



CITY COUNCIL AGENDA

JANUARY 11, 2011

AMENDED AGENDA

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
XAVIER E. CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO
MADISON P. NGUYEN
ROSE HERRERA
DONALD ROCHA
NANCY PYLE

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- ***Strategic Support Services*** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- ***Community & Economic Development*** — Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.
- ***Neighborhood Services*** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- ***Transportation & Aviation Services*** — A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- ***Environment and Utility Services*** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- ***Public Safety Services*** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

Items listed in Section 9 require approval of both the City Council and the San José Redevelopment Agency Board.

You may speak to the City Council about any item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council or Redevelopment Agency Board. If you wish to speak to the City Council, please refer to the following guidelines:

- **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
- When the Council reaches your item on the agenda, Mayor Reed will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk's table.
- Each speaker generally has two minutes to speak per item. The amount of time allotted to speakers may vary at the Mayor's discretion, depending on the number of speakers or the length of the agenda.
- To assist you in tracking your speaking time, there is a display on the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

The San José City Council meets every Tuesday at 1:30 p.m. and Tuesday at 7 p.m. as needed, unless otherwise noted. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at www.sanjoseca.gov/clerk/agenda.asp. Council Meetings are televised live and rebroadcast on Channel 26.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Council Wing, 2nd Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for the final document.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1260 or (408) 294-9337 as soon as possible, but at least three business days before the meeting.

On occasion the City Council may consider agenda items out of order.

- **Call to Order and Roll Call**

- * 9:00 a.m. - Closed Session, Call to Order in Council Chambers
Adjourn to Closed Session in Council Chambers Conference Room, W133
[See Separate Agenda](#) [See RDA Agenda](#)
- 1:30 p.m. - Regular Session, Council Chambers, City Hall

- **Invocation (District 1)**

- * Father Soterios Rousakis from St. Nicholas Greek Orthodox Church

- **Pledge of Allegiance**

- **Orders of the Day**

- * Items marked with an asterisk denote changes or additions to the previously published Agenda for this meeting.

ADJOURNMENT: This meeting will be adjourned in honor and memory of Jack Salois, retired San Jose Firefighter, former president of Local 1165 International Association of Firefighters, former staff to San Jose Councilmember John DiQuisto, and a passionate community activist. He has served the community for many decades with passion, dedication and an earnest interest in improving the quality of life for the residents of San Jose. (Nguyen/Campos)

Items recommended to be added, dropped, or deferred are usually approved under Orders of the Day unless the Council directs otherwise.

- **Closed Session Report**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to Martha’s Kitchen in recognition of their 30 years of providing the immeasurable service of feeding hungry men, women and children in the San José area. (Liccardo)
* (Rules Committee referral 1/5/11)
- 1.2 Presentation of the environmental Hall of Fame Award to the City of San José for its achievements in clean tech innovation, sustainability, and green mobility through its Green Vision goals. (Mayor)
* (Rules Committee referral 1/5/11)
- 1.3 Presentation of a proclamation declaring the month of January 2011 as “National Blood Donor Month” in the City of San José. (Mayor)
* (Rules Committee referral 1/5/11)
- 1.4 Administer Oaths of Office for newly elected Councilmembers. (City Clerk)
* (Rules Committee referral 1/5/11)

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council, staff, or public requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

2.1 Approval of Minutes.

2.2 Final adoption of ordinances.

Recommendation: Final adoption of ordinances.

- * (a) ORD. NO. 28866 – Rezoning certain real property situated at 405 North Third Street from the R-M Multiple Residence Zoning District to the A(PD) Planned Development Zoning District to allow up to *three* residential units (total) on a 0.17 gross acre site. PDC08-033 [Presentation](#)
[Deferred from 12/14/10 – Item 2.2(h)]
- * **RECOMMEND DEFERRAL TO 1/25/11 PER ADMINISTRATION**
- (b) ORD. NO. 28875 – Amending Title 6 of the San José Municipal Code by adding a new Chapter 6.87 to require Tobacco Retailers to be licensed prior to engaging in the sale of Tobacco Products or Tobacco Paraphernalia.
- (c) ORD. NO. 28876 – Rezoning certain real property, situated at the southwest corner of East Brokaw Road and Old Oakland Road, from the IP Industrial Park Zoning District and the HI Heavy Industrial Zoning District to A(PD) Planned Development Zoning District. PDC07-010 [Presentation](#)

2. CONSENT CALENDAR

2.2 Final adoption of ordinances. (Cont'd.)

Recommendation: Final adoption of ordinances.

- (d) [ORD. NO. 28877](#) – Amending Chapter 9.10 of Title 9 of the San José Municipal Code to add a new Part 13 to ban Single-Use Carryout Bags, and prohibit the free distribution of recycled paper bags, by retail establishments, to be effective January 1, 2012.

