



City of San José

City of San José
200 East Santa Clara Street
San Jose, CA 95113

Agenda

Joint Meeting for the Rules and Open Government Committee and Committee of the Whole

Committee Members

David Cohen, Chair

Pam Foley, Vice Chair

Sergio Jimenez, Member

Dev Davis, Member

Rosemary Kamei, Member

Committee Staff

Lee Wilcox, Assistant City Manager

Joy Rodriguez, Assistant City Clerk

Kevin Fisher, Assistant City Attorney

Rachelle Blattman, City Manager's Office

Wednesday, October 30, 2024

2:00 PM

Council Chambers

For live translations in over 50 languages, please go to <https://attend.wordly.ai/join/FAYU-7105>

How to observe the Meeting (no public comment):

- 1) Cable Channel 26,
 - 2) <https://www.sanjoseca.gov/news-stories/watch-a-meeting>, or
 - 3) <https://www.youtube.com/CityofSanJoseCalifornia>
 - 4) By phone 888 475 4499. Webinar ID: 964 4134 2315. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free)
 - 5) By online <https://sanjoseca.zoom.us/j/96441342315>.
- Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 16+.
Certain functionality may be disabled in older browsers including Internet Explorer.

How to submit written Public Comment for items on the agenda:

- 1) By email to city.clerk@sanjoseca.gov by 8:00 a.m. the day of the meeting.

How to provide spoken Public Comment during the Committee Meeting:

Fill out a Yellow Speaker's Card and submit it to boxes at the bottom of the Chambers.

A. City Council (City Clerk)

1. Review Final Agenda

[ROGC
24-729](#)

Review November 5, 2024 Final Agenda.

- a. Add New Items to Final Agenda
- b. Assign "Time Certain" to Agenda Items (if needed)
- c. Review of Notice of Waiver Requirements for Agenda Items or Documents (if needed)

Attachments [Agenda
Add Sheet](#)

2. Review Draft Agenda

[ROGC
24-730](#)

Review November 12, 2024 Draft Agenda. - Cancelled

Notice to the public: There will be no separate discussion of individual Consent Calendar items as they are considered to be routine and will be adopted by one motion. If a member of the Committee requests debate, separate vote or recusal on a particular item, that item may be removed from the Consent Calendar by the Chair and considered separately. The public may comment on the entire Consent Calendar and any items removed from the Consent Calendar by the Chair.

B. Consent Calendar

1. [ROGC
24-731](#) The Public Record for October 17 - October 24, 2024. (City Clerk)

Recommendation: Receive and file the Public Record for October 17 - October 24, 2024.

Attachments [The Public Record](#)

2. [ROGC
24-732](#) Approval of Thanksgiving Dinner at Evans Lane Interim Housing Sponsored by Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Davis)

- Recommendation:**
1. Approve the Thanksgiving Dinner at Evans Lane Interim Housing scheduled on November 22, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
 2. Approve and accept donations from various individuals, businesses or community groups to support the event.
 3. Place the item on the November 5, 2024, Council Agenda for action.

Attachments [Memorandum from Davis](#)

3. [ROGC
24-733](#) Retroactive Approval of Various Special Events Sponsored by Council District 5 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events. (Ortiz)

- Recommendation:**
1. Retroactively approve the Latinos for a New America (LUNA) Pachanga del Barrio scheduled on September 5, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
 2. Retroactively approve the Latino Heritage Month Celebration in Partnership with the Office of Assemblymember Alex Lee scheduled on September 23, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
 3. Retroactively approve the Dobern Neighborhood Association Halloween Block Party scheduled on October 26, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
 4. Retroactively approve the Pleasant Ridge Neighborhood Association Halloween Bash and Block Party scheduled on October 27, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
 5. Approve and accept donations from various individuals, businesses or community groups to support the events.
 6. Place the item on the November 5, 2024, Council Agenda for action.

Attachments [Memorandum from Ortiz](#)

END OF CONSENT.

C. Rules Committee Reviews, Recommendations and Approvals

1. [ROGC
24-734](#) San José Innovative Project Pathway Program. (Mayor, Davis, and Foley)

Recommendation:

1. Create the San José Innovative Project Pathway Program (Pathway Program) to streamline the approval of development projects that provide an extraordinary benefit to the City of San José. The Pathway Program will provide a clear policy route for securing approval of innovative investment projects. The Pathway Program will:
 - a. Accept project applications that meaningfully advance city goals and require amendments to general plan text, zoning code allowed uses, or development standards or regulations.
 - b. Establish objective criteria for evaluating Pathway Program applications, ensuring alignment with city goals such as the city's fiscal health, job creation potential, housing production, and sustainability.
 - c. Delineate a clear submission process and minimum criteria for applicants, including required documentation and fees.
 - d. Restrict the initial geographical scope of this new program to the boundaries of the Downtown Growth Area.
 - e. Establish an early consideration review process at City Council for Pathway Program applications that meet pre-established criteria, enabling the Council to provide clear, timely direction to staff on whether to proceed with processing the application further.

Attachments [Memorandum from Mayor, Davis, and Foley](#)

2. [ROGC
24-736](#) Parks Maintenance and Capital Funding Study Session. (Ortiz)

Recommendation:

1. Direct the City Clerk and City Manager to schedule a City Council Study Session on parks maintenance, capital funding, and preliminary work plan for a 2026 Parks Funding Ballot Measure in January or February of 2025.
2. Direct the City Manager to support the work already underway and led by Council District 5 to conduct regular stakeholder outreach, which should include, but should not be limited to:
 - a. A work plan that includes a comprehensive assessment of the current maintenance and repair needs in each park, as well as a clear timeline for when stakeholders can expect these issues to be addressed.
 - b. Town halls to discuss the current state of parks with residents to create open discussion and receive feedback from community members.

[Deferred from 10/16/2024 - Item C.1 (ROGC 24-719)]

Attachments [Memorandum from Ortiz](#)
[Workload Analysis - 10/29/2024](#)

3. [ROGC
24-737](#) Request for an Excused Absence. (Torres)

Recommendation:

Consider addition of the excused absence request from Councilmember Torres from the regular meetings of City Council on October 22, 2024, October 29, 2024, and November 5, 2024 to the November 5, 2024 Council Agenda.

Attachments [Memorandum from Torres](#)

D. 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.

E. Adjournment

The Code of Conduct (<https://www.sanjoseca.gov/home/showpublisheddocument/12901/636670004966630000>) is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

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

The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than \$250 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution. Please visit <https://www.sanjoseca.gov/your-government/appointees/city-clerk/levine-act> for updated forms and information.

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 San José City Hall, Office of the City Clerk, 200 E. Santa Clara Street, 14th Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body.

To request an accommodation or alternative format for City-sponsored meetings, events or printed materials, please call the Office of the City Clerk 408-535-1260 as soon as possible, but at least three business days before the meeting/event.

Access the video, the agenda and related reports for this meeting by visiting the City's website.