



Fair Campaign Practices Commission  
Open Government Commission

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

### MEETING AGENDA

April 20, 2023

6:30 p.m.

#### North Berkeley Senior Center – 1901 Hearst Ave. – Aspen 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 March 16, 2023 FCPC-OGC Regular Meeting

#### **Fair Campaign Practices Commission (FCPC) Agenda**

5. Reports.
  - a. Report from Chair.
  - b. Report from Staff.
6. City Clerk Department referral to Commission regarding failure of the following campaigns to file one or more campaign reports; discussion and possible action:
  - a. Andy Kelley for Rent Board 2020
  - b. Mike Chang for Berkeley School Board 2022
7. Complaint alleging violations of Berkeley Election Reform Act by Kesarwani for Berkeley City Council 2022; discussion and possible action.

8. Complaint alleging violations of Berkeley Election Reform Act by Mark Humbert for Council 2022 Discussion and possible action.
9. Revisions to Qualified Contribution Receipt for Public Financing; discussion and possible action.
10. Report from subcommittee on contribution limits under Berkeley Municipal Code § 2.12.415; discussion and possible action.

### **Open Government Commission (OGC) Agenda**

11. Reports.
  - a. Report from Chair.
  - b. Report from Staff.
12. Annual staff report pursuant to Berkeley Municipal Code section 2.06.190.C; discussion and possible action.
13. City Council meeting public commenting policies and practices; discussion and possible action.
14. 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., 4<sup>th</sup> Fl., Berkeley, CA.



Fair Campaign Practices Commission  
Open Government Commission

## DRAFT MINUTES

March 16, 2023

### CONCURRENT SPECIAL MEETING OF THE FAIR CAMPAIGN PRACTICES COMMISSION AND THE OPEN GOVERNMENT COMMISSION

Civic Center  
2180 Milvia Street  
Cypress Room (1<sup>st</sup> Floor)

Secretary: Samuel Harvey

Members Present: Patrick O'Donnell, Janis Ching, Kitt Saginor, Jessica Blome, Pedro Hernandez, James, Hynes

Also Present: Samuel Harvey, Staff Secretary

1. **Call to Order**

Chair called the meeting to order at 6:35 p.m.

2. **Roll Call**

Roll call taken.

3. **Public Comment**

No speakers.

4. **Approval of Minutes:**

a. February 16, 2023 FCPC-OGC Concurrent Regular Meeting

a. Public comment: none.

b. Commission discussion and action.

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

**FCPC Agenda**

5. **Reports**

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

6. **Biennial adjustment of Berkeley Election Reform Act campaign contribution limit dollar amount for cost of living pursuant to BMC section 2.12.415**

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

*Motion to approve cost of living adjustment increasing \$250 candidate contribution limit to \$270 (M/S/C: Ching/O'Donnell; Ayes: O'Donnell, Ching, Saginor, Blome, Hernandez, Hynes; Noes: none; Abstain: none; Absent: Tsang.)*

7. **Report from subcommittee on contribution limits under Berkeley Municipal Code § 2.12.415; presentation and discussion regarding contribution limits with Dan Newman, President of MapLight**

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

**OGC Agenda**

8. **Reports**

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

9. **Letter to Council regarding commission meeting minutes posting requirements**

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

10. **Possible changes to public commenting practices for City Council meetings**

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

11. **Adjournment**

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

The meeting adjourned at 8:30 p.m.



City Clerk Department

April 20, 2023

To: Fair Campaign Practices Commission  
From: Mark Numainville, City Clerk  
Subject: Referral of Non-Filers to the Fair Campaign Practices Commission

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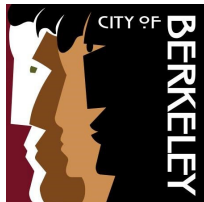
This memo serves as an official referral to the Fair Campaign Practices Commission for the non-filing of campaign disclosure statements required under the Berkeley Election Reform Act.

Treasurers for the following committees were properly noticed of their requirement to file campaign statements for the semi-annual reporting period ending December 31, 2022.

- **Andy Kelley for Rent Board 2020**  
Ending cash balance of previous report \$401.83 (Statement period -1/1/2022 – 6/30/2022)  
The notices were sent on January 12, January 13, January 26, February 6, and March 6, 2023
- **Mike Chang for Berkeley School Board 2022**  
Ending cash balance of previous report \$2,824.44 (Statement period - 9/25/2022 – 10/22/2022).  
The notices were sent on January 12, January 13, January 26, February 6, February 8, and March 6, 2023  
*In addition, this committee has two unpaid late filing fines of \$100 and \$50*

These filers have failed to file the required statements and are being referred to the Fair Campaign Practices Commission for enforcement. Detailed information regarding each filer case, including relevant correspondence, is attached to this memorandum.

Please confirm receipt of this referral and provide notice of any next steps in the enforcement process to my office and to the committees being referred. My staff is available if you have any questions regarding this matter.



City Clerk's Office

# Non-Filer Referral to the Fair Campaign Practices Commission

## Non-filer Information

Committee \_\_\_\_\_

Treasurer \_\_\_\_\_

Candidate \_\_\_\_\_

## Statement Information

Filing Due Date \_\_\_\_\_

Reporting Period Start Date \_\_\_\_\_

Reporting Period End Date \_\_\_\_\_

## Notifications to Filer

Date \_\_\_\_\_ Type \_\_\_\_\_

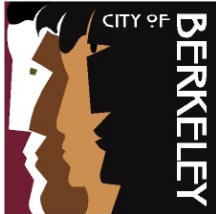
Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

## Additional Information



City Clerk Department

January 12, 2023

Andy Kelley, Treasurer  
Andy Kelley for Rent Board 2020  
1418A 67th Street  
Berkeley, CA 94702

Dear Andy:

This letter is a notice that open campaign committees must file a semi-annual campaign statement (Form 460) covering the period of July 1-December 31, 2022. The statement is due no later than **Tuesday, January 31, 2023**. Failure to file by the deadline may result in enforcement actions or fines under the Political Reform Act and the Berkeley Election Reform Act (BERA). Additional information regarding your filing obligations is below.

#### Annual Filing Fee

Pursuant to Government Code § 84101.5, open committees must pay an annual \$50 fee to the Secretary of State by January 15 (unless the committee was created and paid an initial \$50 fee in October, November, or December of the prior calendar year). Failure to pay the fee by the deadline will incur a \$150 penalty from the Secretary of State.

#### Termination

Filing obligations continue until the committee has terminated. You may terminate when there are no surplus funds, no outstanding loans or unpaid bills, or there is an inability to discharge a debt. To terminate the committee, file a terminating Form 410 and Form 460. Refer to the applicable [Campaign Disclosure Manual](#) provided by the State for detailed information on these requirements. Please note that the original Form 410 is filed with the Secretary of State, and a copy is filed with the City of Berkeley.

#### Differences in State and Local Law

Berkeley's campaign disclosure requirements differ from state law. Consult the Fair Campaign Practices Commission's regulations and campaign filing manual (available on our website at <https://berkeleyca.gov/your-government/elections/campaign-finance>) to ensure full compliance with the law.

Most campaign statements must be filed electronically. If you need help with the electronic filing system, please contact my staff at (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Sincerely,

Mark Numainville  
City Clerk

cc: Fair Campaign Practices Commission  
Andy Kelley, Candidate



**From:** [Salwan, Neetu](#)  
**To:** [andykelley@gmail.com](mailto:andykelley@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** Semi-Annual Statement - Due 1/31/2023  
**Date:** Friday, January 13, 2023 3:42:00 PM  
**Attachments:** [Andy Kelley for Rent Board 2020.pdf](#)

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Good afternoon,

This email is a reminder of the upcoming filing deadline outlined in the attached correspondence.

If you require additional support from the City of Berkeley, please contact the elections team to schedule an in-person or virtual appointment: (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Thank you,

Neetu Salwan  
Assistant City Clerk  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
(510) 981-6908

**From:** [Elections](#)  
**To:** [andykelley@gmail.com](mailto:andykelley@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** FW: Semi-Annual Statement - Due 1/31/2023  
**Date:** Thursday, January 26, 2023 12:11:00 PM  
**Attachments:** [Andy Kelley for Rent Board 2020.pdf](#)

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## Reminder

Dear Committee Officer,

The treasurer of an active campaign committee is required to file a second semi-annual campaign statement, Form 460. This statement is due by Tuesday, January 31, 2023; please see attached correspondence for details.

If you require additional support from the City of Berkeley, please get in touch with the elections team to schedule an in-person or virtual appointment: (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Thank you,

Neetu Salwan  
Assistant City Clerk  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
(510) 981-6908

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**From:** Salwan, Neetu  
**Sent:** Friday, January 13, 2023 3:42 PM  
**To:** andykelley@gmail.com  
**Cc:** Elections <[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)>  
**Subject:** Semi-Annual Statement - Due 1/31/2023

Good afternoon,

This email is a reminder of the upcoming filing deadline outlined in the attached correspondence.

If you require additional support from the City of Berkeley, please contact the elections team to schedule an in-person or virtual appointment: (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Thank you,

Neetu Salwan  
Assistant City Clerk  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
(510) 981-6908

**From:** [Elections](#)  
**To:** [andykelley@gmail.com](mailto:andykelley@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** Semi-Annual Non-Filing Notice - Andy Kelley for Rent Board 2020  
**Date:** Monday, February 6, 2023 2:46:00 PM  
**Attachments:** [Andy Kelley for Rent Board 2020.pdf](#)

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Good afternoon,

Please see the attached correspondence regarding Andy Kelley for Rent Board 2020 campaign committee. Hard copy to follow by mail.

Sincerely,

Neetu Salwan

Assistant City Clerk

Berkeley City Clerk Department

[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

510.981.6908



City Clerk Department

February 6, 2023

**VIA Email and U.S. Mail**

Andy Kelley, Treasurer  
Andy Kelley for Rent Board 2020  
1418A 67th Street  
Berkeley, CA 94702

**NOTICE OF NON-FILING OF CAMPAIGN STATEMENT**

Dear Andy:

As a campaign treasurer for an open campaign committee you were required to complete and file a 2<sup>nd</sup> Semi-Annual campaign statement (Form 460) for the period July 1, 2022 through December 31, 2022 with the City Clerk no later than January 31, 2023. **A review of your file indicates that you have not yet filed this statement.**

The Political Reform Act prohibits filing officers from extending filing deadlines. Please file your late statement immediately. If you wish to have any applicable late fines waived, also include an explanation for your late filing by completing the enclosed Request for Waiver of Liability form.

According to Government Code § 91013, a fine of \$10 per day may be assessed for the late filing of a required campaign statement. Please file immediately to avoid increased penalties. If you have discharged the committee's surplus funds in accordance with the Political Reform Act and BERA regulations and your committee is no longer active, you must file a Form 410 and Form 460 to terminate your committee.

Please do not hesitate to contact my staff at [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info) or (510) 981-6908 if you have questions or need assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Numainville'.

Mark Numainville  
City Clerk

cc: Fair Campaign Practices Commission

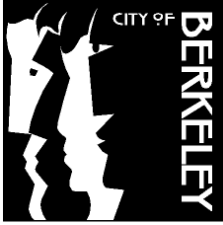
**From:** [Elections](#)  
**To:** ["andykelley@gmail.com"](mailto:andykelley@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** Semi-annual campaign filing - 2nd notice  
**Date:** Monday, March 6, 2023 2:30:00 PM  
**Attachments:** [Andy Kelley for Rent Board 2020.pdf](#)  
[REQUEST FOR WAIVER OF LIABILITY.pdf](#)

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Good afternoon

Please see the attached correspondence regarding the Andy Kelley for Rent Board 20202022 campaign committee. Hard copy to follow by mail.

Sincerely,  
Neetu Salwan  
Assistant City Clerk  
Berkeley City Clerk Department  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
510.981.6908



City Clerk Department

March 6, 2023

**VIA Email and U.S. Mail**

Andy Kelley, Treasurer  
Andy Kelley for Rent Board 2020  
1418A 67th Street  
Berkeley, CA 94702

**2<sup>nd</sup> NOTICE OF NON-FILING OF CAMPAIGN STATEMENT**

Dear Andy:

As a campaign treasurer for an open campaign committee, our office sent a reminder email on January 26 and a 1st Notice of Non-Filing on February 6 that you were required to complete and file a 2nd Semi-Annual campaign statement (Form 460) for the period July 1, 2022, through December 31, 2022, with the City Clerk no later than January 31, 2023. **A review of your file indicates that you have not yet filed this statement.**

The Political Reform Act prohibits filing officers from extending filing deadlines. Please file your late statement immediately. If you wish to have any applicable late fines waived, also include an explanation for your late filing by completing the enclosed Request for Waiver of Liability form.

According to Government Code § 91013, a fine of \$10 per day may be assessed for the late filing of a required campaign statement. Please file immediately to avoid increased penalties. If you have discharged the committee's surplus funds in accordance with the Political Reform Act and BERA regulations and your committee is no longer active, you must file Form 410 and Form 460 to terminate your committee.

**Your file will be referred to the Berkeley Fair Campaign Practices Commission for enforcement action if your statement is not filed by Monday, March 20, 2023.**

Please do not hesitate to contact my staff at [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info) or (510) 981-6908 if you have questions or need assistance.

