey-Amado	Judy	94707 Berkeley	Leadership Coach	UC Berkeley	Electronic	04/12/2024	04/21/2024	2	60.00
51.	Jansen	Renee	94707 Berkeley	Attorney	OIG Law	Electronic	04/12/2024	04/21/2024	02	30.00
52.	Bamey	Scott	94709 Berkeley	Documentation and Training Manager	Four Js	Electronic	04/12/2024	04/21/2024	02	60.00
53.	eline	sarah	94702 Berkeley	Teacher	BUSD	Electronic	04/12/2024	04/21/2024	02	60.00
54.	Butler	Michael	94704 Berkeley	general contractor	Berkeley Craftsmen	Electronic	04/12/2024	04/21/2024	02	60.00
55.	Gramstorff	Carolyn	94705 Berkeley	consultant	s3dx consulting	Electronic	04/12/2024	04/21/2024	2	60.00
56.	stahl	miriam	94703 Berkeley	teacher	busd	Electronic	04/12/2024	04/21/2024	02	60.00

Subtotals	1,170.00
	1,050
Grand Totals	3,275.00
	3,035

3,035
X6
18,210

ITEM NO. 15



DATE: May 2, 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 May 2, 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:	Ana Vasudeo for City Council 2024
Qualified Contributions:	\$1,969
Eligible Matching Funds:	\$11,814
Action	Certified candidate to participate in the program. Approved 6:1 matching public funds in an amount not to exceed \$11,814.

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.

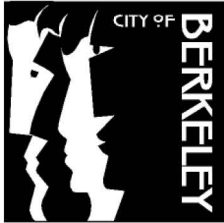
ITEM NO. 15

- 2 -

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.
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Attachments

1. Ana Vasudeo: 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
 04/11/2024
 19:08:24
 Filing ID:
 211432020

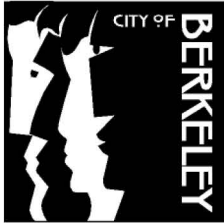
FAIR ELECTIONS ACT FORM

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 Vasudeo	FIRST Ana	M.I.
COMMITTEE INFORMATION		
NAME OF CAMPAIGN COMMITTEE Ana Vasudeo for City Council 2024		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>		
Ana Vasudeo _____ CANDIDATE SIGNATURE		04/11/2024 _____ DATE SIGNED

ITEM NO. 15



City Clerk Department
2180 Milvia Street
Berkeley, CA 94704
(510) 981-6900

www.cityofberkeley.info | elections@cityofberkeley.info

E-Filed
04/30/2024
09:43:43

Filing ID:
211501262

**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 Ana Vasudeo for City Council 2024		FPPC I.D. No. 1468769	
STREET ADDRESS		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94707	
TELEPHONE (202) 315-8507	EMAIL ADDRESS apvasudeo		
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. 			
Ana Vasudeo		04/30/2024	
CANDIDATE SIGNATURE		DATE SIGNED	

