
RULES AND OPEN GOVERNMENT COMMITTEE

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JUDY CHIRCO, VICE CHAIR
PETE CONSTANT, MEMBER
NANCY PYLE, MEMBER
MADISON NGUYEN, ALTERNATE

STAFF: RICHARD DOYLE, CITY ATTORNEY
LEE PRICE, CITY CLERK
DEBRA FIGONE, CITY MANAGER
HARRY MAVROGENES, REDEVELOPMENT
AGENCY DIRECTOR

AGENDA

2:00 P.M.

February 11, 2009

Room W118-119

- 1. Call to Order and Roll Call**
- 2. Review of Agenda**
- 3. City Council (City Clerk)**
 - 3.1 Review February 17, 2009
(2009 City Council FY 2009-2010 Budget Review Agenda)
Regular Council Session Cancelled
 - 3.2 Review February 24, 2009 Draft Agenda
 - a. Add New Items to Draft Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
- 4. Redevelopment Agency (Executive Director)**
 - 4.1. Review February 17, 2009 Final Agenda
None-Meeting Cancelled
 - 4.2. Review February 24, 2009 Draft Agenda
 - a. Add New Items to Draft Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
- 5. Review of Upcoming Study Session Agenda(s)**

None.
- 6. Legislative Update**
 - 6.1 State**
 - a. Sacramento Update (verbal report). (Manager)**

6.1 State-Con't

**b. AB 46 (Blakeslee) Energy: Energy Conservation Assistance.
(Environmental Services Department)**

Recommendation: (1) City Council support AB 46 (Blakeslee) and
(2) Provide a one-week turnaround for Mayor and City Council Review.

**c. SB 16 (Lowenthal) Related to Low Income Housing Tax Credits.
(Housing)**

Recommendation: (1) Mayor and Council support SB 16 (Lowenthal) and
(2) Provide a one-week turnaround for Mayor and City Council Review.

6.2 Federal

a. HR 598 (Rangel) Related to Low Income Housing Tax Credits. (Housing)

Recommendation: (1) Mayor and Council support H.R. 598 (Rangel) and
(2) Provide a one-week turnaround for Mayor and City Council Review.

7. Meeting Schedules

7.1 Study Session Schedule

Recommendation: (a) Move the Green Vision Study Session from February 17, 2009 from 1:30 p.m. to March 9, 2009 from 1:30 – 5:00 p.m.; and (b) Move the 2009 City Council FY 2009-2010 Budget Review from February 13, 2009 from 1:30 p.m. to February 17, 2009 from 1:30 – 5:00 p.m. (City Manager)
DEFERRED FROM FEBRUARY 4, 2009

7.2 City-County Annual Meeting

Recommendation: Approve to set the Annual City of San Jose and Santa Clara County Meeting on September 30, 2009 from 9:00 a.m. -12:00 p.m. at the City of San Jose Council Chambers.
(City Manager)

8. The Public Record

9. Appointments to Boards, Commissions and Committee

None

10. Rules Committee Reviews, Recommendations and Approvals

10.1 Resolution confirming and indicating current support of land use designations on former San Jose Medical Center Site.

Recommendation: Consider agendaizing for City Council consideration the draft resolution confirming and indicating current Council support for existing General Plan and zoning designations on the former San Jose Medical Center Site. (City Attorney)

10.2 Monthly Report of Activities for January 2009

Recommendation: Approve the Auditor's Office Monthly Report of Activities for January 2009. (City Auditor)

10.3 Use the Healthy Neighborhood Venture Fund to Finance the Crossing Guard Program

Recommendation: (a) Direct the Administration to fund the Crossing Guard Program from the Healthy Neighborhood Venture Fund (HNVF) in the amount of \$1.9 million for each of the three fiscal years (2009-2010, 2010-2011, 2011-2012) in order to keep the City of San Jose crossing guard program. (b) Request that the Rules Committee send this matter to the HNVF Committee for their review at the next HNVF meeting on February 24, 2009 and simultaneously agendize the matter for full Council consideration for the evening meeting on February 24, 2009. (Oliverio)

10.4 Prevailing Wages-Liquidated Damages Waiver Requests. (City Attorney)

11. Review of additions to Council Committee Agendas

11.1 Community and Economic Development (CED) Committee

a. Request to set a Special Meeting of the CED Committee regarding the City's Competition Policies

Recommendation: (a) Approve the proposed schedule for a special meeting for Thursday, March 12, 2009 from 9:00 a.m. – 12:00 p.m. (b) Approve a verbal report of the March 12, 2009 CED Committee key outcomes on March 17, 2009 City Council Meeting Agenda. (City Manager)

11.2. Neighborhood Services and Education Committee

11.3 Transportation and Environment Committee

11.4 Public Safety, Finance and Strategic Support Committee

12. Open Government Initiatives

12.1 Reed Reforms

12.2 Sunshine Reform Task Force (SRTF)

a. Review of SRTF recommendations regarding Public Records: Balancing Test and Drafts & Memoranda

Recommendation: Retain the balancing test and continue to follow the requirement of the California Public Records Act on drafts and memoranda

**b. Correspondence regarding the "balancing test"
(previously received and distributed)**

NOT TO BE HEARD EARLIER THAN 2:30 P.M.

CONTINUED FROM JANUARY 28, 2009

DEFERRED FROM FEBRUARY 4, 2009

12.3 Significant Public Records Act Requests

None.

12.4 Council Policy Manual Update

None.

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- 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 Committee.
- Adjournment

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