



**MINUTES OF THE
JOINT RULES AND OPEN GOVERNMENT COMMITTEE
AND COMMITTEE OF THE WHOLE**

SAN JOSE, CALIFORNIA

WEDNESDAY, JANUARY 21, 2015

The Joint Rules and Open Government Committee and Committee of the Whole of the City of San José convened in Regular Session at 2:02 p.m. in the Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Mayor Sam Liccardo, Vice Mayor Rose Herrera, Councilmember Magdalena Carrasco, Councilmember Johnny Khamis, and Councilmember Chappie Jones.

ABSENT: All present.

STAFF: Interim City Manager Norberto Dueñas, Interim Assistant City Manager Dave Sykes, City Attorney Richard Doyle, City Clerk Toni J. Taber, Mayor's Agenda Assistant Ahmad Chapman, Mayor's Agenda Assistant Margaret Le, Agenda Services Staff Technician Rachelle Blattman, Assistant City Clerk Tom Graves, and Deputy City Clerk Suzanne Guzzetta.

CITY COUNCIL (CITY CLERK)

- (1) Review January 27, 2015 Final Agenda**
- a. Add New Items to Final Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
 - c. Review of Items that Meet Exception Rule (if needed)

Public Comment:

- David Wall offered comments on Items 5.1, 5.3, 7.1, and 9.1.
- Martha O'Connell voiced concerns regarding various items on the agenda.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the Committee approved the agenda including the following sunshine waivers, additions, and changes: addition of Item 3.x, "Service Restoration Priorities and Funding Strategies." (5-0.)

CITY COUNCIL (CITY CLERK)

- (2) Review February 3, 2015 Draft Agenda
 - a. Add New Items to Draft Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
 - c. Review of Items that Meet Exception Rule (if needed)

Public Comment:

- David Wall spoke on Items 2.8, 2.9, 3.4, and 5.3.
- Martha O'Connell offered comments on Item 5.3.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Carrasco and carried unanimously, the Committee approved the agenda including the following sunshine waivers, additions, and changes: addition of Item 2.x, "Actions Related to a Settlement for the San José Environmental Innovation Center." (5-0.)

REVIEW OF UPCOMING STUDY SESSION AGENDA(S)

None.

LEGISLATIVE UPDATE

- (1) State – None.
- (2) Federal – None.

MEETING SCHEDULE

None.

THE PUBLIC RECORD

Documents Filed: Memorandum from City Clerk Toni J. Taber transmitting the Public Record for the Week of January 9 – 15, 2015.

Public Comment:

- Martha O'Connell spoke in support of Item (2).
- David Wall pulled Items (7) and (8) and voiced additional comments.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the public record was noted and filed. (5-0.)

BOARDS, COMMISSIONS AND COMMITTEES

- (1) Appointments – None.
- (2) Work Plans – None.
- (3) Annual Reports – None.

RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS

- (1) Workload Assessment for Council Requests and Referrals. – None.
- (2) **Public Calendars. (City Manager)**
Accept the report on posting of public calendars by City officials on the City's website.

Documents Filed: Memorandum from Director of Communications David Vossbrink to the Rules and Open Government Committee, dated January 9, 2015, entitled, "Public Calendar Compliance Review."

Public Comment: David Wall voiced support of the format change.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the recommendation was approved. (5-0.)

- (3) **District 8 Senior Health Fair and Walk. (Herrera)**
 - a. Approve the District 8 Senior Health Fair and Walk as a City Council sponsored Special Event and approve the expenditure of funds;
 - b. Approve and accept donations from various individuals, businesses, or community groups to support the event.
 - c. Place the item on the January 27, 2015 Council Agenda for action.

Documents Filed: Memorandum from Vice Mayor Herrera to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Approval of the District 8 Senior Health Fair and Walk Sponsored by Council District 8 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event."

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the item was placed on the January 27, 2015 City Council Agenda for final action. (5-0.)

RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS

(4) City Council Committee and Board and Commission Appointments. (Mayor)

Agendize for Council action on January 27, 2015:

- a. Approval of Vice Mayor Rose Herrera as Vice Chair of the Rules and Open Government.
- b. Elimination of the appointments to the Santa Clara Valley Water District Watershed Committees (Coyote, Guadalupe, and West Valley) made during the January 6, 2015 Council meeting as they have been consolidated into the Water Commission.
- c. At his request, rescind the appointment of Councilmember Raul Peralez to the Valley Transit Authority Policy Advisory Committee.
- d. Approval of Councilmember Chappie Jones's appointment to Valley Transit Authority Policy Advisory Committee.

Documents Filed: Memorandum from Mayor Liccardo to the Rules and Open Government Committee, dated January 14, 2015, entitled, "City Council Committee and Board and Commission Appointments."

