



CITY COUNCIL AGENDA

AUGUST 9, 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 NGUYEN, VICE MAYOR
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
Open Session, Labor Negotiations Update (See Item 3.2)
Adjourn to Closed Session in Council Chambers Conference Room, W133
[See Separate Agenda](#)
1:30 p.m. - Regular Session, Council Chambers, City Hall
- **Invocation (District 7)**
Pastor Jon Talbert – Westgate 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 memory of former San José Councilmember and Fire Captain John Diquisto, who passed away on June 27, 2011. After retiring from the San Jose Fire Department, John served eight years on the San Jose City Council, where he fought to ensure that our Police and Fire departments received the support they needed to keep San José safe, and also that police officers, firefighters, retirees and their families were treated fairly and with respect. Additionally, while serving as President of the San José Firefighters, John was an extremely well-respected labor leader throughout Santa Clara County and California. (Rocha)

- Orders of the Day (Cont'd.)

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 the Beautiful Day Team for their extraordinary role and dedication to serve San José residents and surrounding communities. (City Council)
- 1.2 Presentation of a commendation to the Center of Spiritual Enlightenment for its 30 years of spiritual enlightenment and service to our community. (Chu)
(Rules Committee referral 07/27/11)
- 1.3 Presentation of commendations to the winners of the 2011 Falcon Naming Contest.
(Mayor)
(Rules Committee referral 07/27/11)
- 1.4 Presentation of commendation recognizing the Santa Clara Valley Science and Engineering Fair Association. (Kalra)
(Rules Committee referral 07/27/11)

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:

- (a) ORD. NO. 28908 – Amending Title 6 of the San José Municipal Code to add a new Chapter 6.88 to establish regulations pertaining to medical marijuana collectives and to the individual cultivation, and use of medical marijuana.
[Deferred from 5/17/11 – Item 2.2(a) and 6/14/11 – Item 2.2(a)]
DROP

2. CONSENT CALENDAR

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- * (a) Rules and Open Government Committee Report of July 27, 2011. (Mayor)
RECOMMEND DEFERRAL TO 8/16/11 PER ADMINISTRATION
- * (b) [Rules and Open Government Committee Report of June 1, 2011.](#) (Mayor)
[Deferred from 6/21/11 – Item 2.3(a) and 8/2/11 – Item 2.3(a)]
- * (c) [Rules and Open Government Committee Report of May 18, 2011.](#) (Mayor)
[Deferred from 6/14/11 – Item 2.3(a), 6/21/11 – Item 2.3(c) and 8/2/11 – Item 2.3(c)]
- * (d) [Rules and Open Government Committee Report of May 25, 2011.](#) (Mayor)
[Deferred from 6/14/11 – Item 2.3(b), 6/21/11 – Item 2.3(d) and 8/2/11 – Item 2.3(d)]
- * (e) [Rules and Open Government Committee Report of May 11, 2011.](#) (Mayor)
[Deferred from 6/7/11 – Item 2.3(a), 6/14/11 – Item 2.3(c) and 6/21/11 – Item 2.3(e)]
- * (f) [Rules and Open Government Committee Report of June 8, 2011.](#) (Mayor)
[Deferred from 8/2/11 – Item 2.3(i)]
- * (g) [Rules and Open Government Committee Report of June 15, 2011.](#) (Mayor)
[Deferred from 8/2/11 – Item 2.3(k)]
- * (h) [Rules and Open Government Committee Report of June 22, 2011.](#) (Mayor)
[Deferred from 8/2/11 – Item 2.3(m)]

2.4 Mayor and Council Excused Absence Requests.

Recommendation:

