

RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
January 15, 2014

PRESENT: Vice-Mayor Madison Nguyen, Councilmember Pete Constant and Councilmember Pierluigi Oliverio.

ABSENT: Mayor Chuck Reed.

STAFF: City Manager Ed Shikada, Assistant City Attorney Ed Moran, City Clerk Toni Taber, Mayor's Agenda Services Manager Ahmad Chapman, Agenda Services Gloria Schmanek, and Deputy City Clerk Kathy Carrillo.

A. City Council (City Clerk)

1. Review January 21, 2014 Final Agenda
Cancelled.
2. Review January 28, 2014 Draft Agenda
 - a. Add New Items to Draft Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
 - c. Review of Items that Meet Exception Rule (if needed)

Public Comments: David Wall pulled Items 2.10, 3.3 and 11.3 for comments.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee approved the agenda with changes:

9:00 a.m. start time; Item 3.7 moved to the Consent Calendar. (3-0-1. Absent: Reed).

B. Review of Upcoming Study Session Agenda(s)

None.

C. Legislative Update

1. State - None.
2. Federal - None.

D. Meeting Schedules

None.

E. The Public Record

Documents Filed: Memorandum from the City Clerk Toni Taber to Mayor and City Council dated January 10, 2014, transmitting the Public Record for the week of January 3, 2014 – January 9, 2014.

Public Comments: David Wall pulled Item E.a-b for further comments.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee noted and filed the Public Record. (3-0-1. Absent: Reed).

F. Boards, Commissions and Committees

1. Appointments

a. 2014 Council Appointments

Agendize for Council action on January 28, 2014:

Approval of changes to various Council Appointments.

(Mayor)

Documents Filed: Memorandum from Mayor Reed to the Rules and Open Government Committee dated January 9, 2014, forwarding the recommendation.

Public Comments: David Wall spoke on preserving the policies of equal opportunity.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee approved Item F.1.a placing it on the January 28, 2014 Council Agenda for formal action. (3-0-1. Absent: Reed).

1. Work Plans

None.

2. Annual Reports

None.

G. Rules Committee Reviews, Recommendations and Approvals

1. Workload Assessment for Council Requests and Referrals.

None.

2. African American History Month

Approval of District 2 African American History Month sponsored as a City Council Special Event, and expending funds and accepting donations from various individuals, businesses, or community groups to support the event, placing the item on the January 28, 2014 Council Agenda for action. (Kalra)

Documents Filed: Memorandum from Councilmember Kalra to the Mayor and City Council dated January 8, 2014, forwarding the recommendation.

Action: Upon motion by Councilmember Oliverio, seconded by Councilmember Constant, and carried unanimously, the Committee approved Item G.2 placing it on the January 28, 2014 Council Agenda for formal action. (3-0-1. Absent: Reed).

3. Body-Worn Cameras for SJPD Officers

Direct City Manager staff to:

- a) Support and report back on the SJPD Police Chief's working group comprised of City staff, law enforcement personnel, and community stakeholders as they draft a work plan and stakeholder engagement strategy to incorporate body-mounted cameras as standard issue equipment for all SJPD Patrol Officers.
- b) Begin preliminary research to identify potential sources of funding to implement a body-worn camera program to assist in the costs associated with purchase of hardware, digital storage and device maintenance.

G. Rules Committee Reviews, Recommendations and Approvals (Cont.)

3. (Cont'd.)

- c) Once staff has developed a recommendation as to whether and how body-mounted cameras should be implemented, based on stakeholder engagement and professional staff analysis, bring the staff recommendation forward to Council for action.
- d) analysis, bring the staff recommendation forward to Council for action.
(Kalra/Constant/Rocha)

Documents Filed: Memorandum from Councilmember's Kalra, Constant, and Rocha to the Mayor and City Council dated January 10, 2014, forwarding the recommendation.

Councilmember Kalra provided further explanation and responded to the Committees questions.

Public Comments: David Wall spoke in support of Item G.3.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee referred Item G.3 to staff, reports to go through Public Safety, Finance and Strategic Support Committee to be heard before City Council, no specific date. (3-0-1. Absent: Reed).

4. Boards and Commissions Structural Improvement Modification

Discussion and provide direction regarding the members and appointment process of the Housing and Community Development Commission. (City Attorney)

Documents Filed: Memorandum from City Attorney Richard Doyle to the Rules and Open Government Committee dated January 13, 2014, forwarding the recommendation.

Public Comments: Martha O'Connell, Johnny Le, Richard McCoy, David Wall and Jim Piazza objected to the disqualification of Martha O'Connell's application to the Housing and Community Development Commission.

Chief Deputy City Attorney Patricia Deignan and Assistant Housing Director Jacky Morales-Ferrand responded to the Committee's questions.

Discussion: The Committee had a brief discussion and made recommendations for clarifying appointments by Councilmembers and quorum rules.

Actions: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee directed the City Attorney's staff to return with an amendment to the Municipal Code on the consolidation of the Housing and Community Development to 13 members; 11 City Council appointed members plus 2 required members (mobile home park resident and mobile home park owner) nominated by the Council Appointment Advisory Committee and approved by City Council. (3-0-1. Absent: Reed).

Upon motion by Councilmember Constant, seconded by Councilmember Oliverio, and carried unanimously, the Committee directed staff to return to City Council at some point in the future to discuss quorum rules. (3-0-1. Absent: Reed).

H. Review of additions to Council Committee Agendas/Workplans

Items H.1.a and H.4.a were heard together

1. Community and Economic Development Committee
 - a. Approve the Community and Economic Development Committee Workplan for the period of January through June 2014 and setting its meeting schedule on the fourth Monday of each month at 1:30 p.m. in Room W118-119. (Mayor Reed and Chair Herrera)

Documents Filed: Memorandum from Mayor Reed and Chair Herrera to the Rules and Open Government Committee dated December 10, 2013, forwarding the recommendation.

Public Comments: David Wall expressed his concerns on the issue of the Water Pollution Control Plant Engine repair to #1 and #3.

4. Public Safety, Finance and Strategic Support Committee
 - a. Approve the Public Safety, Finance and Strategic Support Committee Workplan for the period of January through June 2014 and setting its meeting schedule on the third Thursday of each month at 1:30 p.m. in Council Chambers. (Mayor Reed and Chair Constant)

Documents Filed: Memorandum from Mayor Reed and Chair Constant to the Rules and Open Government Committee dated January 10, 2014, forwarding the recommendation.

Public Comments: David Wall suggested that the Auditor's Recommendations be added to the Public Safety, Finance and Strategic Support Committee Workplan

Action: Upon motion by Constant, seconded by Oliverio, and carried unanimously, the Committee approved Items H.1.a and H.4.a. (3-0-1. Absent: Reed).

2. Neighborhood Services and Education Committee
None.
3. Transportation and Environment Committee
None.
5. Rules and Open Government Committee
None.

I. Open Government

1. Appeals of Public Records Act Request
None.

J. Open Forum

David Wall referenced his letter submitted to the Committee regarding gender specific promotion.

K. Adjournment.

The meeting adjourned at 2:57 p.m.

A handwritten signature in cursive script that reads "Chuck Reed". The signature is written in black ink and is positioned above a horizontal line.

Mayor Chuck Reed
Rules and Open Government Committee