Sincerely,

Mark Numainville  
City Clerk

Encl.

cc: Fair Campaign Practices Commission

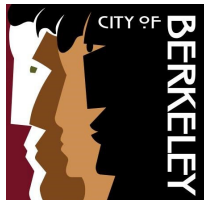


AFTER REVIEWING "GOOD CAUSE" WAIVER RESTRICTIONS, IDENTIFY AND EXPLAIN REASON FOR LATE FILING AND SUPPLY SUPPORTING DOCUMENTATION (CONTINUED):

(Continue of reverse side, if needed)

<b>CITY CLERK DEPARTMENT USE ONLY</b>			
<b>FILING DETAIL</b>			
Period Covered _____			
Form Type _____	Date Due _____	Date Filed _____	Fine (Liability) _____
<b>WAIVER ACTION</b>			
Waived _____	Action Justification/Comment (circle one) F1 F2 F3 F4 S1 S2		
Reduced (Amt.) _____			
Waiver Denied _____			





City Clerk's Office

# Non-Filer Referral to the Fair Campaign Practices Commission

## Non-filer Information

Committee \_\_\_\_\_

Treasurer \_\_\_\_\_

Candidate \_\_\_\_\_

## Statement Information

Filing Due Date \_\_\_\_\_

Reporting Period Start Date \_\_\_\_\_

Reporting Period End Date \_\_\_\_\_

## Notifications to Filer

Date \_\_\_\_\_ Type \_\_\_\_\_

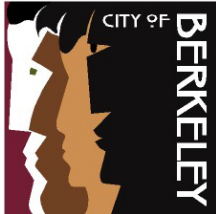
Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

Date \_\_\_\_\_ Type \_\_\_\_\_

## Additional Information



City Clerk Department

January 12, 2023

Neil Gray, Treasurer  
Mike Chang for Berkeley School Board 2022  
1364 Tomlee Drive  
Berkeley, CA 94702

Dear Neil:

This letter is a notice that open campaign committees must file a semi-annual campaign statement (Form 460) covering the period of October 23-December 31, 2022. The statement is due no later than **Tuesday, January 31, 2023**. Failure to file by the deadline may result in enforcement actions or fines under the Political Reform Act and the Berkeley Election Reform Act (BERA). Additional information regarding your filing obligations is below.

#### Annual Filing Fee

Pursuant to Government Code § 84101.5, open committees must pay an annual \$50 fee to the Secretary of State by January 15 (unless the committee was created and paid an initial \$50 fee in October, November, or December of the prior calendar year). Failure to pay the fee by the deadline will incur a \$150 penalty from the Secretary of State.

#### Termination

Filing obligations continue until the committee has terminated. You may terminate when there are no surplus funds, no outstanding loans or unpaid bills, or there is an inability to discharge a debt. To terminate the committee, file a terminating Form 410 and Form 460. Refer to the applicable [Campaign Disclosure Manual](#) provided by the State for detailed information on these requirements. Please note that the original Form 410 is filed with the Secretary of State, and a copy is filed with the City of Berkeley.

#### Differences in State and Local Law

Berkeley's campaign disclosure requirements differ from state law. Consult the Fair Campaign Practices Commission's regulations and campaign filing manual (available on our website at <https://berkeleyca.gov/your-government/elections/campaign-finance>) to ensure full compliance with the law.

Most campaign statements must be filed electronically. If you need help with the electronic filing system, please contact my staff at (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Sincerely,

Mark Numainville  
City Clerk

cc: Fair Campaign Practices Commission  
Michael Chang, Assistant Treasurer

**From:** [Elections](#)  
**To:** [hacneil@gmail.com](mailto:hacneil@gmail.com); [michaelchang1942@gmail.com](mailto:michaelchang1942@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** Semi-Annual Statement - Due 1/31/2023  
**Date:** Friday, January 13, 2023 4:36:00 PM  
**Attachments:** [Mike Chang for Berkeley School Board 2022.pdf](#)

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Good afternoon,

This email is a reminder of the upcoming filing deadline outlined in the attached correspondence.

If you require additional support from the City of Berkeley, please contact the elections team to schedule an in-person or virtual appointment: (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Thank you,

Neetu Salwan  
Assistant City Clerk  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
(510) 981-6908

**From:** [Elections](#)  
**To:** [Mike Chang](#)  
**Cc:** [runwithmike2020@gmail.com](mailto:runwithmike2020@gmail.com); [Elections](#)  
**Subject:** RE: Semi-Annual Non-Filing Notice - Mike Chang for School Board 2020  
**Date:** Wednesday, February 8, 2023 2:07:31 PM  
**Attachments:** [2023-01-26 Mike Chang.pdf](#)

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Hi Mike,

Based on the information filed with our office, the *Mike Chang for School Board 2020* committee is has not met the criteria to terminate. Please see our correspondence dated January 26 (attached) regarding next steps.

Sincerely,

Sarah K. Bunting  
Assistant City Clerk  
City of Berkeley  
2180 Milvia Street, 1st Floor  
Berkeley, CA 94704  
P | (510) 981-6908  
E | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

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**From:** Mike Chang <[michaelchang1942@gmail.com](mailto:michaelchang1942@gmail.com)>  
**Sent:** Monday, February 6, 2023 9:44 PM  
**To:** Elections <[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)>  
**Cc:** [runwithmike2020@gmail.com](mailto:runwithmike2020@gmail.com)  
**Subject:** Re: Semi-Annual Non-Filing Notice - Mike Chang for School Board 2020

**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.

Hello Neetu,

My understanding was that once the 2020 committee and Netfile account were terminated that no additional reporting would be required. I believe that we had already filed a terminating 460 prior to October 23rd, 2022. Please advise.

Thank you,

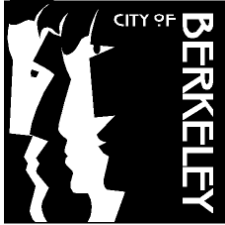
Mike chang

On Mon, Feb 6, 2023 at 2:38 PM Elections <[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)> wrote:

Good afternoon,

Please see the attached correspondence regarding Mike Chang for School Board 2020 campaign committee. Hard copy to follow by mail.

Sincerely,  
Neetu Salwan  
Assistant City Clerk  
Berkeley City Clerk Department  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
510.981.6908



City Clerk Department

January 26, 2023

**VIA Email and U.S. MAIL**

Mike Chang, Candidate/Assistant Treasurer  
Mike Chang for School Board 2020  
943 Hilldale Avenue  
Berkeley, CA 94708

Dear Mike:

The Political Reform Act (PRA) requires filing officers to review campaign statements to ensure compliance with the requirements of the Berkeley Election Reform Act and the PRA. Our office has reviewed the terminating Form 460 filed with our office on July 4, 2023, for the period of 1/1/22-3/31/22. We are contacting you regarding items that require further action.

**(1) *Committee does not meet criteria for terminating***

A committee may terminate only if, among other things, the committee has no remaining campaign funds; and has eliminated all debts, or has no intention or ability to discharge debts. Your committee's terminating Form 460 reports an ending cash balance of \$227.90, and outstanding debts in the amount of \$467.44. Therefore, your committee has not met the termination criteria.

Please review the following information to determine the next steps for your committee.

**If the information in the terminating Form 460 is accurate:**

If you believe the committee has already met the termination criteria and the reported ending cash balance and outstanding debts are a result of data entry errors or omissions, you will need to identify the errors or omissions in NetFile, make the corrections, and file one or more amendments until the terminating statement is accurate.

**If the information in the terminating Form 460 is NOT accurate:**

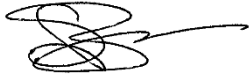
If the ending cash balance and outstanding debts listed in the terminating Form 460 are accurate, then your committee is still active under State law and you have ongoing filing obligations. Semi-annual Form 460s are required for the periods of 1/1/22-6/30/22 and 7/1/22-12/31/22, and will continue to be required until such time as a terminating Form 460 is filed demonstrating that the committee has met the termination criteria. Late fines and other penalties may apply if the forms are not filed timely.

Please contact our office within ten business days from the date of this letter to confirm the actions you have taken to resolve these matters.

RE: Mike Chang for School Board 2020

If you have any questions or comments regarding this matter, feel free to contact the City Clerk Department at (510) 981-6908 or [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info).

Sincerely,

A handwritten signature in black ink, appearing to be 'Sarah K. Bunting', with a long horizontal stroke extending to the right.

Sarah K. Bunting  
Assistant City Clerk  
on behalf of  
Mark Numainville  
City Clerk

cc: Fair Campaign Practices Commission  
Jeremy Alberga, Treasurer



City Clerk Department

February 6, 2023

**VIA Email and U.S. Mail**

Jeremy Alberga, Treasurer  
Mike Chang for Berkeley School Board 2022  
943 Hilldale Avenue  
Berkeley, CA 94708

**NOTICE OF NON-FILING OF CAMPAIGN STATEMENT**

Dear Jeremy:

As a campaign treasurer for an open campaign committee you were required to complete and file a 2<sup>nd</sup> Semi-Annual campaign statement (Form 460) for the period October 23, 2022 through December 31, 2022 with the City Clerk no later than January 31, 2023. **A review of your file indicates that you have not yet filed this statement.**

The Political Reform Act prohibits filing officers from extending filing deadlines. Please file your late statement immediately. If you wish to have any applicable late fines waived, also include an explanation for your late filing by completing the enclosed Request for Waiver of Liability form.

According to Government Code § 91013, a fine of \$10 per day may be assessed for the late filing of a required campaign statement. Please file immediately to avoid increased penalties. If you have discharged the committee's surplus funds in accordance with the Political Reform Act and BERA regulations and your committee is no longer active, you must file a Form 410 and Form 460 to terminate your committee.

Please do not hesitate to contact my staff at [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info) or (510) 981-6908 if you have questions or need assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Numainville".

Mark Numainville  
City Clerk

cc: Fair Campaign Practices Commission  
Mike Chang, Candidate



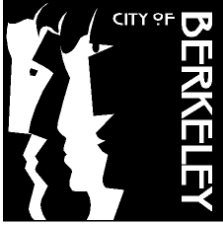
**From:** [Elections](#)  
**To:** [mike@mikechangforberkeley.com](mailto:mike@mikechangforberkeley.com); [hacneil@gmail.com](mailto:hacneil@gmail.com)  
**Cc:** [Elections](#)  
**Subject:** Semi-annual campaign filing - 2nd notice  
**Date:** Monday, March 6, 2023 2:28:00 PM  
**Attachments:** [Mike Chang for Berkeley School Board 2022.pdf](#)  
[REQUEST FOR WAIVER OF LIABILITY.pdf](#)

---

Good afternoon

Please see the attached correspondence regarding the Mike Chang for Berkeley School Board 2022 campaign committee. Hard copy to follow by mail.

Sincerely,  
Neetu Salwan  
Assistant City Clerk  
Berkeley City Clerk Department  
[elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)  
510.981.6908



City Clerk Department

March 6, 2023

**VIA Email and U.S. Mail**

Neil Gray, Treasurer  
Mike Chang for Berkeley School Board 2022  
1364 Tomlee Drive  
Berkeley, CA 94702

**2<sup>nd</sup> NOTICE OF NON-FILING OF CAMPAIGN STATEMENT**

Dear Neil:

As a campaign treasurer for an open campaign committee, our office sent a reminder email on January 26 and a 1st Notice of Non-Filing on February 6 that you were required to complete and file a 2nd Semi-Annual campaign statement (Form 460) for the period October 23, 2022, through December 31, 2022, with the City Clerk no later than January 31, 2023. **A review of your file indicates that you have not yet filed this statement.**

The Political Reform Act prohibits filing officers from extending filing deadlines. Please file your late statement immediately. If you wish to have any applicable late fines waived, also include an explanation for your late filing by completing the enclosed Request for Waiver of Liability form.

According to Government Code § 91013, a fine of \$10 per day may be assessed for the late filing of a required campaign statement. Please file immediately to avoid increased penalties. If you have discharged the committee's surplus funds in accordance with the Political Reform Act and BERA regulations and your committee is no longer active, you must file Form 410 and Form 460 to terminate your committee.

**Your file will be referred to the Berkeley Fair Campaign Practices Commission for enforcement action if your statement is not filed by Monday, March 20, 2023.**

Please do not hesitate to contact my staff at [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info) or (510) 981-6908 if you have questions or need assistance.

Sincerely,

Mark Numainville  
City Clerk

Encl.

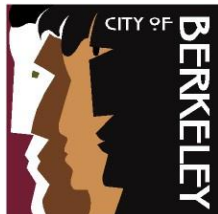
cc: Fair Campaign Practices Commission  
Mike Chang, Assistant Treasurer



AFTER REVIEWING "GOOD CAUSE" WAIVER RESTRICTIONS, IDENTIFY AND EXPLAIN REASON FOR LATE FILING AND SUPPLY SUPPORTING DOCUMENTATION (CONTINUED):

(Continue of reverse side, if needed)

<b>CITY CLERK DEPARTMENT USE ONLY</b>			
<b>FILING DETAIL</b>			
Period Covered _____			
Form Type	Date Due	Date Filed	Fine (Liability)
<b>WAIVER ACTION</b>			
Waived _____	Action Justification/Comment (circle one)    F1   F2   F3   F4    S1   S2		
Reduced (Amt.) _____			
Waiver Denied _____			



City Clerk Department

February 17, 2022

Jeremy Alberga, Treasurer  
Mike Chang for School Board 2020  
1422 Holly Street  
Berkeley, CA 94703

**NOTICE OF PENALTY FOR LATE FILING OF CAMPAIGN REPORT**

Dear Jeremy,

This letter serves as notice that a fine has been levied against you for failure to timely file required campaign reports as outlined herein for the *Mike Chang for School Board 2020* campaign committee.

