RULES COMMITTEE: 05/13/09
ITEM:

CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

Memorandum

TO: RULES AND OPEN GOVERNMENT COMMITTEE

FROM: Mayor Chuck Reed

SUBJECT: SEE BELOW

DATE: May 7, 2009

Approved Chuck Reed Date 5/7/09

SUBJECT: SUNSHINE REFORM TASK FORCE PHASE II MAJOR PUBLIC POLICY PROPOSALS

RECOMMENDATION

Direct staff to prepare materials for City Council discussion and consideration of Phase II Sunshine Reform Task Force (SRTF) proposals that require major policy decisions.

BACKGROUND

The majority of the Phase II SRTF proposals were discussed at the Rules and Open Government Committee (Rules Committee) and generated little debate. The majority of the recommendations, thirty-four of the fifty-one, were accepted in whole or with minor changes. Those SRTF proposals should be forwarded to Council as approved by the Rules Committee.

Some of the SRTF proposals require major policy discussion and generated a great deal of debate that stretched across numerous Rules Committee meetings. These proposals and thoughtful alternatives should be considered by the Council as soon as the Rules Committee completes its work on each section.

- Public Records – Law Enforcement Records
- Public Records – Balancing Test and Drafts and Memoranda Sections
- Public Records – Statistical Reports Prepared by the Police Department

Staff should present the information for each of these SRTF proposals in the following manner:

1. Each proposal should be presented to Council separately, instead of as part of the Phase II package of SRTF proposals.
2. Each proposal should be presented to include:
   - the SRTF recommendation,
   - the staff recommendations, and
   - the Rules Committee recommendation.
3. Staff should recommend whether the proposal under discussion should be ratified as a City Ordinance or a Council Policy.

Some of the SRTF proposals, such as police records, are still being considered by the Committee. Staff will bring each proposal to the Council when the Rules and Open Government Committee has finished its work on each proposal.