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- (a) [Community and Economic Development Committee Report of November 29, 2010.](#) (Pyle)
[Deferred from 12/14/10 – Item 2.3(a)]
- (b) [Rules and Open Government Committee Report of December 1, 2010.](#) (Mayor)
- (c) Transportation and Environment Committee Report of December 6, 2010. (Liccardo)
- (d) Rules and Open Government Committee Report of December 8, 2010. (Mayor)
* **RECOMMEND DEFERRAL TO 1/25/10 PER CITY CLERK**
- (e) [Neighborhood Services and Education Committee Report of December 9, 2010.](#) (Campos)
- (f) Rules and Open Government Committee Report of December 15, 2010. (Mayor)
* **RECOMMEND DEFERRAL TO 1/25/10 PER CITY CLERK**
- (g) [Public Safety, Finance and Strategic Support Committee Report of December 16, 2010.](#) (Nguyen)

2.4 Mayor and Council Excused Absence Requests.

Recommendation:

- (a) [Request for an excused absence for Councilmember Chu from the Special Meeting of the City Council on December 13, 2010 due to a family emergency.](#) (Chu)
(Rules Committee referral 12/15/10)
- (b) [Request for excused absences for Councilmember Constant from the Regular Meetings of the Rules and Open Government Committee on February 2, 2011, April 20, 2011, June 1, 2011, August 3, 2011, October 5, 2011 and December 7, 2011 due to Authorized City Business: Santa Clara County LAFCO Meetings.](#) (Constant)
* (Rules Committee referral 1/5/11)
- (c) [Request for excused absences for Councilmember Nguyen from the Regular Meeting of the Rules and Open Government Committee on January 5, 2011, due to a prior engagement.](#) (Nguyen)
* (Rules Committee referral 1/5/11)

2. CONSENT CALENDAR

2.5 City Council Travel Reports.

2.6 [Agreement with Schindler Elevator Corporation for Elevator Maintenance and Repair Services.](#)

Recommendation: Adopt a resolution authorizing the Director of Finance to:

- (a) Execute the [second amendment](#) to the Agreement with Schindler Elevator Corporation for elevator maintenance and repair services at citywide facilities to reduce monthly service costs by 10%, and exercise five additional one-year options for a total of eight remaining options to renew the Agreement, subject to the appropriation of funds.
- (b) Execute the [second amendment](#) to the Agreement with Schindler Elevator Corporation for elevator and escalator maintenance and repair services at the Norman Mineta San Jose International Airport to reduce monthly service costs by 10% and reduce time and material rates for unscheduled on-call services, and exercise five additional one-year options for a total of six remaining options to renew the Agreement, subject to the appropriation of funds.

CEQA: Not a Project, File No. PP10-066(a), Agreements and Contracts for Maintenance Service. (Finance)

2.7 [Deferred Payment of Parkland Fees for High-rise Multi-Family Residential Projects Located in the Downtown Core Area.](#)

Recommendation: Adopt a [resolution](#) to amend the Schedule of Parkland Fees and Credits (Council Resolution No. 73587, as amended) authorizing the City Manager to negotiate and execute an amendment to agreements with developers of high-rise multi-family residential projects located in the Downtown Core Area who previously executed a deferment agreement with City to provide up to an additional 12 months for payment of parkland in-lieu fees and accrued interest owed to City. CEQA: Mitigated Negative Declaration, File No. PP07-130. (Parks, Recreation and Neighborhood Services)

2.8 [Deferment of Parkland Fees.](#)

Recommendation: Adopt a [resolution](#) amending the Schedule of Parkland Fees and Credits (Resolution No. 73587 as amended) to provide an additional deferment of payment of parkland fees, interest and penalty until January 15, 2012, or the date of issuance of the first building permit for residential construction, whichever occurs earlier, for projects that currently have an approved parcel or final map by the City and have not been issued a building permit by the City for residential construction. CEQA: Statutorily Exempt, File No. PP10-067(a), CEQA Guidelines Section 15273, Rates, Tolls, Fares, and Charges. (Parks, Recreation and Neighborhood Services)

2. CONSENT CALENDAR

2.9 [Appointment to the Silicon Valley Workforce Investment Network Board.](#)

- * **Recommendation:** Approve the appointment of Scott Green, Clean Tech and Regional Policy Officer for the City of San José Office of Economic Development, to serve as a public sector representative on the Silicon Valley Workforce Investment Network Board of Directors as required by law. (Mayor)
(Rules Committee referral 12/15/10)

2.10 [Re-appointments to Boards, Commissions and Committees.](#)

Recommendation: As recommended by the Rules and Open Government Committee on December 15, 2010:

- (a) Re-appoint Vanessa Burbach and Clarence Madrilejos to the Human Rights Commission for terms ending December 31, 2013. (Chu)
 - (b) Re-appoint Michael Fitzgerald and Elaine Coombs to the Advisory Commission on Rents for terms ending December 31, 2013. (Herrera)
- [Rules Committee referral 12/15/10 – Items G(1)(a) and G(1)(b)]

2.11 [Redistricting Advisory Commission.](#)

[Attachment – Memo from Mayor Reed](#)

[Attachment – Memo from Councilmember Oliverio](#)

Recommendation: As recommended by the Rules and Open Government Committee on December 15, 2010 and pursuant to Charter Section 403, appoint members of the community to the Redistricting Advisory Commission. (Mayor)

[Rules Committee referral 12/15/10 – Items H(2)]

2.12 [Council Labor Negotiation Guidelines.](#)

Recommendation: As recommended by the Rules and Open Government Committee on December 15, 2010, adopt a resolution modifying Council Labor Negotiation Guidelines (Council Policy 0-39) to provide for more transparency in the negotiation process.

(Mayor)

[Rules Committee referral 12/15/10 – Items H(3)]

- * **DEFERRED TO 1/25/11 PER RULES AND OPEN GOVERNMENT COMMITTEE**

2.13 [Councilmember Campos' Travel to Sacramento, CA.](#)

Recommendation: Approve travel by Councilmember Campos to Sacramento, California on January 19 – 21, 2011 to attend the League of California Cities New Mayors and Councilmembers Academy. Source of Funds: Mayor & Council Travel Fund. (Campos)

- * (Rules Committee referral 1/5/11)

2. CONSENT CALENDAR

2.14 [Councilmember Campos' Travel to Los Angeles, CA.](#)

Recommendation: Approve travel by Councilmember Campos to Los Angeles, California on January 21 – 22, 2011 to attend the League of California Cities, Latino Caucus Board Retreat as a potential 2011 Board Member. Source of Funds: Mayor & Council Travel Fund and Councilmember to pay for airfare with personal funds. (Campos)

* (Rules Committee referral 1/5/11)

2.15 **Actions Related to Councilmember Constant's Travel to Washington, D.C.**

Recommendation:

(a) [Approve travel by Councilmember Constant to Washington, D.C. on March 12 – 16, 2011](#) to attend the Congressional City Conference as Vice-Chair of the National League of Cities' Public Safety and Crime Prevention Policy and Advocacy Committee. Source of Funds: Mayor & Council Travel Fund. (Constant)

(b) [Request for excused absences for Councilmember Constant from the Closed Session and Regular City Council Meeting on March 15, 2011 and the Regular Meeting of the of the Rules and Open Government Committee on March 16, 2011](#) due to Authorized City Business: 2011 National League of Cities Congressional City Conference in Washington, D.C. (Constant)

* (Rules Committee referral 1/5/11)

3. STRATEGIC SUPPORT SERVICES

3.1 **Report of the City Manager, Debra Figone (Verbal Report)**

3.2 [Airport Commercial Paper Program Letter of Credit Replacement. Supplemental – Memo from the Department of Finance Presentation](#)

Recommendation:

(a) Adopt a [resolution](#) continuing the authorization of the issuance of City of San José, San José International Airport Subordinated Commercial Paper Notes in several series in an aggregate amount not to exceed \$600,000,000 outstanding at any one time and superseding Resolution No. 69200, as amended; and authorizing the City's designated officers to establish terms and conditions for the issuance and payment of such commercial paper notes and to take other necessary actions in connection therewith.

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.2 Airport Commercial Paper Program Letter of Credit Replacement. (Cont'd.)

Recommendation:

- (b) Adopt a [resolution](#) authorizing the City's designated officers to negotiate, execute and deliver the following agreements related to the City of San José, San José International Airport Subordinated Commercial Paper Notes: (1) letter of credit and reimbursement agreements with each of [JPMorgan Chase Bank](#), N.A., [Bank of America](#), N.A., [Citibank](#), N.A. and [Wells Fargo Bank](#), N.A. and the related fee agreements; (2) a Second Amended and Restated Issuing and Paying [Agreement](#) with Deutsche Bank Trust Company Americas; (3) amended and restated dealer agreements with each of [Barclays](#) Capital Inc., [Citigroup](#) Global Markets Inc., and [Morgan Stanley](#) & Co. Incorporated; and authorizing the City's designated officers to take other necessary actions in connection therewith.