- (a) [Request for an excused absence for Councilmember Constant from the Regular Meeting of the Rules and Open Government Committee on August 31, 2011 and the tentative City Council Study Session on September 1, 2011 due to Authorized City Business: 2011 Annual CALAFCO Conference in Napa, CA.](#) (Constant)
(Rules Committee referral 07/27/11)
- (b) [Request for an excused absence for Councilmember Constant from the Regular Meeting of the Rules and Open Government Committee on October 19, 2011 and the Regular Meeting of the Public Safety, Finance and Strategic Support Committee on October 20, 2011 due to Authorized City Business: 2011 Chamber of Commerce Annual City-to-City Trip in Portland, OR.](#) (Constant)
(Rules Committee referral 07/27/11)

2.5 City Council Travel Reports.

2.6 Report from the Council Liaison to the Retirement Boards.

2.7 [Property Tax Levy for General Obligation Bonds for Fiscal Year 2011-12.](#)

Recommendation: Adopt a [resolution](#) establishing the FY 2011-12 property tax levy on all taxable property for general obligation bonded indebtedness and pay the related administration fee to the County. CEQA: Not a Project, File No. PP10-067, Non-Project Specific Funding Mechanism. (Finance)

2. CONSENT CALENDAR

2.8 [Willow Glen Community Benefit and Improvement District Annual Report for Fiscal Year 2011-2012.](#)

Recommendation: Adopt a [resolution](#):

- (a) Approving the Willow Glen Community Benefit and Improvement District Annual Report for Fiscal Year 2011-2012, as filed or modified by Council;
- (b) Confirming the individual assessments as proposed or modified by Council;
- (c) Directing the Director of Finance to deliver the assessment roll to the County for collection with the property taxes.

CEQA: Not a Project, File No. PP10-069(a), Annual Reports. Council District 6.
(Public Works)

2.9 [Summary Vacation of a Portion of a Pedestrian Access Easement Located at 150 South Second Street.](#)

Recommendation: Adopt a [resolution](#) summarily vacating a portion of a 40-foot Public Pedestrian Access Easement lying on the property owned by the Redevelopment Agency of the City of San Jose, a public body corporate and politic, located at 150 South Second Street (APN 467-22-156). CEQA: Exempt, File No. PP11-060. Council District 3.
(Public Works)

2.10 [Initiate Proceeding for Annexation/Reorganization of Downer No. 11.](#)

Recommendation: Adopt a [resolution](#) re-initiating proceedings and setting August 23, 2011 at 1:30 p.m. for a public hearing to (1) rescind Resolution No. 75807 that ordered the annexation to the City of San José of territory, designated as Downer No. 11, consisting of approximately 8.6 gross acres of land generally located west at the northwest corner of Blossom Hill Road and Southcrest Way and (2) order the reorganization of territory designated as Downer No. 11, which involves the annexation to the City of San José of approximately 21.51 gross acres of land generally located west at the northwest corner of Blossom Hill Road and Southcrest Way, and the detachment of the same from the appropriate special districts including Central Fire Protection and Area No. 01 (Library Services) County Service. CEQA: The environmental impacts of this project were addressed by an Initial Study (IS) and Mitigated Negative Declaration (MND) that were prepared by the Director of Planning, Building, and Code Enforcement for both the approved General Plan Amendment (File No. GP10-01-01) and the Planned Development Rezoning/Rezoning (File No. PDC10-007). The documents were circulated for public review between October 14, 2010 and November 3, 2010, and the City Council approved the IS/MND on December 7, 2010. Council District 10.
(Planning, Building and Code Enforcement)

* (Continued from 8/2/11 – Item 2.11)

2. CONSENT CALENDAR

2.11 Deferred Compensation Advisory Committee Appointment.

Recommendation: As recommended by the Rules and Open Government Committee on August 3, 2011, appoint Sean Kaldor to the Deferred Compensation Advisory Committee as the representative nominated by the San José Firefighters, Local 230 (IAFF), for the remainder of the four-year term ending March 1, 2013. CEQA: Not a Project.

