

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

SAN JOSE, CALIFORNIA

WEDNESDAY, AUGUST 5, 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 Chappie Jones, Councilmember Magdalena Carrasco, and Councilmember Johnny Khamis.

ABSENT: None.

STAFF: City Attorney Richard Doyle, Deputy City Manager Julie Edmond-Mares, Assistant Chief of Staff Maggie Le, Agenda Services Manager Gloria Schmanek, Assistant City Clerk Tom Graves, and Deputy City Clerk Anh Tran.

CITY COUNCIL (CITY CLERK)

- (1) Review August 11, 2015 Final Agenda**
- a. Add New Items to Final Agenda
 - b. Assign “Time Certain” to Agenda Items (if needed)
 - c. Review of Notice Waiver Requests for Agenda Items or Documents (if needed)

Public Comment:

- Martha O’Connell requested a time certain for Item 4.3.
- Richard McCoy shared comments regarding Item 4.3.
- David Wall shared concerns regarding Items 2.7, 3.4, 4.3, and 5.3.
- Lee Ellak requested a time certain for Item 4.3.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Khamis and carried unanimously, the Committee approved the agenda including the following sunshine waivers, additions, and changes: 9 a.m. Closed Session, Defer Item 3.5, Item 8.2 to be heard before 3.4, Item 4.3 to be heard not before 3 p.m., and Add Sheet. (5-0.)

- (2) Review August 18, 2015 Draft Agenda**
- a. Add New Items to Draft Agenda
 - b. Assign “Time Certain” to Agenda Items (if needed)
 - c. Review of Notice Waiver Requests for Agenda Items or Documents (if needed)

Public Comment:

- David Wall shared comments regarding Item 7.1.

Action: Upon motion by Councilmember Jones, seconded by Vice Mayor Herrera and carried unanimously, the Committee approved the agenda including the following sunshine waivers, additions, and changes: 9 a.m. Closed Session. (5-0)

REVIEW OF UPCOMING STUDY SESSION AGENDA(S)

None.

LEGISLATIVE UPDATE

- (1) State – Verbal Update. (City Manager)

Documents Filed: Memorandum from Director of Intergovernmental Relations Betsy Shotwell and Legislative Advocate Roxanne Miller to the Mayor and City Council, dated July 29, 2015, entitled, “Update on 2015 State Legislation with City Positions.”

Director of Intergovernmental Relations Betsy Shotwell and Legislative Advocate Roxanne Miller provided additional information to the Committee and was available to answer questions from the Committee.

- (2) Federal – None.

MEETING SCHEDULE

Administration requested a release of hold for August 14, 2015.

Agenda Services Manager Gloria Schmanek provided additional information to the Committee and was available to answer questions from the Committee.

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

THE PUBLIC RECORD

Documents Filed: Memorandum from City Clerk Toni J. Taber transmitting the Public Record for the Week of July 24 – July 30, 2015; Photographs from David Wall.

Public Comment:

- Martha O’Connell voiced support for Item (7).
- Lee Ellak voiced support for Item (7).
- David Wall offered comments regarding his concerns in District 3 and submitted photographs to the Public Record.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Carrasco 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) Consent Calendar

None.

END OF CONSENT CALENDAR

- (2) AB 448 (Brown) – Local Government Finance: Property Tax Revenue Allocations: Vehicle License Fee Adjustments. (City Manager)
 - a. Adopt a position of support for AB 448 (Brown) – Local Government Finance: Property Tax Revenue Allocations: Vehicle License Fee Adjustments.
 - b. Recommend this item be agendized for the August 11, 2015 City Council meeting so that the City’s Legislative Representative can advocate the City’s support for AB 448 (Brown).

Documents Filed: Memorandum from Director of Intergovernmental Relations Betsy Shotwell to the Rules and Open Government Committee, dated July 28, 2015, entitled, “AB 448 (Brown) – Local Government Finance: Property Tax Revenue Allocations: Vehicle License Fee Adjustments.”

Director of Intergovernmental Relations Betsy Shotwell and Legislative Advocate Roxanne Miller provided additional information to the Committee and was available to answer questions from the Committee.

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Jones and carried unanimously, the item was placed on the August 11, 2015 City Council Agenda for final action. (5-0)

- (3) Public Calendar Postings. (City Manager)
Accept the semi-annual report on posting of public calendars by City officials on the City’s web site.

Documents Filed: Memorandum from Director of Communications David Vossbrink, dated July 28, 2015, entitled, “Public Calendar Postings.”

Action: Upon motion by Vice Mayor Herrera, seconded by Councilmember Khamis and carried unanimously, the report was accepted. (5-0)

(4) End of Watch Police Memorial. (Liccardo/Peralez/Rocha)

Direct the City Manager to:

- a. Establish a planning group, staffed by the Office of Cultural Affairs, for the purpose of planning for a San José End of Watch Police Memorial. The work of this group may include developing the concept, design, potential cost, and community engagement plan for the memorial.
- b. After the work of this group is complete, staff should return to the City Council with a recommendation as to what the City's engagement in the project should be.
- c. Approve and accept donations from various individuals, business or community groups to support the San José End of Watch Police Memorial and collaborate with the San José Police Foundation as a non-profit fiscal agent for this project.

Documents Filed: Memorandum from Mayor Sam Liccardo, Councilmember Raul Peralez, and Councilmember Donald Rocha to the Rules and Open Government Committee, dated July 28, 2015, entitled, "End of Watch Police Memorial."

Public Comment:

- David Wall shared his concerns regarding this item.

Action: Upon motion by Councilmember Khamis, seconded by Councilmember Jones and carried unanimously, the item was placed on the August 18, 2015 City Council Agenda for final action. (5-0)

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS/WORKPLANS

- (1) Community and Economic Development Committee – None.
- (2) Neighborhood Services and Education Committee – None.
- (3) Transportation and Environment Committee – None.
- (4) Public Safety, Finance and Strategic Support Committee – None.
- (5) Joint Meeting of the Rules and Open Government Committee and Committee of the Whole – None.

OPEN GOVERNMENT

- (1) Appeals of Public Records Act Request
Public Records Request Appeal of Denial. (City Manager)
Deny the appeal of Corinna Reyes.

Documents Filed: Memorandum from Director of Communications David Vossbrink, dated July 29, 2015, entitled, "Public Records Request Appeal of Denial – Corinna Reyes."

Public Comment:

- Corinna Reyes requested that the City Manager's Office provide more support to people with disabilities.

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Director of Communications David Vossbrink provided additional information to the Committee and was available to answer questions from the Committee.

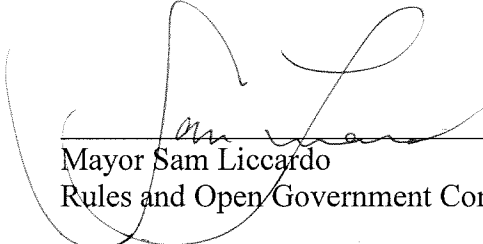
Action: No action taken.

OPEN FORUM

- Danika Dhople requested for more bicycle regulations.
- Martha O'Connell provided comments regarding mobilehome rent control.
- Richard McCoy provided his supporting comments regarding the POW/MIA flags.
- David Wall provided comments regarding mobilehome rent control and suggested more Financial Management Service education for committee members.
- Maggie Shane provided comments regarding Planned Parenthood Federation of America.

ADJOURNMENT

The meeting adjourned at 2:59 p.m.



Mayor Sam Liccardo
Rules and Open Government Committee

SL:at

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/civiccentertv>. For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.