CEQA: Not a Project, File No. PP10-066, Agreements/Contracts (New or Amended). (Finance)

3.3 [Service Efforts and Accomplishments Report 2009-10. Presentation](#)

Recommendation: Accept the report on City Government Performance. CEQA: Not a Project. (City Auditor's Office)

3.4 [Statement of Policy and City Council Questions for the Selection of a New Chief of Police.](#)

[Memo from the City Manager](#)

[Memo from Councilmember Constant](#)

Recommendation: Adopt a Statement of Policy and City Council Questions related to the selection of a new Chief of Police as described in this memo, in compliance with City Charter Section 411.1. CEQA: Not a Project, File No. PP10-070(b), Personnel Related Decisions. (City Manager's Office)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 [Cultural Connection: San José's Cultural Plan for 2011-2020.](#)

[Attachment – Full Plan](#)

[Attachment – Supporting Documentation/Appendix](#)

Recommendation: Adopt the Cultural Connection: San José's Cultural Plan for 2011-2020. CEQA: Not a Project, File No. PP10-066(e), Services that involved no physical changes to the environment. (Economic Development)

4.2 [Actions Related to the 2010-2011 Hazardous Vegetation Commencement Report.](#)

Recommendation: Conduct a Public Hearing and adopt a [resolution](#):

- (a) Overruling any and all objections to the 2010-2011 Hazardous Vegetation Commencement Report; and

(Item continued on the next page)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.2 Actions Related to the 2010-2011 Hazardous Vegetation Commencement Report. (Cont'd.)

Recommendation:

- (b) Directing the Santa Clara County Department of Agriculture and Resource Management to abate the seasonal and/or recurrent public nuisances on those properties identified in the Report pursuant to Chapter 9.12 of Title 9 of the San Jose Municipal Code and the Weed Abatement Agreement between the City of San Jose and the County of Santa Clara.

CEQA: Exempt, File No. PP06-196. (Planning, Building and Code Enforcement)

4.3 Actions Related to the Environmental Impacts of the Montague Expressway Widening Improvement Project.

[Attachment 1 – Environmental Assessment/Initial Study](#)

[Attachment 2 – Negative Declaration](#)

[Attachment 3 – Monitoring Report](#)

[Attachment 4 – Addendum to the Initial Study/Mitigated Negative Declaration](#)

Recommendation: Adopt a [resolution](#) of California Environmental Quality Act (CEQA) findings that the Environmental Assessment/Initial Study/Negative Declaration prepared by the County of Santa Clara for the Montague Expressway Improvement project was completed in compliance with CEQA, reflects the City's independent judgment and analysis, and includes the adoption of a mitigation monitoring and reporting program.

CEQA: The environmental impacts of the Montague Expressway Widening Improvement project were addressed by a Negative Declaration approved by the Santa Clara County Board of Supervisors on December 10, 2002. CEQA resolution of findings are recommended for adoption by City Council. Council District 4. (Planning, Building and Code Enforcement)

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

6.1 Public Hearing and Election on the Formation of Maintenance District 23. [Supplemental – Memo from Public Works and the Department of Transportation](#) [Supplemental – Letter of Protest from the County Parks and Recreation Department Presentation](#)

Recommendation:

- (a) Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute an agreement for the City to pay the annual Maintenance District 23 assessment, if approved, on land owned by the County of Santa Clara and occupied by the City operated park and community center during the City's tenancy on the property.
- (b) [Conduct a public hearing regarding the formation of proposed Maintenance District 23](#) and at the close of the public hearing direct the City Clerk to tabulate the property owner ballots and report the results.

(Item continued on the next page)

6. TRANSPORTATION & AVIATION SERVICES

6.1 Public Hearing and Election on the Formation of Maintenance District 23. (Cont'd.)

Recommendation:

(c) [If the majority of the votes tabulated are weighted in favor of the proposal:](#)

- (1) Adopt a [resolution](#):
 - (a) Declaring the ballot tabulation results;
 - (b) Approving the engineer's report, base assessment and annual adjustments and forming Maintenance District 23; and
 - (c) Imposing the assessments on those properties within the district as proposed in the engineer's report.
- (2) Establish a new fund in Maintenance District 23 (Berryessa Road from I-680 to Piedmont Road).

CEQA: Exempt, File No. PP10-090. Council District 4. (Public Works/Transportation)

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

9. JOINT COUNCIL/REDEVELOPMENT AGENCY

- **Open Forum**

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council or Redevelopment Agency Board.

- **Adjournment**

This meeting will be adjourned in honor and memory of Jack Salois, retired San Jose Firefighter, former president of Local 1165 International Association of Firefighters, former staff to San Jose Councilmember John DiQuisto, and a passionate community activist. He has served the community for many decades with passion, dedication and an earnest interest in improving the quality of life for the residents of San Jose. (Nguyen/Campos)

CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, Redevelopment Agency Board, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D.)**

3. Addressing the Council, Redevelopment Agency Board, Committee, Board or Commission:
- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - b) Meeting attendees are usually given two (2) minutes to speak on any agenda item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
 - c) Speakers should discuss topics related to City business on the agenda.
 - d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
 - f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.