* [Rules Committee referral 8/3/11 – Item G(1)(a)]

2.12 City-Sponsored State Legislation – “Tied House” Changes.

Recommendation: As recommended by the Rules and Open Government Committee on August 3, 2011, authorize the introduction of state legislation amending tied-house state law to allow the City or at the City’s options the City’s operator of the San José McEnergy Convention Center and San José Civic to receive payments for alcohol advertising and sponsorship within these facilities. CEQA: Not a Project, File No. PP10-069(a), Staff Reports. (City Manager’s Office)

* [Rules Committee referral 8/3/11 – Item H(5)]

2.13 District 1 Disability Awareness Day.

Recommendation: As recommended by the Rules and Open Government Committee on August 3, 2011:

- (a) Approve the District 1 Disability Awareness Day as a City Council sponsored Special Event; and
- (b) Approve and accept donations from various individuals, businesses, or community groups to support the event.

CEQA: Not a Project. (City Clerk)

* [Rules Committee referral 8/3/11 – Item H(6)]

2.14 Santos Family Car Show.

Recommendation: As recommended by the Rules and Open Government Committee on August 3, 2011:

- (a) Approve the Santos Family Car Show as a City Council sponsored Special Event; and
- (b) Approve and accept donations from various individuals, businesses, or community groups to support the event.

CEQA: Not a Project. (City Clerk)

* [Rules Committee referral 8/3/11 – Item H(7)]

3. STRATEGIC SUPPORT SERVICES

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

3.2 Labor Negotiations Update

[Presentation](#)

Recommendation: Accept Labor Negotiations Update.

TO BE HEARD AT 9:00 A.M.

3.3 [Approval of Conduit Financing for Renewable Energy Facilities TEFRA Hearing.](#)

Recommendation:

- (a) Hold a Tax Equity and Fiscal Responsibility Act (“TEFRA”) Hearing for the issuance of an aggregate amount not to exceed \$24,000,000 of tax-exempt 501(c)(3) revenue bonds by the California Municipal Finance Authority (“CMFA”) to finance and refinance certain renewable energy facilities in the City of San José.
- (b) Adopt a [resolution](#) approving the issuance of Tax-Exempt Revenue Bonds, by the CMFA in an aggregate principal amount not to exceed \$24,000,000 (the “Bonds”) to be used to:
 - (1) Finance and refinance the acquisition, construction, improvement and equipping of a facility for the treatment of anaerobic digester gas, one or more fuel cell power plants and related facilities (collectively, the “IEUA Project”) to be located at the Inland Empire Utility Agency Regional Water Recycling Plant #1, at 2662 East Walnut Street, Ontario, CA 91761;
 - (2) Finance and refinance the acquisition, construction, improvement and equipping of a facility for the treatment of anaerobic digester gas, one or more fuel cell power plants and related facilities (collectively, the “San José Project”) to be located at the San José/Santa Clara Water Pollution Control Plant, at 700 Los Esteros Road, San José, CA 95134;
 - (3) Fund a debt service reserve fund for the Bonds; and
 - (4) Pay certain expenses incurred in connection with the issuance of the Bonds.

CEQA: Exempt, File No. PP11-030. (Finance)

3.4 [Civil Service Commission Stipend.](#)

Recommendation: As recommended by the Rules and Open Government Committee on August 3, 2011, approve an [ordinance](#) amending Section 2.08.2010 of Chapter 2.08 of Title 2 of the San Jose Municipal Code regarding stipends paid to members of the Civil Service Commission. CEQA: Not a Project. (City Clerk’s Office)

* [Rules Committee referral 8/3/11 – Item H(2)]

3. STRATEGIC SUPPORT SERVICES

3.5 [Audit of Supplemental Military Pay and Benefits.](#)

[Attachment - Report](#)

[Attachment – Memo from Vice Mayor , Councilmembers Constant, Kalra and Liccardo](#)

Recommendation: As recommended by the Public Safety, Finance and Strategic Support on June 16, 2011, accept the audit of Supplemental Military Pay and Benefits. CEQA: Not a Project, File No. PP10-069(a), City Organizational and Administrative Activities, Staff Report. (City Auditor)

[Public Safety, Finance and Strategic Support Committee referral 6/14/11 – Item D(4)]

* (Deferred from 8/2/11 – Item 3.6)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Actions related to Medical Marijuana Collectives.