ITEM NO. 15

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.	Fox	Liz		94707 Berkeley	Not employed	None	Electronic	04/24/2024	04/26/2024	AB2024-12	60.00
2.	Mosavat	Fareed		94707 Berkeley	Consultant	Box Elder Co LLC	Electronic	04/24/2024	04/26/2024	AB2024-12	60.00
3.	Twu	Alfred		94704 Berkeley	Architect	MWA Architects	Electronic	04/19/2024	04/23/2024	AB2024-11	60.00
4.	Lee-Egan	Elizabeth		94702 Berkeley	Graphic Designer	Libby Lee-Egan Graphics	Electronic	04/17/2024	04/19/2024	AB2024-9	60.00
5.	Hedlund	Gabrielle		94705 Berkeley	Educator	None	Electronic	04/16/2024	04/18/2024	AB2024-8	60.00
6.	Tsoi	Diana		94708 Berkeley	Administrator	Adopt International	Check	04/15/2024	04/16/2024	MB2024-6	60.00
7.	Gerstein	Beth		94703 Berkeley	Legislative Aide	City of Berkeley	Electronic	04/11/2024	04/15/2024	AB2024-4	60.00
8.	Sarantis	Heather		94703 Berkeley	Philanthropist	ClimateWorks	Electronic	04/11/2024	04/15/2024	AB2024-4	60.00
9.	Bloom	Wendy		94703 Berkeley	Registered Nurse	Children's Hospital-Oakland	Electronic	04/11/2024	04/15/2024	AB2024-4	60.00
10.	Erbe	Jacqueline		94710 Berkeley	Project Manager	Design Draw Build	Electronic	04/11/2024	04/15/2024	AB2024-4	60.00
11.	Kaplan	Stephanie		94702 Berkeley	Retired	None	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
12.	Pettus	William		94702 Berkeley	Architect	Self employed in Oakland, CA	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
13.	Humbert	Charles Mark		94705 Berkeley	Attorney	Self Employed in Berkeley	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
14.	Yep	Nancy		94707 Berkeley	Retired	None	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
15.	Yep	Raymond		94707 Berkeley	Retired Civil Engineer	None	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
										Subtotals	900.00

ITEM NO. 15

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16.	Hedlund	Marc	94705 Berkeley	Technology Executive	Tenuki Moves, LLC	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
17.	Vasudeo	Jyotindra	94707 Berkeley	Engineering Director	Figma	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
18.	Casal	Santiago	94702 Berkeley	None	None	Electronic	04/10/2024	04/12/2024	AB2024-3	60.00
19.	Stout	Gladys	94704 Berkeley	Graduate Student Advisor	UC Berkeley	Electronic	04/08/2024	04/11/2024	AB2024-2	60.00
20.	Todd	Tamar	94703 Berkeley	Lawyer	Self Employed in Berkeley	Electronic	04/05/2024	04/11/2024	AB2024-2	60.00
21.	Alper	Ty	94703 Berkeley	Professor	UCB	Electronic	04/05/2024	04/11/2024	AB2024-2	60.00
22.	Chatterjee	Anirvan	94709 Berkeley	Data Scientist	UCSF	Electronic	04/05/2024	04/11/2024	AB2024-2	60.00
23.	Franklin	Zach	94703 Berkeley	Nonprofit Executive	GRID Alternatives	Electronic	04/04/2024	04/11/2024	AB2024-2	60.00
24.	Campana	Anthony	94704 Berkeley	Construction Management	Charles Pankow Builders	Electronic	04/04/2024	04/11/2024	AB2024-2	49.00
25.	Alpert	Soli	94709 Berkeley	Rent Board Commissioner	City of Berkeley	Electronic	04/02/2024	04/11/2024	AB2024-2	60.00
26.	Talbot	Andrew	94710 Berkeley	Software Engineer	Elation Health, Inc.	Electronic	04/02/2024	04/11/2024	AB2024-2	60.00
27.	Chabot	Nicole	94707 Berkeley	Sales	Noes Provisions	Electronic	04/02/2024	04/11/2024	AB2024-2	60.00
28.	Regan	Scott	94707 Berkeley	Marketing	Datastax	Electronic	04/02/2024	04/11/2024	AB2024-2	60.00
29.	Allan	Stephanie	94703 Berkeley	Retired	None	Electronic	04/02/2024	04/11/2024	AB2024-2	60.00
30.	Blackaby	Brent	94708 BERKELEY	Co-Founder	Confidently	Electronic	04/01/2024	04/03/2024	AB2024-1	60.00
31.	Huynh	Larry	94708 BERKELEY	Partner	Trilogy Interactive	Electronic	04/01/2024	04/03/2024	AB2024-1	60.00
32.	Greenberg	Samuel	94703 Berkeley	Legislative Aide	County of San Mateo	Electronic	04/01/2024	04/03/2024	AB2024-1	60.00
33.	Lunaparra	Cecilia	94704 Berkeley	Student	None	Electronic	03/31/2024	04/03/2024	AB2024-1	60.00
									Subtotals	1,069.00
									Grand Totals	1,969.00

\$1,969 x 6 = \$11,814