The campaign's semi-annual Form 460, for the reporting period of July 1-December 31, 2021, was due to the City Clerk Department by January 31, 2022. The report was filed ten (10) days late on February 10, 2022.

Government Code Section 91013 imposes a fine of \$10 per day after the filing deadline until the statement is filed. The penalty for late filing is limited to the cumulative amount of the contributions or expenditures for the period covered by the report or \$100, whichever is greater. Therefore, the following fine has been levied:

Date Due	Date Filed	Days Late	\$10/day	Contributions	Expenditures	Fine
1/31/22	2/10/22	10	\$100	\$0	\$0	\$100
Total Due:						\$100

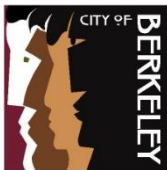
The invoice relating to this fine is enclosed. Send your check, payable to the City of Berkeley, to the address listed below within 20 days from the date of this letter. Failure to pay the fine in a timely manner may result in the matter being referred for collection.

Sincerely,

Mark Numainville  
City Clerk

Encl.

cc: Fair Campaign Practices Commission  
Mike Chang, Assistant Treasurer



# INVOICE

Date:  
February 17, 2022

Invoice No.: 151063

To: Jeremy Alberga, Treasurer  
Mike Chang for School Board 2020  
1422 Holly Street  
Berkeley, CA 94703

Item	Description	Amount
1	Late Filing Penalty for Form 460	\$100.00
	<b>Total</b>	<b>\$100.00</b>

Remit payment within 20 days of the date of the invoice (by February 27, 2022).

Make check payable to City of Berkeley.

Send payment to: City Clerk Department  
2180 Milvia Street, 1<sup>st</sup> Floor  
Berkeley, CA 94704



City Clerk Department

November 7, 2022

Mike Chang, Candidate  
Mike Chang for Berkeley School Board 2022  
943 Hilldale Avenue  
Berkeley, CA 94708

**NOTICE OF PENALTY FOR LATE FILING OF CAMPAIGN REPORT**

Dear Mike:

This letter serves as notice that fines have been levied against you for failure to timely file required campaign reports as outlined herein for the Mike Chang for Berkeley School Board 2022 campaign committee:

1. The campaign's 2<sup>nd</sup> Pre-Election Form 460, for the reporting period of September 25-October 22, 2022, was due to the City Clerk Department by October 27, 2022. The report was filed 5 days late on November 1, 2022.

Government Code Section 91013 imposes a fine of \$10 per day after the filing deadline until the statement is filed. The penalty for late filing is limited to the cumulative amount of the contributions or expenditures for the period covered by the report or \$100, whichever is greater. Therefore, the following fine has been levied:

Date Due	Date Filed	Days Late	\$10/day	Contributions	Expenditures	Fine
10/27/2022	11/01/2022	5	\$50	\$0	\$0	\$50
Total Due:						\$50

The invoice relating to this fine is enclosed. Send your check, payable to the City of Berkeley, to the address listed below within 20 days from the date of this letter. Failure to pay the fine in a timely manner may result in the matter being referred for collection.

Sincerely,

Mark Numainville  
City Clerk

Encl.

cc: Fair Campaign Practices Commission  
Neil Gray, Treasurer



# INVOICE

Date: November 7, 2022

Invoice No.: 151071

To: Mike Chang, Candidate  
Mike Chang for Berkeley School Board 2022  
943 Hilldale Avenue  
Berkeley, CA 94708

Item	Description	Amount
1	Late Filing Penalty for Form 460 (Sept-Oct 2022)	\$50.00
<b>Total</b>		<b>\$50.00</b>

Remit payment within 20 days of the date of the invoice.

Make check payable to City of Berkeley.

Send payment to: City Clerk Department  
2180 Milvia Street, 1<sup>st</sup> Floor  
Berkeley, CA 94704





Fair Campaign Practices Commission

Date: April 17, 2023

To: Fair Campaign Practices Commission

From: Samuel Harvey, Secretary

**Subject: Complaint alleging violations of BERA by Kesarwani for Berkeley City Council 2022**

On March 21, 2023, Commission staff received the attached complaint alleging that the campaign committee Kesarwani for Berkeley City Council 2022 (“Committee”) included nine duplicate entries from contributors on its Initial Qualifying Declaration for Public Funds and on a subsequent Declaration for Public Funds. The complaint also alleges that the Committee failed to report two contributions which appear on the Committee’s Initial Qualifying Declaration for Public Funds on any of the Committee’s subsequent Campaign Statements (Form 460).

In order to receive matching funds under the City’s public financing program, candidates must submit an Initial Qualifying Declaration for Public Funds listing the qualifying contributions the candidate has received, and provide a qualified contribution receipt and supporting documentation (copy of check, online payment etc.) for each contribution. For any subsequent matching funds requests, the candidate must submit a subsequent Declaration for Public Funds, listing the additional qualifying contributions and providing the same receipt and supporting documentation.

The complaint alleges that the Committee has provided nine duplicate contributions on two different Declarations for Public Funds. The complaint appears to imply that, as a result of this duplicate reporting, the Committee may have received matching funds twice for these nine contributions. This would result in the Committee receiving matching funds in an amount beyond which it was entitled.

Staff have reviewed the two Declarations for Public Funds listed in the complaint and identified nine names which appear to be the same between the two Declarations. The Commission Secretary and City Clerk Department staff have reviewed the Committee’s filings and matching funds receipts.

Clerk Staff review all qualifying contributions prior to disbursing City funds and have confirmed that the Committee did not receive matching funds for any duplicate entries. Attachments 2 and 3 are copies of the Declarations as reviewed by the Clerk Department indicating strikethroughs where Clerk staff identified duplicate entries.

April 17, 2023

Page 2 Re: Kesarwani

Staff believe that the incorrect duplication of qualified contribution entries in the subsequent Declaration was likely the result of the filer selecting an incorrect date range within the Netfile system and thereby generating a report which covered some previously reported contributions. While this may be a reporting irregularity by the Committee, staff are unable to identify a provision of the Berkeley Election Reform Act (“BERA”) which would be violated by duplicating qualifying contributions in this manner. Additionally, given that the Clerk Department reviews all qualifying contributions before disbursing matching funds, staff have not identified a harm done to the public financing program.

Additionally, staff have confirmed that the two contributions alleged to have been omitted from the Committee’s Form 460 were not required to be itemized and individually reported. BERA requires that contributions of more than \$50 be itemized on the Committee’s Form 460. (BMC § 2.12.250.D.) Contributions of \$50 or less may be reported in an aggregate lump sum. The two contributions identified in the complaint were each for \$50 or less: Mara Kolesas (\$20) and Alfred Twu (\$29.23). As a result, neither of these contributions was required to be itemized on the Committee’s Form 460. Instead, these contributions are included as a lump sum, along with any other contributions of \$50 or less, on the Committee’s Form 460. In this case, the Committee reported a lump sum of \$59.23 for the period during which the two contributions were received. (Reported on Committee’s Form 460, Schedule A, for period 7/01/21 to 12/31/21.) Staff therefore conclude that the Committee did not fail to properly itemize and report these two contributions.

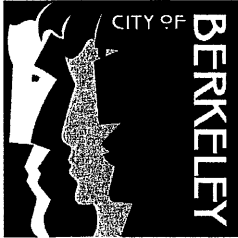
### Recommendation

Under the Commission’s Procedures the Commission may (1) direct the Secretary to investigate the complaint, to the extent the Secretary has not already done so; (2) dismiss the complaint; or (c) find probable cause to believe BERA has been violated. (FCPC Procedures Section V.B.2.)

Staff recommends the Commission dismiss this complaint. As discussed above, after reviewing the complaint, staff have determined that the complaint does not state a violation of BERA or provide any other evidence suggesting that a violation of BERA has occurred.

### Attachments:

1. Complaint
2. Initial Qualifying Declaration for Public Funds (filed March 15, 2022)
3. Declaration for Public Funds (filed May 23, 2022)



Fair Campaign Practices Commission

### Complaint of Noncompliance Berkeley Election Reform Act ("BERA")\*

Full Name: Gregory Kalkanis  
Date: Friday 17 March 2023  
Address: [REDACTED] / Berkeley 94704  
E-mail (optional but suggested): gkalkanis@yahoo.com  
Phone (optional but suggested): (510) 839-6012

Party or parties alleged to have committed or are about to commit a violation of BERA:  
Kesarwani for Berkeley City Council 2022

Clear, concise and accurate statement of the facts that constitute the violation of BERA.  
If additional space is needed, you may attach additional pages:

Nine of the names listed on the 15 March 2022 and 23 May 2022 Declaration for Public Funds are duplicated and in each case the contribution amount is the maximum of sixty dollars. In addition, two of the names included on the 15 March document are not included in any of the forms 460 that list all campaign contributions. These two names are Mara Kolesas and Alfred Tuu.

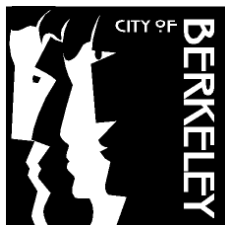
Documents: Attach any documentation supporting the facts alleged.

Statements that are not based upon personal knowledge should identify the source of information that gives rise to the complainant's belief in the truth of such statements.

***I declare under penalty of perjury under the laws of the State of California that all information submitted hereon and in the attachments is true and correct.***

Signature [REDACTED] Date 17 March 2023

\*Use this "Complaint of Noncompliance" form to allege a violation of BERA pursuant to Berkeley Municipal Code Section 2.12.225 and the *Procedures of the Fair Campaign Practices Commission*.



City Clerk Department  
2180 Milvia Street  
Berkeley, CA 94704  
(510) 981-6900  
[www.cityofberkeley.info](http://www.cityofberkeley.info) | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