Mayor Liccardo verbally noted the addition of Councilmember Carrasco to the Mayor's Gang Prevention Task Force as part of the recommendation

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the item was placed on the January 27, 2015 City Council Agenda for final action with the addition of Councilmember Carrasco to the Mayor's Gang Prevention Task Force. (5-0.)

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS/WORKPLANS

(1) Community and Economic Development Committee

- a. Approve the Community and Economic Development Committee Workplan for the period January through June 2015, and setting its meeting schedule on the fourth Monday of each month at 1:30 p.m. in Rooms W118-120. (Mayor/Khamis)

Documents Filed: 1) Memorandum from Mayor Sam Liccardo and Councilmember Johnny Khamis to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Community and Economic Development Committee workplan"; 2) Changes January – June CED Workplan.

Mayor's Agenda Assistant Ahmad Chapman provided a sheet of suggested changes to the workplan and answered questions from the Committee

Public Comment: David Wall voiced concerns related to multiple items on the CED workplan.

Action: Upon motion by Councilmember Khamis, seconded by Vice Mayor Herrera and carried unanimously, the workplan was approved adding Item 6, "City Real Estate: 2-year Update," to January, deleting Item 6 from February, adding Item 7, "Diridon Station Area Implementation," from January to February, deleting Item 2 from June, and other administrative changes. (5-0.)

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS/WORKPLANS

- (2) Neighborhood Services and Education Committee
- a. Approve the Neighborhood Services and Education Committee Workplan for the period January through June 2015, and setting its meeting schedule on the second Thursday of each month at 1:30 p.m. in Rooms W118-120. (Mayor/Rocha)

Documents Filed: Memorandum from Mayor Sam Liccardo and Councilmember Donald Rocha to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Neighborhood Services and Education Committee Workplan."

Public Comment: David Wall noted issues related to various items on the workplan.

Action: Upon motion by Councilmember Herrera, seconded by Councilmember Jones and carried unanimously, the workplan was approved. (5-0.)

- (3) Transportation and Environment Committee
- a. Approve the Transportation and Environment Committee Workplan for the period January through June 2015, and setting its meeting schedule on the first Monday of each month at 1:30 p.m. in Rooms W118-120. (Mayor/Kalra)

Documents Filed: Memorandum from Mayor Sam Liccardo and Councilmember Ash Kalra to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Transportation and Environment Committee Workplan."

Public Comment:

- Larry Ames requested the committee look into a Riparian Corridor ordinance.
- David Wall objected to the cancellation of January meetings and the workload deferred to later meetings, and voiced concerns.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Khamis and carried unanimously, the workplan was approved with direction to staff to add a riparian corridor ordinance study to the Transportation and Environment Committee workplan providing flexibility on selecting the date to set the discussion. (5-0.)

- (4) Public Safety, Finance and Strategic Support Committee
- a. Approve the Public Safety, Finance, and Strategic Support Committee Workplan for the period January through June 2015, and setting its meeting schedule on the third Thursday of each month at 1:30 p.m. in City Council Chambers. (Mayor/Oliverio)

Documents Filed: Memorandum from Mayor Sam Liccardo and Councilmember Pierluigi Oliverio to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Public Safety, Finance, and Strategic Support Committee workplan."

Public Comment: David Wall raised concerns related to various items on the workplan.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Carrasco and carried unanimously, the workplan was approved. (5-0.)

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS/WORKPLANS

- (5) Rules and Open Government Committee
- a. Approve the Rules and Open Government Committee Workplan for the period February through July 2015, and setting its meeting schedule as every Wednesday of each month at 2:00 p.m. in Rooms W118-120. (Mayor)

Documents Filed: Memorandum from Mayor Sam Liccardo to the Rules and Open Government Committee, dated January 15, 2015, entitled, "Rules & Open Government Committee Workplan."

City Clerk Toni J. Taber verbally noted that Items A.1.c and A.2.c should read as, "Review of Notice Waiver Requests for Agenda Items or Documents."

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the workplans was approved with Items A.1.c and A.2.c changed to read, "Review of Notice Waiver Requests for Agenda Items or Documents." (5-0.)

OPEN GOVERNMENT

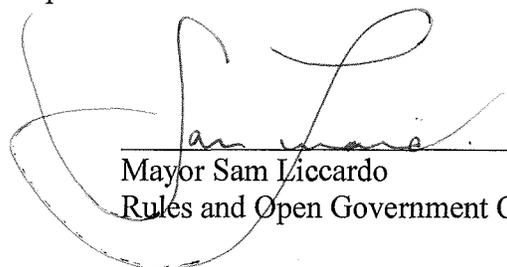
- (1) Appeals of Public Records Act Request – None.

OPEN FORUM

- Blair Beekman spoke on issues related to the police open meeting on drone use on January 17, 2015.
- David Wall voiced concerns related to the Housing Department.

ADJOURNMENT

The meeting adjourned at 2:43 p.m.



Mayor Sam Liccardo
Rules and Open Government Committee

SL:slg