Recommendation:

(a) Approve an ordinance amending Title 6 of San José Municipal Code to add a new Chapter 6.88 to establish a registration process pertaining to Medical Marijuana Collectives; and, to establish regulations pertaining to Medical Marijuana Collectives and to the individual cultivation and use of medical marijuana. (City Attorney's Office)

(b) Approve an ordinance amending Title 1 of the San José Municipal Code by amending Section 1.13.050 of Chapter 1.13 to exempt a lawful Medical Marijuana Collective from the definition of a public nuisance and amending Title 20 of the San José Municipal Code by amending Section 20.10.040 of Chapter 20.10, amending Section 20.40.100 of Chapter 20.40, amending Section 20.50.100 of Chapter 20.50, amending Section 20.70.100 of Chapter 20.70, adding a new Part 9.5 to Chapter 20.80, adding a new Part 13 to Chapter 20.100, and amending Section 20.100.200 of Chapter 20.100, all to establish land use regulations pertaining to Medical Marijuana Collectives and to establish a related Zoning Verification Certificate process. (Planning, Building and Code Enforcement).

(Deferred from 6/14/11 – Item 3.9 and 8/2/11 – Item 4.6)

CEQA: Negative Declaration, File No. PP11-039. Citywide.

* **RECOMMEND DEFERRAL TO 9/13/11 PER ADMINISTRATION**

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

8.1 [Memorandum of Understanding with the City and County of San Francisco for the 2010 Bay Area Urban Areas Security Initiative Grant Allocation.](#)

Recommendation: Subject to appropriation of funds in the 2011-2012 Budget:

- (a) Adopt a resolution authorizing the City Manager to execute an [Agreement](#) between the City of San José and the City and County of San Francisco, acting as fiscal agent for the Bay Area UASI, to accept the 2010 UASI grant allocation in the amount of \$1,234,000 and to negotiate and execute additional amendments and related documents without further Council action.
- (b) Adopt the following Appropriation Ordinance and Funding Sources Resolution Amendments in the General Fund in fiscal year 2011-2012:
 - (1) Establish a city-wide appropriation to the Police Department for the 2010 Urban Areas Security Initiative (UASI) Grant- Police in the amount of \$1,030,400;
 - (2) Establish a city-wide appropriation to the Fire Department for the 2010 Urban Areas Security Initiative (UASI) Grant- Fire in the amount of \$203,600; and,
 - (3) Increase the estimate for Revenue from the Federal Government by \$1,234,000.

CEQA: Not a Project, File No. PP10-066(a), 2009 UASI Grant MOU. (Police/Fire/City Manager's Office)

9. JOINT COUNCIL/REDEVELOPMENT AGENCY

• Notice of City Engineer's Pending Decision on Final Maps

* In accordance with Sec. 19.16.140d of the San José Municipal Code, this is notice of the City Engineer's receipt of the following Final Maps for review:

| <u>Tract</u> | <u>Location</u> | <u>Council District</u> | <u>Developer</u> | <u>Lots/Units</u> | <u>Type</u> |
|--------------|--|-------------------------|-------------------------------|---------------------|-------------|
| 10082 | Northeast Corner of Baypointe Parkway and Tasman Drive | 4 | LCOR Venture Enterprises, LLC | 1 Lot/ 229 Units | MFA |

- **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.

- **Continue RDA Board Meeting**

- **Adjournment**
This meeting will be adjourned in memory of former San José Councilmember and Fire Captain John Diquisto, who passed away on June 27, 2011. After retiring from the San José Fire Department, John served eight years on the San José City Council, where he fought to ensure that our Police and Fire departments received the support they needed to keep San José safe, and also that police officers, firefighters, retirees and their families were treated fairly and with respect. Additionally, while serving as President of the San José Firefighters, John was an extremely well-respected labor leader throughout Santa Clara County and California. (Rocha)

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 discussion 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.