E-Filed  
03/15/2022  
14:53:20  
Filing ID:  
202779748

**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**

<b>OFFICE SOUGHT</b>			
OFFICE City Council Member		COUNCIL DISTRICT (IF APPLICABLE) District 1	
ELECTION CYCLE 11/08/2022			
<b>COMMITTEE INFORMATION</b>			
NAME OF CAMPAIGN COMMITTEE Kesarwani for Berkeley City Council 2022		FPPC I.D. No. 1441115	
STREET ADDRESS		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94703	
TELEPHONE (510) 982-6128	EMAIL ADDRESS rashiforcouncil@gmail.com		
<b>CANDIDATE DECLARATION</b>			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> <li>All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge.</li> <li>I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds.</li> <li>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.</li> <li>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.</li> <li>I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released.</li> </ul>			
Rashi Kesarwani CANDIDATE SIGNATURE		03/15/2022 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.	Waller		94704 Berkeley	Architect	Pyatok Architects	Electronic	01/11/2022	01/11/2022	N/A	60.00
2.	Webber		94702 Berkeley	Nonprofit Administrator	Berkeley Food Network	Electronic	01/11/2022	01/11/2022	N/A	60.00
3.	Brown		94702 Berkeley	Technical Writer/Manager	Databricks, Inc	Electronic	01/11/2022	01/11/2022	N/A	60.00
4.	Balter-Newell		94709 Berkeley	Preschool Teacher	Frog Hollow Nursery School	Electronic	01/09/2022	01/09/2022	N/A	60.00
5.	Currier		94702 Berkeley	Policy Advocacy Manager	Transform	Electronic	01/02/2022	01/02/2022	N/A	60.00
6.	Karian		94703 Berkeley	Not Employed	N/A	Electronic	12/31/2021	12/31/2021	N/A	60.00
7.	Novosel		94703 Berkeley	Architect	The Bay Architects Berkeley	Electronic	12/31/2021	12/31/2021	N/A	60.00
8.	Beahrs		94707 Berkeley	Not Employed	N/A	Electronic	12/31/2021	12/31/2021	N/A	60.00
9.	Brighton		94703 Berkeley	Educator	CSU Sacramento	Electronic	12/31/2021	12/31/2021	N/A	60.00
10.	Beahrs		94707 Berkeley	Not Employed	N/A	Electronic	12/31/2021	12/31/2021	N/A	60.00
11.	Wenk		94708 Berkeley	Not Employed	N/A	Electronic	12/30/2021	12/29/2021	N/A	60.00
12.	Constantine		94709 Berkeley	Director	Vote Solar	Electronic	12/30/2021	12/30/2021	N/A	60.00
13.	Alper		94703 Berkeley	Professor	UC Berkeley	Electronic	12/29/2021	12/29/2021	N/A	60.00
14.	Bishop		94702 Berkeley	Educator	Lawrence Hall of Science	Electronic	12/29/2021	12/29/2021	N/A	60.00
15.	Chisholm		94706 Berkeley	Conservation and fundraising consultant	Conservation Strategy Group	Electronic	12/28/2021	12/28/2021	N/A	60.00
									Subtotals	900.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16. Starr	Iris		94703 Berkeley	City Planner	City of Oakland	Electronic	12/28/2021	12/28/2021	N/A	60.00
17. Kolesas	Mara		94702 Berkeley	Professor	Fromm Institute	Electronic	12/28/2021	12/28/2021	N/A	20.00
18. Deleanu	Naor		94709 Berkeley	Regulatory Analyst	Olivine Inc.	Electronic	12/25/2021	12/25/2021	N/A	60.00
19. Sinai	Julie		94707 Berkeley	Chief Strategy Officer	Lifelong Medical Care	Electronic	12/23/2021	12/23/2021	N/A	60.00
20. Merker	Blaine		94702 Berkeley	Urban Designer	Gehl Studio	Electronic	12/14/2021	12/14/2021	N/A	60.00
21. Dutta	Devi		94708 Berkeley	Architect	Devi Dutta Architecture, Berkeley	Electronic	12/14/2021	12/14/2021	N/A	60.00
22. Issel	Shirley		94708 Berkeley	Not Employed	N/A	Electronic	12/12/2021	12/12/2021	N/A	60.00
23. Kennedy	Sean		94702 Berkeley	Designer	Self. Studio Skaggs Kennedy Berkeley	Electronic	12/10/2021	12/10/2021	N/A	60.00
24. Daniels	Joshua		94702 Berkeley	Attorney	Oakland USD	Electronic	12/08/2021	12/08/2021	N/A	60.00
25. Leyva-Cutler	Beatriz		94710 Berkeley	Director	BAHIA, Inc.	Electronic	12/08/2021	12/08/2021	N/A	60.00
26. Margulius	Laura		94702 Berkeley	Realtor	Self - Better Homes and Gardens Real Estate Berkeley, CA	Electronic	12/07/2021	12/07/2021	N/A	60.00
27. Gray	Pam		94707 Berkeley	Project Manager	Center for Accessible Technology	Electronic	12/07/2021	12/07/2021	N/A	60.00
28. Gray	Tim		94707 Berkeley	Not Employed	N/A	Electronic	12/07/2021	12/07/2021	N/A	60.00
29. Shiver	David		94705 Berkeley	Principal	BAE Urban Economics	Electronic	12/06/2021	12/06/2021	N/A	60.00
30. Mikiten	Erick		94703 Berkeley	Architect	Mikiten Architecture Berkeley, CA	Electronic	12/03/2021	12/03/2021	N/A	60.00
31. Weinstein	Karen		94708 Berkeley	Not Employed	N/A	Electronic	12/01/2021	12/01/2021	N/A	60.00
32. Vasuedo	Ana		94707 Berkeley	Managing Director	Public Health Institute	Electronic	11/29/2021	11/29/2021	N/A	60.00
33. Martinucci	Theodora		94706 Berkeley	Administrative Business Partner	Dropbox	Electronic	11/29/2021	11/29/2021	N/A	60.00
34. Rhoades	Erin		94702 Berkeley	Non-profit manager	Berkeley Public Schools Fund	Electronic	11/29/2021	11/29/2021	N/A	60.00
35. Walker	Dorothy		94708 Berkeley	Not Employed	N/A	Electronic	11/29/2021	11/29/2021	N/A	60.00
36. Mikiten	Elisa		94703 Berkeley	City Planner	Mikiten Architecture Berkeley, CA	Electronic	11/29/2021	11/29/2021	N/A	60.00
									Subtotals	1,220.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
37.	Smith	Brad	94702 Berkeley	Retired	N/A	Check	11/26/2021	11/11/2021	3	60.00
38.	Woods	Diane	94702 Berkeley	Retired	N/A	Check	11/26/2021	12/29/2021	4	60.00
39.	Travis	Will	94703 Berkeley	Not Employed	N/A	Electronic	11/26/2021	11/26/2021	N/A	60.00
40.	Berman	Adam	94703 Berkeley	Executive Director	Urban-Adamah	Electronic	<del>11/19/2021</del>	<del>11/19/2021</del>	N/A	60.00
41.	Sanderson	Debra	94705 Berkeley	Not Employed	N/A	Electronic	11/19/2021	11/19/2021	N/A	60.00
42.	O'Hare	Michael	94705 Berkeley	Retired	N/A	Electronic	11/19/2021	11/19/2021	N/A	60.00
43.	Babitt	Laura	94710 Berkeley	Controller	REL Acoustics	Electronic	11/18/2021	11/18/2021	N/A	60.00
44.	Waters	Martin	94706 Berkeley	Engineer	Intersect Power	Electronic	11/18/2021	11/18/2021	N/A	60.00
45.	Fike	Barry	94702 Berkeley	Not Employed	N/A	Electronic	11/17/2021	11/17/2021	N/A	60.00
46.	Shanoski	Jennifer	94702 Berkeley	Chemistry Professor	Peralta Community College District	Electronic	11/16/2021	11/16/2021	N/A	60.00
47.	Vincent	Jeff	94702 Berkeley	Researcher	UC Berkeley	Electronic	11/15/2021	11/15/2021	N/A	60.00
48.	Crandal	Kathleen	94705 Berkeley	Realtor	Self, Better Homes and Gardens, Berkeley	Electronic	11/14/2021	11/14/2021	N/A	60.00
49.	Gerhardstein	Benjamin	94702 Berkeley	Environmental Scientist	Center for Disease Control and Prevention	Electronic	11/10/2021	11/10/2021	N/A	60.00
50.	Yep	Nancy	94707 Berkeley	Retired	N/A	Check	11/10/2021	11/18/2021	3	60.00
51.	Yep	Raymond	94707 Berkeley	Retired	N/A	Check	11/10/2021	11/18/2021	3	60.00
52.	Pavone	Mike	94710 Berkeley	Software Engineer	Discord	Electronic	11/09/2021	11/09/2021	N/A	60.00
53.	Duffy	Yes	94710 Berkeley	Architect	David Baker Architects	Electronic	11/09/2021	11/09/2021	N/A	60.00
54.	Hauser	Savlan	94705 Berkeley	Executive Director	Jack London Improvement District	Electronic	11/07/2021	11/07/2021	N/A	60.00
55.	Buswell-Charkow	Josh	94702 Berkeley	Deputy Director	CALSSA	Electronic	11/07/2021	11/07/2021	N/A	60.00
56.	Twu	Alfred	94705 Berkeley	Architect/Artist	MWA Architects	Electronic	11/07/2021	11/07/2021	N/A	29.23
57.	Margulius	David	94703 Berkeley	Consultant	David Margulius Berkeley	Electronic	11/05/2021	11/05/2021	N/A	60.00
									Subtotals	1,229.23

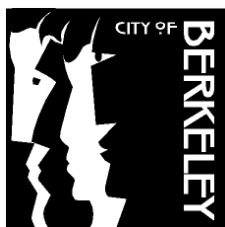
Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
58.	Kahn	Laura	94705 Berkeley	Educator	Maybeck High School	Electronic	11/04/2021	11/04/2021	N/A	60.00
59.	Magofna	Gregory	94703 Berkeley	Director of Development and Outreach	California Renters Legal Advocacy and Education Fund	Electronic	11/03/2021	11/03/2021	N/A	60.00
60.	Echols	Elizabeth	94708 Berkeley	Board Member	East Bay Regional Park District	Electronic	11/03/2021	11/03/2021	N/A	60.00
61.	Birnbach	Kerry	94707 Berkeley	Policy Analyst	City of San Francisco	Electronic	11/02/2021	11/02/2021	N/A	60.00
62.	Dhesi	Nritkaar	94710 Berkeley	N/A	Not Employed	Electronic	10/31/2021	10/31/2021	N/A	60.00
63.	Shaw	Randy	94708 Berkeley	Executive Director	Tenderloin Housing Clinic	Electronic	10/31/2021	10/31/2021	N/A	60.00
64.	Kahn	Charles	94705 Berkeley	Architect	Studio kda	Electronic	10/31/2021	10/31/2021	N/A	60.00
65.	Godar	Andrew	94710 Berkeley	RN	Sutter	Electronic	10/27/2021	11/29/2021	N/A	60.00
66.	Chatterjee	Anirvan	94709 Berkeley	Data Strategist	UCSF	Electronic	10/27/2021	10/27/2021	N/A	60.00
67.	Slobod	Ann	94707 Berkeley	Business Manager	Studio kda	Electronic	10/27/2021	10/27/2021	N/A	60.00
68.	Taplin	Terry	94710 Berkeley	City Councilmember	City of Berkeley	Electronic	10/25/2021	11/29/2021	N/A	60.00
69.	Ladd	Watson	94703 Berkeley	Cryptographer	Cloudflare	Electronic	10/20/2021	10/20/2021	N/A	60.00
70.	Rosales	Ces	94705 Berkeley	Office Manager	Paras and Associates	Electronic	10/19/2021	11/19/2021	N/A	60.00
71.	Ghosh	Barnali	94709 Berkeley	Designer	Barnali Ghosh Berkeley	Electronic	10/19/2021	11/19/2021	N/A	60.00
72.	Lau	Bing	94708 Berkeley	Not Employed	N/A	Electronic	10/19/2021	11/19/2021	N/A	60.00
73.	Lau	Henry	94708 Berkeley	Not Employed	N/A	Electronic	10/19/2021	11/19/2021	N/A	60.00
74.	Posselt	Theo	94709 Berkeley	Consultant	Deloitte, San Francisco, CA	Electronic	10/18/2021	11/18/2021	N/A	60.00
75.	DiVerdi	Rachel	94703 Berkeley	Manager	Adobe	Check	10/18/2021	11/09/2021	3	60.00
76.	DiVerdi	Stephen	94703 Berkeley	Computer Scientist	Adobe	Check	10/18/2021	11/09/2021	3	60.00
77.	Panzer	Eric	947 09 Berkeley	Legislative Assistant	City of Berkeley	Electronic	10/17/2021	10/17/2021	N/A	60.00
78.	Hyun	Christopher	94709 Berkeley	Scientist	California State Water Board	Electronic	10/17/2021	11/17/2021	N/A	60.00
									Subtotals	1,260.00



Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
79.	Slaughter	Brad	94709 Berkeley	Software Engineer	Adobe	Electronic	10/13/2021	10/13/2021	N/A	60.00
80.	Emmerich	Anklam	94707 Berkeley	Editor	Heyday Books	Electronic	10/13/2021	10/13/2021	N/A	60.00
81.	Victor	Joseph	94709 Berkeley	Engineer	Singlestore	Electronic	10/12/2021	10/12/2021	N/A	60.00
82.	Bellomo	Anna	94707 Berkeley	Real Estate Agent/Business Owner	Self Employed - District Homes, Berkeley	Electronic	10/12/2021	10/13/2021	N/A	60.00
83.	Rhoades	Mark	94702 Berkeley	Planner	Rhoades Planning Group	Electronic	10/12/2021	10/12/2021	N/A	60.00
84.	Aguilar-Canabal	Diego	94709 Berkeley	Legislative Assistant	City of Berkeley	Electronic	10/12/2021	10/12/2021	N/A	60.00
85.	Wadlund	Matthew	94710 Berkeley	Architect	Self, Wadlund+ Design Studio Berkeley	Electronic	10/11/2021	10/11/2021	N/A	60.00
86.	Gould	Benjamin	94704 Berkeley	President	EcoDataLab Berkeley	Check	10/08/2021	10/13/2021	2	60.00
87.	Gould	Harvey	94704 Berkeley	Retired	N/A	Check	10/08/2021	10/13/2021	2	60.00
88.	Clarke	Feresa	94703 Berkeley	Project Manager	Self Employed Clarke and Soffa Berkeley	Check	10/08/2021	10/13/2021	2	60.00
89.	Soffa	David	94703 Berkeley	Architect	Self, Clarke and Soffa Berkeley	Check	10/08/2021	10/13/2021	2	60.00
90.	Batista	Elisa	94703 Berkeley	Campaign Director	Ultraviolet	Electronic	10/08/2021	10/08/2021	N/A	60.00
91.	Lewis	Matthew	94703 Berkeley	Communications	California YIMBY	Electronic	10/07/2021	10/07/2021	N/A	60.00
92.	Parolek	Karen	94703-1210 Berkeley	C.F.O.	Opticos Designs Inc. Berkeley	Check	10/06/2021	10/12/2021	2	60.00
93.	Parolek	Daniel	94703-1210 Berkeley	President	Opticos Designs Inc. Berkeley	Check	10/06/2021	10/12/2021	2	60.00
94.	Lomax	Geoffrey	94709 Berkeley	Research Administration	State of California	Check	10/06/2021	10/12/2021	2	60.00
95.	Aurilio	Sabina	94709 Berkeley	Learning Specialist	Head Royce School	Check	10/06/2021	10/12/2021	2	60.00
96.	Eisen	Victoria	94703 Berkeley	Transportation Planner	Eisen/ Letunic	Electronic	10/03/2021	10/07/2021	N/A	60.00
97.	Wampler	David	94703 Berkeley	Environmental Engineer	US EPA	Electronic	10/03/2021	10/03/2021	N/A	60.00
98.	Droste	Lora	94705 Berkeley	City Councilmember	City of Berkeley	Electronic	10/03/2021	10/03/2021	N/A	60.00
99.	Gray	Carrie	94705 Berkeley	Psychotherapist	Self Employed - Berkeley, CA	Electronic	10/03/2021	10/03/2021	N/A	60.00
									Subtotals	1,260.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
100.	Orrick	Phyllis	94702 Berkeley	Retired	N/A	Check	10/01/2021	10/04/2021	2	60.00
101.	Day	James	94702 Berkeley	Retired	N/A	Check	10/01/2021	10/04/2021	2	60.00
102.	Ross	Peter	94702 Berkeley	Education Strategy Consulting	Education First Consulting	Check	09/30/2021	10/04/2021	2	60.00
103.	Capitelli	Sarah	94702 Berkeley	Professor	University of San Francisco	Check	09/30/2021	10/04/2021	2	60.00
104.	Wiblin	Bradford	94707 Berkeley	Affordable Housing Developer	Bridge Housing	Check	09/29/2021	10/04/2021	2	60.00
105.	Riffle	Judith	94707 Berkeley	Asset Manager	Self Employed. Two on Law. Berkeley	Check	09/29/2021	10/04/2021	2	60.00
106.	Wengraf	Susan	94708 Berkeley	City Council Member	City of Berkeley	Check	09/27/2021	09/27/2021	1	60.00
107.	Sharenko	Alex	94710 Berkeley	Engineer	GAF Energy	Check	09/27/2021	09/27/2021	1	60.00
108.	Guide	Michele	94710 Berkeley	Program Manager	Form Energy	Check	09/27/2021	09/27/2021	1	60.00
109.	Mathew	George	94703 Berkeley	Engineer	Graph Core Inc.	Check	09/27/2021	09/27/2021	1	60.00
110.	Thagard	Elizabeth	94704 Berkeley	Self Employed. Realtor	Green Planet Real Estate. Berkeley	Check	09/27/2021	09/27/2021	1	60.00
111.	Capitelli	Laurie	94703 Berkeley	Real Estate	Red Oak Realty, Berkeley	Check	09/24/2021	09/27/2021	1	60.00
112.	Capitelli	Marilyn	94703 Berkeley	Retired	N/A	Check	09/24/2021	09/27/2021	1	60.00
113.	Martinucci	Jill	94703 Berkeley	Retired	N/A	Check	09/20/2021	09/27/2021	1	60.00
114.	Martinucci	Piero	94703-1037 Berkeley	Retired	N/A	Check	09/20/2021	09/27/2021	1	60.00
115.	Gerstein	Beth	94703 Berkeley	Legislative Assistant	City of Berkeley	Check	09/19/2021	09/27/2021	1	60.00
116.	Bowen	Karen	94703 Berkeley	Retired Tax Attorney	N/A	Check	09/19/2021	09/27/2021	1	60.00
117.	Talbot	Andrew	94710 Berkeley	Director of Engineering	Elation Health. San Francisco, CA	Check	09/19/2021	09/27/2021	1	60.00
118.	Erbe	Jacqueline	94710 Berkeley	Project Manager	Workshop I Inc.Oakland, CA	Check	09/19/2021	09/27/2021	1	60.00
119.	Lee-Egan	Christopher	94702 Berkeley	Software Engineer	Google	Check	09/13/2021	09/27/2021	1	60.00
120.	Lee-Egan	Elizabeth	94702 Berkeley	Graphic Designer	Sierra Club	Check	09/13/2021	09/27/2021	1	60.00
									Subtotals	1,260.00
									Grand Totals	7,129.23

\$6,589.23  
Approved



**City Clerk Department**  
 2180 Milvia Street  
 Berkeley, CA 94704  
 (510) 981-6900  
[www.cityofberkeley.info](http://www.cityofberkeley.info) | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

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 05/23/2022  
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**FAIR ELECTIONS ACT FORM  
 DECLARATION FOR PUBLIC FUNDS BY CANDIDATES FOR  
 MAYOR, CITY COUNCIL, CITY AUDITOR, SCHOOL BOARD DIRECTOR, OR  
 RENT STABILIZATION BOARD COMMISSIONER**

<b>OFFICE SOUGHT</b>			
OFFICE City Council Member		COUNCIL DISTRICT (IF APPLICABLE) District 1	
ELECTION CYCLE 11/08/2022			
<b>COMMITTEE INFORMATION</b>			
NAME OF CAMPAIGN COMMITTEE Kesarwani for Berkeley City Council 2022		FPPC I.D. No. 1441115	
STREET ADDRESS		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94703	
TELEPHONE (510) 982-6128	EMAIL ADDRESS rashiforcouncil@gmail.com		
<b>CANDIDATE DECLARATION</b>			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> <li>All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge.</li> <li>I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds.</li> <li>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.</li> <li>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.</li> <li>I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released.</li> </ul>			
Rashi Kesarwani		05/23/2022	
CANDIDATE SIGNATURE		DATE SIGNED	

**REQUEST FOR FAIR ELECTIONS FUNDS PAYMENT**

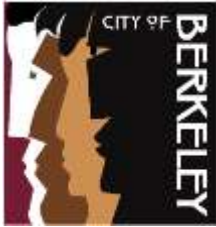
All approved Qualified Contributions are matched at a 6:1 ratio. Each candidate must submit the following documentation in order to be eligible for public matching funds:

- 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.
- 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.Leiderman	Emily		94705 Berkeley	CEO/Teacher	Oakbay Consulting Berkeley	Electronic	05/16/2022	05/16/2022	N/A	60.00
2.Leiderman	Jared		94705 Berkeley	Unemployed non-profit executive	N/A	Electronic	05/16/2022	05/16/2022	N/A	60.00
3.Holcomb	Julie		94707 Berkeley	Printer	Julie Holcomb Printers Emeryville, CA	Check	05/04/2022	05/09/2022	5	60.00
4.Johnson	Eric		94703 Berkeley	Lawyer	TransAsia Lawyers	Electronic	04/22/2022	04/22/2022	N/A	60.00
5.Hobson	Jeff		94702 Berkeley	Chief Operating Officer	All Homes/Tide Center	Electronic	04/22/2022	04/22/2022	N/A	60.00
6.Almeida	Mariana		94702 Berkeley	User Researcher	Upwork, Inc. San Francisco	Electronic	04/21/2022	04/21/2022	N/A	60.00
7.Naze	Nathan		94703 Berkeley	Software Engineer	Google, LLC	Electronic	04/21/2022	04/21/2022	N/A	60.00
8.Ranney	Sarah		94703 Berkeley	Vice President, Account Management	Epsilon,San Francisco	Electronic	04/09/2022	04/09/2022	N/A	60.00
9.Rosenzweig	Adam		94702 Berkeley	Program Manager	Okta	Electronic	04/04/2022	04/04/2022	N/A	60.00
10.Bauer	Aaron		94702 Berkeley	Designer	HCL America	Electronic	04/01/2022	04/01/2022	N/A	60.00
11.Orozco	Jaime		94707 Berkeley	Not Employed	N/A	Electronic	03/29/2022	03/29/2022	N/A	60.00
12.Fain	Sara		94707 Berkeley	Attorney	Immigration Institute of the Bay Area	Electronic	03/28/2022	03/28/2022	N/A	60.00
13.Kruckel	Mary Kim		94703 Berkeley	Executive Director	Child Care Law Center	Electronic	03/25/2022	03/25/2022	N/A	60.00
14.Frank	Tim		94703 Berkeley	Sustainability Advocate	Center for Sustainable Neighborhoods/ Building Trades	Electronic	03/16/2022	03/16/2022	N/A	60.00
15.Starr	Iris		94703 Berkeley	Retired	N/A	Electronic	12/28/2021	12/28/2021	N/A	60.00
									Subtotals	900.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
16. Gray	Pam		94707 Berkeley	Employment Engagement Manager	BroadFutures, Washington D.C.	Electronic	12/07/2021	12/07/2021	N/A	60.00
17. Berman	Adam		94703 Berkeley	Educator	Urban Adamah Berkeley, CA	Electronic	11/19/2021	11/19/2021	N/A	60.00
18. Bellomo	Anna		94707 Berkeley	Real Estate Agent/Business Owner	Self Employed District Homes, Berkeley	Electronic	10/12/2021	10/13/2021	N/A	60.00
19. Gould	Harvey		94704 Berkeley	Retired	N/A	Check	10/08/2021	10/13/2021	2	60.00
20. Clarke	Teresa		94703 Berkeley	Project Manager	Self Employed Clarke and Soffa Berkeley, CA	Check	10/08/2021	10/13/2021	2	60.00
21. Soffa	David		94703 Berkeley	Architect	Self, Clarke and Soffa Berkeley	Check	10/08/2021	10/13/2021	2	60.00
22. Gray	Carrie		94705 Berkeley	Somatic Psychotherapist	Self Employed. Oakland, CA	Electronic	10/03/2021	10/03/2021	N/A	60.00
23. Day	James		94702 Berkeley	Retired	N/A	Check	10/01/2021	10/04/2021	2	60.00
									Subtotals	480.00
									Grand Totals	1,380.00

\$1,244.1033 x 6  
 Approved  
**\$7,464.62**



Fair Campaign Practices Commission

Date: April 17, 2023

To: Fair Campaign Practices Commission

From: Samuel Harvey, Secretary

**Subject: Complaint alleging violations of BERA by Mark Humbert for Council 2022**

On March 30, 2023, Commission staff received the attached complaint alleging that the campaign committee Mark Humbert for Council 2022 (“Committee”) included forty-seven duplicate contributions on two separate Declarations for Public Funds and that, as a result, the Committee was awarded duplicate matching funds for these contributions and thereby received public matching funds to which the Committee was not entitled. (Attachment 1.)

In order to receive matching funds under the City’s public financing program, candidates must submit an Initial Qualifying Declaration for Public Funds listing the qualifying contributions the candidate has received, and provide a qualified contribution receipt and supporting documentation (copy of check, online payment etc.) for each contribution. For any subsequent matching funds requests, the candidate must submit a subsequent Declaration for Public Funds, listing the additional qualifying contributions and providing the same receipt and supporting documentation.

The complaint alleges that the Committee has reported forty-seven duplicate contributions on two different Declarations for Public Funds. As a result, the complaint states, the Committee may have received matching funds twice for these contributions. This would result in the Committee receiving matching funds in an amount beyond which it was entitled.

The Commission Secretary and City Clerk Department staff have reviewed the Committee’s filings and matching funds receipts, including the two Declarations for Public Funds identified in the complaint. Clerk Staff review all qualifying contributions prior to disbursing City funds and have confirmed that the Committee did not receive matching funds for any duplicate entries. Attachments 2 and 3 are copies of the Declarations as reviewed by the Clerk Department prior to disbursement of City funds indicating strikethroughs where Clerk staff identified duplicate entries.

Staff believe that the incorrect duplication of qualified contribution entries in the subsequent Declaration was likely the result of the filer selecting an incorrect date range within the Netfile system and thereby generating a report which covered some previously reported contributions. While this may be a reporting irregularity by the Committee, staff

April 17, 2023  
Page 2 Re: Humbert

are unable to identify a provision of the Berkeley Election Reform Act (“BERA”) which would be violated by duplicating qualifying contributions in this manner. Additionally, given that the Clerk Department reviews all qualifying contributions before disbursing matching funds, staff have not identified a harm done to the public financing program.

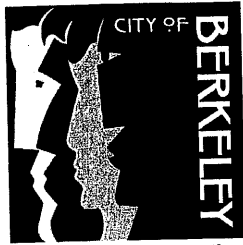
### Recommendation

Under the Commission’s Procedures the Commission may (1) direct the Secretary to investigate the complaint, to the extent the Secretary has not already done so; (2) dismiss the complaint; or (c) find probable cause to believe BERA has been violated. (FCPC Procedures Section V.B.2.)

Staff recommends the Commission dismiss this complaint. As discussed above, after reviewing the complaint, staff have determined that the complaint does not state a violation of BERA or provide any other evidence suggesting that a violation of BERA has occurred.

### Attachments:

1. Complaint
2. Initial Qualifying Declaration for Public Funds (filed August 8, 2022)
3. Declaration for Public Funds (filed September 29, 2022)



Fair Campaign Practices Commission

**Complaint of Noncompliance**  
Berkeley Election Reform Act ("BERA")\*

RECEIVED  
3/30/23  
City Attorney

Full Name: Gregory Kalkanis  
Date: Friday 24 March 2023  
Address: [REDACTED] / Berkeley 94704  
E-mail (optional but suggested): gkalkanis@yahoo.com  
Phone (optional but suggested): (510) 839-6012

Party or parties alleged to have committed or are about to commit a violation of BERA:  
Mark Humbert for Council 2022

Clear, concise and accurate statement of the facts that constitute the violation of BERA.  
If additional space is needed, you may attach additional pages:

The Declarations for Public Funds dated 7 August 2022 and 29 September 2022 include forty seven duplicate names - each listed as making the maximum contribution of sixty dollars. The Humbert for Council campaign was awarded public matching funds to which they were not entitled. (47,000 - 40,980) = \$6,020

<u>Total contribution 7 August = \$4,270</u>	<u>total</u>	<u>8</u>	<u>excess award</u>
<u>total contribution 9 Sept. = \$5,380</u>	<u>total contrib. 9,650</u>		
<u>duplicate</u>	<u>\$9,650</u>	<u>duplicate contrib. - 2,820</u>	
<u>unawarded contributions = 47x60 = \$2,820</u>		<u>valid contrib. \$6,830</u>	
		<u>public funds = 4 1</u>	
		<u>to which the</u>	
		<u>campaign was</u>	
		<u>entitled</u>	<u>6</u>
			<u>\$40,980</u>

Documents: Attach any documentation supporting the facts alleged.

Statements that are not based upon personal knowledge should identify the source of information that gives rise to the complainant's belief in the truth of such statements.

**I declare under penalty of perjury under the laws of the State of California that all information submitted hereon and in the attachments is true and correct.**

Signature [REDACTED]

Date 24 marzo 2023

\*Use this "Complaint of Noncompliance" form to allege a violation of BERA pursuant to Berkeley Municipal Code Section 2.12.225 and the Procedures of the Fair Campaign Practices Commission.

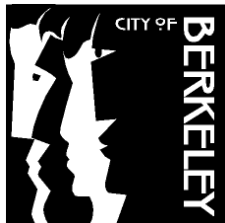


To: City of Berkeley Deputy City Attorney Samuel J. Harvey  
Cc: Councilmember Ben Bartlett  
From: Gregory Kalkanis  
Regarding: Complaint of Noncompliance; Mark Humbert for Council 2022  
Date: Friday 24 March 2023

Dear Samuel Harvey:

Please find attached a completed Complaint of Noncompliance form for the campaign of Mark Humbert for Council 2022. The pleasure of a response would be appreciated.

Best Regards,  
Gregory Kalkanis



City Clerk Department  
2180 Milvia Street  
Berkeley, CA 94704  
(510) 981-6900  
[www.cityofberkeley.info](http://www.cityofberkeley.info) | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

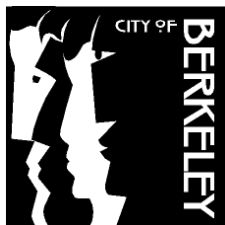
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06/29/2022  
14:51:17  
Filing ID:  
204090088

**FAIR ELECTIONS ACT FORM**

**APPLICATION FOR PARTICIPATION  
IN PUBLIC FINANCING PROGRAM**

(Berkeley Municipal Code Chapter 2.12 – Election Reform Act)

<b>OFFICE SOUGHT</b>		
OFFICE City Council Member	COUNCIL DISTRICT (IF APPLICABLE) 8	
ELECTION CYCLE 11/08/2022		
<b>CANDIDATE INFORMATION</b>		
LAST Humbert	FIRST Mark	M.I.
<b>COMMITTEE INFORMATION</b>		
NAME OF CAMPAIGN COMMITTEE Mark Humbert for Council 2022		FPPC I.D. No. 1448572
<b>CANDIDATE CERTIFICATION</b>		
<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>		
Mark Humbert CANDIDATE SIGNATURE		06/29/2022 DATE SIGNED



City Clerk Department  
2180 Milvia Street  
Berkeley, CA 94704  
(510) 981-6900  
[www.cityofberkeley.info](http://www.cityofberkeley.info) | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

E-Filed  
08/08/2022  
08:28:31  
Filing ID:  
204384887

**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**

<b>OFFICE SOUGHT</b>			
OFFICE City Council Member		COUNCIL DISTRICT (IF APPLICABLE) District 8	
ELECTION CYCLE 11/08/2022			
<b>COMMITTEE INFORMATION</b>			
NAME OF CAMPAIGN COMMITTEE Mark Humbert for Council 2022		FPPC I.D. No. 1448572	
STREET ADDRESS 2928 Linden Avenue		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94705	
TELEPHONE (415) 260-3398	EMAIL ADDRESS mark@humbertforcouncil.com		
<b>CANDIDATE DECLARATION</b>			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> <li>All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge.</li> <li>I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds.</li> <li>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.</li> <li>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.</li> <li>I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released.</li> </ul>			
Mark Humbert CANDIDATE SIGNATURE		08/07/2022 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.	Gray	Tim	628 San Miguel Ave.	94707-1535 Berkeley	N/A	Retired	Electronic	07/07/2022	07/13/2022	1	60.00
2.	Scott	Peggy	1839 Catalina Ave	94707 Berkeley	unemployed	unemployed	Electronic	07/07/2022	07/13/2022	1	60.00
3.	Haesloop	Eric	2725 Elmwood Avenue	94705 Berkeley	Architect	Turnbull Griffin Haesloop	Electronic	06/30/2022	07/06/2022	1	60.00
4.	Rosales	Ces	2315 Russell Street	94705 Berkeley	unemployed	unemployed	Electronic	06/30/2022	07/06/2022	1	60.00
5.	Buswell-Charkow	Joshua	3011 Dohr st	94702-2713 Berkeley	Deputy Director	CALSSA	Electronic	06/30/2022	07/06/2022	1	60.00
6.	London	Ellen	2810 Ashby Avenue, Berkeley, CA, USA	94705 Berkeley	Attorney	London & Stout	Electronic	06/29/2022	07/05/2022	1	60.00
7.	Birnbaach	Kerry	1735 Hopkins Street, A	94707 Berkeley	Policy analyst	City/county of SF	Electronic	06/29/2022	07/05/2022	1	60.00
8.	Vincent	Jeff	1134 Baneroft Way	94702 Berkeley	Researcher	UC Berkeley	Electronic	06/29/2022	07/05/2022	1	60.00
9.	Subbotin	Kyra	2625 Alcatraz Avenue	94705 Berkeley	Lawyer	Self, Berkeley, CA	Electronic	06/29/2022	07/05/2022	1	60.00
10.	Gerstein	Beth	1530 Berkeley Way	94703 Berkeley	Legislative aide	City of Berkeley	Electronic	06/29/2022	07/05/2022	1	60.00
11.	Batista	Elisa	2025 Princee Street	94703-2518 Berkeley	Content Manager	UltraViolet	Electronic	06/29/2022	07/05/2022	1	60.00
12.	Fox	Andrew	3046 Telegraph Ave, Unit 3	94705 Berkeley	Publicist	UC Berkeley	Electronic	06/26/2022	07/02/2022	1	50.00
13.	Wengraf	Susan	1404 Le Roy Avenue	94708 Berkeley	councilmember	City of Berkeley	Electronic	06/21/2022	06/27/2022	1	60.00
14.	Robinson	Rigel	2214 Durant Ave #1	94704 Berkeley	Councilmember	City of Berkeley	Electronic	06/21/2022	06/27/2022	1	60.00
15.	Yamaguchi	Thomas	1015 Channing Way	94710 Berkeley	Homecare Worker	IHSS, Alameda County	Electronic	06/21/2022	06/27/2022	1	30.00
										Subtotals	860.00 <b>440.00</b>

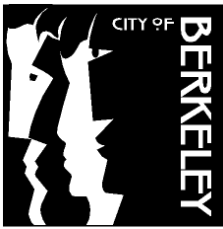
Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	
16.	Shoji	Audrey	2924 Russell Street Berkeley	94705	Volunteer Manager	Women's Cancer Resource Center, Berkeley	Electronic	06/20/2022	06/26/2022	1	60.00
17.	Rose	George	1639 Derby Street Berkeley	94703	Teacher	BUSD	Electronic	06/20/2022	06/26/2022	1	50.00
18.	Johnson	MaryReed	1401 Greenwood Terrace Berkeley	94708	Artist	N/A	Electronic	06/16/2022	06/22/2022	1	60.00
19.	Caruana	Kenneth	2816 Oak Knoll Terrace Berkeley	94705	Executive	Ross Stores	Electronic	06/16/2022	06/22/2022	1	60.00
20.	Laird	Tad	2722 Webster St Berkeley	94705-2605	Owner	Koppa Targets	Electronic	06/15/2022	06/22/2022	1	60.00
21.	Singer	Sam	33 Roble Road Berkeley	94705	Communications Strategist	Singer Associates Public Relations	Electronic	06/14/2022	06/20/2022	1	60.00
22.	Miles	Gail	906 Santa Barbara Road Berkeley	94707	unemployed	unemployed	Electronic	06/13/2022	06/19/2022	1	60.00
23.	Saldich	Alan	2862 Webster St Berkeley	94705	unemployed	unemployed	Electronic	06/11/2022	06/18/2022	1	60.00
24.	Saldich	Nancy	2862 Webster Street Berkeley	94705	unemployed	unemployed	Electronic	06/11/2022	06/17/2022	1	60.00
25.	Schwartz	Robert	906 SANTA BARBARA RD Berkeley	94707	Attorney	Trucker Huss, APC	Electronic	06/10/2022	06/16/2022	1	60.00
26.	Singer	Martha	21 The Plaza Drive Berkeley	94705-2413	MD	Self, Castro Valley, CA	Electronic	06/09/2022	06/15/2022	1	60.00
27.	Capitelli	Marillyn	1760 Rose St Berkeley	94703	Retired	unemployed	Electronic	06/08/2022	06/14/2022	1	60.00
28.	Capitelli	Laurie	1760 Rose St Berkeley	94703	Red Oak Realty, Berkeley	Real Estate	Electronic	06/08/2022	06/14/2022	1	60.00
29.	Beutler	John	2642 Regent St Berkeley	94704	Planner	California Air Resources Board	Electronic	06/07/2022	06/13/2022	1	60.00
30.	Kawczynska	Claudia	2810 8th St Berkeley	94710	unemployed	unemployed	Electronic	06/07/2022	06/13/2022	1	60.00
31.	Franklin	Zachary	2956 California Street Berkeley	94703	Nonprofit Executive	GRID Alternatives	Electronic	06/06/2022	06/12/2022	1	60.00
32.	Gerhardstein	Ben	2320 Acton St Berkeley	94702	Environmental Health Scientist	CDC	Electronic	06/06/2022	06/12/2022	1	60.00
33.	Stevens	Shelley	2959 Linden Avenue Berkeley	94705	unemployed	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
34.	Gray	Carrie	2951 Pine Ave Berkeley	94705	Psychotherapist	Self, Berkeley, CA	Electronic	06/06/2022	06/14/2022	1	60.00
35.	Martinucci	Jill	1520 Holly Street Berkeley	94703	Retired	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
36.	Martinucci	Piero	1520 Holly Street Berkeley	94703	retired	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
Subtotals										1,250.00 960.00	

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	
37.	Humbert	Frances	2928 Linden Avenue Berkeley	94705	Florist	Freya/ Brother and Sisters Flower Shop	Electronic	06/06/2022	06/12/2022	1	60.00
38.	Choy	Ron	2615 Woolsey Street Berkeley	94705	unemployed	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
39.	Wang	Carol	2953 Linden Avenue Berkeley	94705	Homemaker	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
40.	Kesarwani	Rashi	1619 Edith St. Berkeley	94703	Councilmember	City of Berkeley	Electronic	06/05/2022	06/11/2022	1	60.00
41.	Bruzzone	Anthony	1627 Spruce St Berkeley	94709	Consultant	Arup US Inc	Electronic	06/05/2022	06/11/2022	1	60.00
42.	Zander	Sofia	2956 California Street Berkeley	94703	Owner/ Landscape architect	Zander Design, Berkeley, CA	Electronic	06/05/2022	06/11/2022	1	60.00
43.	Smulka	Ann	175 Alvarado Road Berkeley	94705	Consultant	Strategic Arts	Electronic	06/05/2022	06/11/2022	1	60.00
44.	Orriek	Phyllis	1625 Kains Avenue, #A Berkeley	94702	retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
45.	Crandall	Kathleen	2151 Oregon St Berkeley	94705	Realtor	Self, Berkeley, CA	Electronic	06/04/2022	06/10/2022	1	60.00
46.	Lee-Egan	Elizabeth	1130 Hopkins St Berkeley	94702	graphic designer	Sierra Club	Electronic	06/04/2022	06/10/2022	1	60.00
47.	Fike	Barry	1723 Allston Way Berkeley	94703	Retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
48.	Mudge	Alden	1613 Jaynes Street Berkeley	94703	Retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
49.	Gould	Harvey	1950 Addison Street, Apt 221 Berkeley	94704	retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
50.	Aguilar-Canabal	Diego	1921 Francisco St-Apt 3A Berkeley	94709	Legislative Assistant	City of Berkeley	Electronic	06/03/2022	06/09/2022	1	60.00
51.	Trachtenberg	David	2960 Benvenue Ave Berkeley	94705	Architect	Trachtenberg Architects, Berkeley, CA	Electronic	06/03/2022	06/09/2022	1	60.00
52.	Droste	Lori	2951 Pine Ave. Berkeley	94705	Councilmember	City of Berkeley	Electronic	06/03/2022	06/09/2022	1	60.00
53.	Posselt	Theo	2591 Hilgard Avenue Berkeley	94709	Consultant	Deloitte	Electronic	06/03/2022	06/09/2022	1	60.00
54.	Yep	Ray	557 Neilson Street Berkeley	94707	Civil Engineer	Retired	Electronic	06/03/2022	06/09/2022	1	60.00
55.	Hedlund	Marc	2930 Domingo Ave #233 Berkeley	94705	Engineering leadership consulting	Tenuki Moves, LLC	Electronic	06/03/2022	06/09/2022	1	60.00
56.	Lomax	Geoffrey	1507 M L King Jr Way Berkeley	94709	Research Administration	State of CA	Electronic	06/03/2022	06/09/2022	1	60.00
57.	Janowitz	Naomi	2745 Elmwood Avenue Berkeley	94705	Professor	University of California	Electronic	06/03/2022	06/09/2022	1	60.00
Subtotals										1,260.00 <b>1020.00</b>	

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
58. Chatterjee	Anirvan	1404 Henry Street	94709 Berkeley	Data Strategist	UCSF	Electronic	06/03/2022	06/09/2022	1	60.00
59. Cheyette	Oren	1520 San Lorenzo	94707 Berkeley	Software Engineer	Loomis Sayles & Co. Boston	Check	06/02/2022	06/08/2022	1	60.00
60. Cheyette	Catherine	1520 San Lorenzo	94707 Berkeley	Psychotherapist	Self Employed, Albany, CA	Check	06/02/2022	06/08/2022	1	60.00
61. Stoller	Tia	2815 Cherry Street	94705 Berkeley	Graphic Designer	Stoller Design Group Berkeley	Check	06/02/2022	06/08/2022	1	60.00
62. Humbert	Kelly	2928 Linden Ave	94705 Berkeley	Medical Assistant	Berkeley Pediatrics	Other	06/02/2022	06/08/2022	1	60.00
63. Ghosh	Barnali	1404 Henry St., #4	94709 Berkeley	Designer	Self-employed, Berkeley, CA	Electronic	06/01/2022	06/07/2022	1	60.00
64. Herek	Gregory	1645 Grant St.	94703 Berkeley	Retired	Retired	Check	06/01/2022	06/07/2022	1	60.00
65. Dynis	John	1643 Grant Street	94703 Berkeley	Retired	N/A	Check	06/01/2022	06/07/2022	1	60.00
66. Gould	Benjamin	1950 Addison Street, Apt 723	94704 Berkeley	President	EcoDataLab, Berkeley, CA	Electronic	05/31/2022	06/06/2022	1	60.00
67. Andrew	Fodd	1547 Hopkins Street, Apt. 6	94707 Berkeley	Realtor	Red Oak Realty	Electronic	05/31/2022	06/06/2022	1	60.00
68. Su	Kathy	2931 Linden Avenue	94705 Berkeley	Home	N/A	Check	05/28/2022	06/04/2022	1	60.00
69. Brock-Dolas	Phoebe	1932 Los Angeles Avenue	94707 Berkeley	Student	N/A	Check	05/28/2022	06/04/2022	1	60.00
70. Brock	Charles	1932 Los Angeles Avenue	94707 Berkeley	Retired	N/A	Check	05/28/2022	06/04/2022	1	60.00
71. Dolas	Lura	1932 Los Angeles Avenue	94707 Berkeley	Retired	N/A	Check	05/28/2022	06/04/2022	1	60.00
72. Tan	Thomas	2931 Linden Avenue	94705 Berkeley	Marketing	Apple	Check	05/28/2022	06/04/2022	1	60.00

Subtotals	900.00 420.00
Grand Totals	4,270.00 2840.00

2,840  
x6  
17,040



City Clerk Department  
2180 Milvia Street  
Berkeley, CA 94704  
(510) 981-6900  
[www.cityofberkeley.info](http://www.cityofberkeley.info) | [elections@cityofberkeley.info](mailto:elections@cityofberkeley.info)

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09/29/2022  
22:24:26  
  
Filing ID:  
204931942

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

<b>OFFICE SOUGHT</b>			
OFFICE City Council Member		COUNCIL DISTRICT (IF APPLICABLE) District 8	
ELECTION CYCLE 11/08/2022			
<b>COMMITTEE INFORMATION</b>			
NAME OF CAMPAIGN COMMITTEE Mark Humbert for Council 2022		FPPC I.D. No. 1448572	
STREET ADDRESS 2928 Linden Avenue		APARTMENT/SUITE/FLOOR	
CITY Berkeley	STATE CA	ZIP CODE 94705	
TELEPHONE (415) 260-3398	EMAIL ADDRESS mark@humbertforcouncil.com		
<b>CANDIDATE DECLARATION</b>			
<p>I hereby declare that the following information is true and correct:</p> <ul style="list-style-type: none"> <li>All information on the attached Qualified Contribution Receipts is complete and accurate to the best of my knowledge.</li> <li>I understand that the City shall verify that the qualified contributions meet all of the requirements and restrictions prior to the disbursement of funds.</li> <li>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.</li> <li>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.</li> <li>I understand that all campaign filings must be current in order for a disbursement of Fair Election funds to be released.</li> </ul>			
Mark Humbert		09/29/2022	
CANDIDATE SIGNATURE		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.
- 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. Berger	Steven	173 Hillcrest Road	94705 Berkeley	President	NYF Properties, Inc.	Electronic	09/28/2022	09/28/2022	2	60.00
2. Kletz	Abbey	2850 Webster Street	94705 Berkeley	unemployed	unemployed	Electronic	09/22/2022	09/22/2022	2	60.00
3. Casebolt	Tarmigan	2928 Derby Street	94705 Berkeley	unemployed	unemployed	Electronic	09/22/2022	09/22/2022	2	60.00
4. Rice	Michael	4 Sunset Lane	94708 Berkeley	President	VR Research	Electronic	09/20/2022	09/20/2022	2	60.00
5. Bell	Judith	2757 Prince Street	94705 Berkeley	Chief Impact Officer	San Francisco Foundation	Electronic	09/12/2022	09/12/2022	2	60.00
6. David	Narsai	2825 Webster St	94705 Berkeley	retired	retired	Check	09/11/2022	09/11/2022	2	60.00
7. David	Venus	2825 Webster St	94705 Berkeley	retired	retired	Cash	09/11/2022	09/11/2022	2	60.00
8. Kennedy	Patrick	2811 Parker Street	94703 Berkeley	Property Manager	Royal Towers Apartment Company	Electronic	09/06/2022	09/06/2022	2	30.00
9. Arreguin	Jesse	1528 Henry Street	94709 Berkeley	Mayor	City of Berkeley	Electronic	08/24/2022	08/24/2022	2	60.00
10. Erbe	Jacqueline	1614 9th Street	94710 Berkeley	Project Manager	Workshop1	Electronic	08/22/2022	08/22/2022	1	60.00
<del>11. King</del>	<del>Laura</del>	<del>14 Eucalyptus Road</del>	<del>94705 Berkeley</del>	<del>Content Partnerships</del>	<del>Twitter</del>	<del>Electronic</del>	<del>08/22/2022</del>	<del>08/22/2022</del>	<del>2</del>	<del>60.00</del>
12. Lau	Jonathan	1827 Ward St	94703 Berkeley	Local Economic Development Project Manager	San Francisco County	Electronic	08/22/2022	08/22/2022	2	60.00
13. Johns	Jeffrey	2617 Parker St	94704 Berkeley	Physician	City of Berkeley	Electronic	08/19/2022	08/19/2022	2	60.00
14. Francis	Caroline	6029 Chaboly Ter	94618 Berkeley	Manager, Program Management	PG&E	Cash	08/19/2022	08/19/2022	2	60.00
15. Gilbert	Aviva	1295 Berkeley Way	94702 Berkeley	Attorney	FBM	Electronic	08/17/2022	08/17/2022	2	30.00
Subtotals										720 840.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	
16.	Gutierrez	Rod	2601 Webster St Berkeley	94705	unemployed	unemployed	Cash	08/04/2022	08/04/2022	2	50.00
17.	Gutierrez	Rod	2601 Webster St Berkeley	94705	unemployed	unemployed	Cash	08/04/2022	08/04/2022	2	10.00
18.	Montauk	Lance	3033 Bateman St. Berkeley	94705	unemployed	unemployed	Electronic	08/02/2022	08/02/2022	2	60.00
19.	Lathbury	Donald	1528 Henry St. Berkeley	94709	Consultant	The Next Generation	Electronic	07/20/2022	07/20/2022	2	60.00
20.	Gray	Tim	628 San Miguel Ave. Berkeley	94707-1535	N/A	Retired	Electronic	07/07/2022	07/13/2022	1	60.00
21.	Scott	Peggy	1839 Catalina Ave Berkeley	94707	unemployed	unemployed	Electronic	07/07/2022	07/13/2022	1	60.00
22.	Haesloop	Eric	2725 Elmwood Avenue Berkeley	94705	Architect	Turnbull Griffin Haesloop	Electronic	06/30/2022	07/06/2022	1	60.00
23.	Rosales	Ces	2315 Russell Street Berkeley	94705	unemployed	unemployed	Electronic	06/30/2022	07/06/2022	1	60.00
24.	Buswell-Charkow	Joshua	3011 Dohr st Berkeley	94702-2713	Deputy Director	CALSSA	Electronic	06/30/2022	07/06/2022	1	60.00
25.	Magofna	Gregory	1819 Addison Street Apt 1 Berkeley	94703	Communications	California Renters Legal Advocacy and Education Fund	Electronic	06/30/2022	07/07/2022	1	60.00
26.	London	Ellen	2810 Ashby Avenue, Berkeley, CA, USA	94705	Attorney	London & Stout	Electronic	06/29/2022	07/05/2022	1	60.00
27.	Birnbach	Kerry	1735 Hopkins Street, A Berkeley	94707	Policy analyst	City/county of SF	Electronic	06/29/2022	07/05/2022	1	60.00
28.	Vincent	Jeff	1134 Bancroft Way Berkeley	94702	Researcher	UC Berkeley	Electronic	06/29/2022	07/05/2022	1	60.00
29.	Subbotin	Kyra	2743 Prince Street Berkeley	94705	Lawyer	Self, Law Offices of Kyra Subbotin, Berkeley, CA	Electronic	06/29/2022	07/05/2022	1	60.00
30.	Gerstein	Beth	1530 Berkeley Way Berkeley	94703	Legislative aide	City of Berkeley	Electronic	06/29/2022	07/05/2022	1	60.00
31.	Batista	Elisa	2025 Prince Street Berkeley	94703-2518	Content Manager	UltraViolet	Electronic	06/29/2022	07/05/2022	1	60.00
32.	Kletz	Harvey	2850 Webster Street Berkeley	94705	unemployed	unemployed	Electronic	06/29/2022	06/29/2022	2	50.00
33.	Fox	Andrew	3046 Telegraph Ave, Unit 3 Berkeley	94705	Publicist	UC Berkeley	Electronic	06/26/2022	07/02/2022	1	50.00
34.	Stahlhut	Nathan	2846 Webster Street Berkeley	94705	Sales	SGWS	Electronic	06/22/2022	06/29/2022	1	60.00
35.	Wengraf	Susan	1404 Le Roy Avenue Berkeley	94708	councilmember	City of Berkeley	Electronic	06/21/2022	06/27/2022	1	60.00
36.	Robinson	Rigel	2214 Durant Ave #1 Berkeley	94704	Councilmember	City of Berkeley	Electronic	06/21/2022	06/27/2022	1	60.00
										Subtotals	1,180.00

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	
37	Yamaguchi	Thomas	1015 Channing Way Berkeley	94710	Homecare Worker	IHSS, Alameda County	Electronic	06/21/2022	06/27/2022	1	30.00
38	Shoji	Audrey	2924 Russell Street Berkeley	94705	Volunteer Manager	Women's Cancer Resource Center, Berkeley	Electronic	06/20/2022	06/26/2022	1	60.00
39	Johnson	MaryReed	1401 Greenwood Terrace Berkeley	94708	Artist	Unemployed	Electronic	06/16/2022	06/22/2022	1	60.00
40	Caruana	Kenneth	2816 Oak Knoll Terrace Berkeley	94705	Executive	Ross Stores	Electronic	06/16/2022	06/22/2022	1	60.00
41	Laird	Tad	2722 Webster St Berkeley	94705-2605	Owner	Koppa Targets	Electronic	06/15/2022	06/22/2022	1	60.00
42	Singer	Sam	33 Roble Road Berkeley	94705	Communications Strategist	Singer Associates Public Relations	Electronic	06/14/2022	06/20/2022	1	60.00
43	Miles	Gail	906 Santa Barbara Road Berkeley	94707	unemployed	unemployed	Electronic	06/13/2022	06/19/2022	1	60.00
44	Saldich	Alan	2862 Webster St Berkeley	94705	unemployed	unemployed	Electronic	06/11/2022	06/18/2022	1	60.00
45	Saldich	Nancy	2862 Webster Street Berkeley	94705	unemployed	unemployed	Electronic	06/11/2022	06/17/2022	1	60.00
46	Schwartz	Robert	906 SANTA BARBARA RD Berkeley	94707	Attorney	Trucker Huss, APC	Electronic	06/10/2022	06/16/2022	1	60.00
47	Singer	Martha	21 The Plaza Drive Berkeley	94705-2413	MD	Self, Castro Valley, CA	Electronic	06/09/2022	06/15/2022	1	60.00
48	Capitelli	Marillyn	1760 Rose St Berkeley	94703	Retired	unemployed	Electronic	06/08/2022	06/14/2022	1	60.00
49	Capitelli	Laurie	1760 Rose St Berkeley	94703	Red Oak Realty, Berkeley	Real Estate	Electronic	06/08/2022	06/14/2022	1	60.00
50	Beutler	John	2642 Regent St Berkeley	94704	Planner	California Air Resources Board	Electronic	06/07/2022	06/13/2022	1	60.00
51	Kawczynska	Claudia	2810 8th St Berkeley	94710	unemployed	unemployed	Electronic	06/07/2022	06/13/2022	1	60.00
52	Franklin	Zachary	2956 California Street Berkeley	94703	Nonprofit Executive	GRID Alternatives	Electronic	06/06/2022	06/12/2022	1	60.00
53	Gerhardstein	Ben	2320 Acton St Berkeley	94702	Environmental Health Scientist	CDC	Electronic	06/06/2022	06/12/2022	1	60.00
54	Stevens	Shelley	2959 Linden Avenue Berkeley	94705	unemployed	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
55	Gray	Carrie	2951 Pine Ave Berkeley	94705	Therapist	Carrie Gray Psychotherapy, Berkeley, CA	Electronic	06/06/2022	06/14/2022	1	60.00
56	Martinucci	Jill	1520 Holly Street Berkeley	94703	Retired	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
57	Martinucci	Piero	1520 Holly Street Berkeley	94703	retired	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
										Subtotals	1,230.00

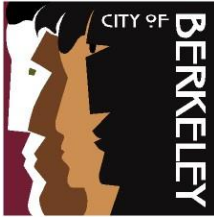
Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution
58.	Humbert	Frances	2928 Linden Avenue 94705 Berkeley	Florist	Freya/ Brother and Sisters Flower Shop	Electronic	06/06/2022	06/12/2022	1	60.00
59.	Choy	Ron	2615 Woolsey Street 94705 Berkeley	unemployed	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
60.	Wang	Carol	2953 Linden Avenue 94705 Berkeley	Homemaker	unemployed	Electronic	06/06/2022	06/12/2022	1	60.00
61.	Kesarwani	Rashi	1619 Edith St. 94703 Berkeley	Councilmember	City of Berkeley	Electronic	06/05/2022	06/11/2022	1	60.00
62.	Bruzzone	Anthony	1627 Spruce St 94709 Berkeley	Consultant	Arup US Inc	Electronic	06/05/2022	06/11/2022	1	60.00
63.	Zander	Sofia	2956 California Street 94703 Berkeley	Owner/ Landscape architect	Zander Design, Berkeley, CA	Electronic	06/05/2022	06/11/2022	1	60.00
64.	Smulka	Ann	175 Alvarado Road 94705 Berkeley	Consultant	Strategic Arts	Electronic	06/05/2022	06/11/2022	1	60.00
65.	Brower	Norah	2701 Buena Vista Way 94708 Berkeley	Realtor	Compass	Electronic	06/05/2022	06/05/2022	2	30.00
66.	Orrick	Phyllis	1625 Kains Avenue, #A 94702 Berkeley	retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
67.	Crandall	Kathleen	2151 Oregon ST 94705 Berkeley	Realtor	Self, Berkeley, CA	Electronic	06/04/2022	06/10/2022	1	60.00
68.	Lee-Egan	Elizabeth	1130 Hopkins St 94702 Berkeley	graphic designer	Sierra Club	Electronic	06/04/2022	06/10/2022	1	60.00
69.	Fike	Barry	1723 Allston Way 94703 Berkeley	Retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
70.	Mudge	Alden	1613 Jaynes Street 94703 Berkeley	Retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
71.	Gould	Harvey	1950 Addison Street, Apt 221 94704 Berkeley	retired	unemployed	Electronic	06/04/2022	06/10/2022	1	60.00
72.	Aguilar-Canabal	Diego	1921 Francisco St Apt 3A 94709 Berkeley	Legislative Assistant	City of Berkeley	Electronic	06/03/2022	06/09/2022	1	60.00
73.	Frachtenberg	David	2960 Benvenue Ave 94705 Berkeley	Architect	Frachtenberg Architects, Berkeley, CA	Electronic	06/03/2022	06/09/2022	1	60.00
74.	Droste	Lori	2951 Pine Ave. 94705 Berkeley	Councilmember	City of Berkeley	Electronic	06/03/2022	06/09/2022	1	60.00
75.	Posselt	Theo	2591 Hilgard Avenue 94709 Berkeley	Consultant	Deloitte	Electronic	06/03/2022	06/09/2022	1	60.00
76.	Yep	Ray	557 Neilson Street 94707 Berkeley	Civil Engineer	Retired	Electronic	06/03/2022	06/09/2022	1	60.00
77.	Taplin	Terry	1032 Bancroft 94710 Berkeley	City Councilmember	City of Berkeley	Cash	06/03/2022	06/03/2022	2	10.00
78.	Taplin	Terry	1032 Bancroft 94710 Berkeley	City Councilmember	City of Berkeley	Electronic	06/03/2022	06/03/2022	2	50.00
									Subtotals	1,110

Last Name	First Name	Address	Zip Code, City	Occupation	Employer	Payment Method	Date Received	Date Deposited	Deposit Batch #	Amount of Contribution	
79.	Godar	Andrew	1032 Bancroft Way Berkeley	94710	RN	Sutter	Electronic	06/03/2022	06/03/2022	2	60.00
80.	Lewis	Matthew	1637 Stuart St Berkeley	94703	Communications Director	California YIMBY	Electronic	06/03/2022	06/10/2022	1	60.00
81.	Hedlund	Marc	2930 Domingo Ave #233 Berkeley	94705	Engineering leadership consulting	Tenuki Moves, LLC	Electronic	06/03/2022	06/09/2022	1	60.00
82.	Lomax	Geoffrey	1507 M L King Jr Way Berkeley	94709	Research Administration	State of CA	Electronic	06/03/2022	06/09/2022	1	60.00
83.	Janowitz	Naomi	2745 Elmwood Avenue Berkeley	94705	Professor	University of California	Electronic	06/03/2022	06/09/2022	1	60.00
84.	Chatterjee	Anirvan	1404 Henry Street, 4 Berkeley	94709	Data Strategist	UCSF	Electronic	06/03/2022	06/09/2022	1	60.00
85.	Stoller	Tia	2815 Cherry Street Berkeley	94705	Graphic Designer	Stoller Design Group Berkeley	Check	06/02/2022	06/08/2022	1	60.00
86.	Humbert	Kelly	2928 Linden Ave Berkeley	94705	Medical Assistant	Berkeley Pediatrics	Other	06/02/2022	06/08/2022	1	60.00
87.	Ghosh	Barnali	1404 Henry St., #4 Berkeley	94709	Designer	Self-employed, Berkeley, CA	Electronic	06/01/2022	06/07/2022	1	60.00
88.	Herek	Gregory	1645 Grant St. Berkeley	94703	Retired	Retired	Check	06/01/2022	06/07/2022	1	60.00
89.	Dynis	John	1643 Grant Street Berkeley	94703	Retired	N/A	Check	06/01/2022	06/07/2022	1	60.00
90.	Gould	Benjamin	1950 Addison Street, Apt 723 Berkeley	94704	President	EcoDataLab, Berkeley, CA	Electronic	05/31/2022	06/06/2022	1	60.00
91.	Tan	Thomas	2931 Linden Avenue Berkeley	94705	Marketing	Apple	Check	05/28/2022	06/04/2022	1	60.00
92.	<del>Brock-Dolas</del>	<del>Phoebe</del>	<del>1932 Los Angeles Avenue Berkeley</del>	<del>94707</del>	<del>Student</del>	<del>N/A</del>	<del>Check</del>	<del>05/28/2022</del>	<del>06/04/2022</del>	<del>1</del>	<del>60.00</del>
93.	<del>Brock</del>	<del>Darryl</del>	<del>1932 Los Angeles Avenue Berkeley</del>	<del>94707</del>	<del>Retired</del>	<del>N/A</del>	<del>Check</del>	<del>05/28/2022</del>	<del>06/04/2022</del>	<del>1</del>	<del>60.00</del>
94.	Dolas	Lura	1932 Los Angeles Avenue Berkeley	94707	Retired	N/A	Check	05/28/2022	06/04/2022	1	60.00
Subtotals										840	960.00
Grand Totals										5,080	5,380.00

Please note: Candidate's Public Finance matching funds disbursement was calculated to \$30,480 however, per Public Finance matching funds disbursement limits the candidate only qualifies for the \$47,000 maximum for City Council candidates.

Please make a payment of only \$29,960.

5,080  
~~X6~~  
30,480



City Clerk Department

**DATE:** March 28, 2023  
**TO:** Fair Campaign Practices Commission  
**FROM:** Mark Numainville, City Clerk  
**SUBJECT:** Revised Qualified Contribution Receipt for the Public Financing Program

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The Qualified Contribution Receipt (QCR) is a form provided to candidates that are participants in the Public Financing Program to assist them in complying with BMC § 2.12.500.A.3a. The form is reviewed after each election to identify potential amendments. Staff recommends the commission adopt the following revisions to the QCR:

1. Adding the word “required” to distinguish between which fields are mandatory and which are optional.
2. Moving the optional amount field from the far right of the form to the far left to make it more visible and likely to be filled out by the contributor.

We believe these revisions will improve the functionality of the form for filers. These revisions will also allow staff to process the form more efficiently and will ensure matching funds are distributed expeditiously.

Attachment 1: Modified QCR

**RECEIPT – QUALIFIED CONTRIBUTION FOR FAIR ELECTIONS FUNDS**Complete required fields.

<b>COMMITTEE INFORMATION</b> - <i>required</i>					
COMMITTEE NAME					
<b>CANDIDATE INFORMATION</b> - <i>required</i>					
THIS CONTRIBUTION IS MADE ON BEHALF OF THE FOLLOWING CANDIDATE					
<b>CONTRIBUTION INFORMATION</b>					
Amount: \$	<input type="checkbox"/> Check	<input type="checkbox"/> Credit/Debit	<input type="checkbox"/> Money Order	<input type="checkbox"/> Online Payment	<input type="checkbox"/> Cash
<b>CONTRIBUTOR INFORMATION</b> - <i>required</i>					
LAST			FIRST		M.I.
HOME ADDRESS				APARTMENT/SUITE/FLOOR	
CITY			STATE		ZIP CODE
TELEPHONE (if any)			EMAIL ADDRESS (if any)		
<b>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.</b>					
OCCUPATION			EMPLOYER/IF SELF EMPLOYED ENTER BUSINESS NAME AND CITY		
<b>CERTIFICATION</b> - <i>required</i>					
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				DATE	

COMMITTEE USE ONLY

Place one of the following images here:

- Check
- Credit Card Slip or Receipt
- Online Payment Receipt
- Cash or Money Order Receipt



Item 12

Annual staff report pursuant to Berkeley  
Municipal Code section 2.06.190.C

Attachment for Item 12 will be published in a  
Supplemental Agenda packet.



**Situation:** The Open Government Commission (OGC) would like to work with City Council to explore changes to the way city council meetings are run. The two main problems identified are that meetings run long, ending late at night, and long wait times make it difficult for members of the public to comment on issues being discussed, especially when there are last minute changes.

Mayor Arreguin has already implemented some changes to address these issues:

1. Meetings now start at 6pm instead of 7pm so they can end earlier
2. More special meetings are held to discuss single issues

**Background:** On March 14, 2023, City Council took up Item 20 and amended the way public comment is taken at City Council meetings to allow two periods of public comment on Action Items, one at the beginning of the Action Calendar and a second at the time each Action Item is discussed. Members of the public may speak at only one of these two periods on any Action Item.

**Assessment:** The OGC agrees with this policy as it provides the public options to participate. We thank the City Council for maintaining public comment at the time each Action Item is discussed as this allows the public to hear comments, questions, and proposed changes from City Councilmembers before public comment is taken.

Here are other options that were proposed at the March 14 meeting:

**To address the meeting length and late adjournment:**

1. Schedule more meetings so that there will be fewer items at each meeting – members of the public would also wait less long to speak on an item.
2. Schedule lengthy city department reports at a different time
3. Hold Special Meetings on a different day so that the Regular Meetings can start on time and end earlier.
4. Limit initial councilmember comments to 5 minutes/person and enforce this rule.
5. Remove ceremonial matters from the agenda. (Council disagreed with this because ceremonial matters are important for our community.)
6. Limit the number of speakers at public comment (The OGC does not support this because public comment is an integral part of our democracy.)

**To improve public access**

1. Require that supplemental materials be submitted earlier to allow everyone to review them before the meeting.
2. Continue to allow the public to participate via videoconference.
3. Enable live transcription at all meetings with a videoconference component so that people joining remotely can better understand what is being said.
4. Move the Consent Calendar to the end of the meeting (but keep public comment on Consent Items at the beginning of the meeting so that the public can ask for items to be moved to Action?)

**Plan: ??**

The OGC understands that this is a complex issue and we are trying to balance the need of the council to conduct business efficiently with the need of the public to have a voice in these decisions. Thank you for allowing us to partner with you in this process.