



**MINUTES OF THE
JOINT MEETING OF THE RULES AND OPEN GOVERNMENT COMMITTEE AND
COMMITTEE OF THE WHOLE**

SAN JOSE, CALIFORNIA

WEDNESDAY, OCTOBER 25, 2023

The Committee meeting was held in a hybrid format, both in person in the Council Chambers and remote locations. The meeting convened at 2:00 p.m.

Present: Councilmembers - Foley, Davis, Kamei, Cohen.

Absent: Councilmembers - Jimenez.

Staff: Assistant City Manager, Lee Wilcox; Assistant City Attorney, Kevin Fisher; City Clerk, Joy Rodriguez; City Manager's Office, Rachelle Blattman; and Deputy City Clerk, Daniel Aguilar.

A. City Council (City Clerk)

1. Review Final Agenda

Review October 31, 2023 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)

Public Comment: Blair Beekman provided public testimony regarding the item.

Action: Upon motion by Councilmember Pam Foley, seconded by Vice Mayor Rosemary Kamei, and carried unanimously, the October 31, 2023 Final Agenda was approved. (4-0-1; Absent: Jimenez)

2. Review Draft Agenda

Review November 7, 2023 Draft Agenda

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

Public Comment: None provided.

Action: Upon motion by Councilmember Pam Foley, seconded by Councilmember Dev Davis, and carried unanimously, the November 7, 2023 Draft Agenda was approved. (4-0-1; Absent: Jimenez)

B. Consent Calendar

Public Comment: Blair Beekman and Brian Darby provided public testimony regarding the item.

Action: Upon motion by Councilmember Pam Foley, seconded by Councilmember Dev Davis, and carried unanimously, the Consent Calendar was approved with the below actions taken as indicated. (4-0-1; Absent: Jimenez)

1. The Public Record for October 12 – October 19, 2023. (City Clerk)

Receive and file the Public Record for October 12 – October 19, 2023.

Action: The Public Record for October 12 – October 19, 2023 was received and filed.

2. Arts, Tourism, and Destination Events Funding Study Session. (Economic Development and Cultural Affairs)

Set a City Council Study Session entitled Arts, Tourism, and Destination Events Funding for Thursday, November 30, 2023 from 9:00 a.m. to 12:00 p.m. in the City Council Chambers and approve the Study Session agenda.

Action: The Study Session for Arts, Tourism, and Destination Events Funding was approved for placement on November 30, 2023.

3. Updates to the Neighborhood Services and Education Committee Work Plans for August - December 2023 and January - June 2024. (Davis)

(a) Retroactively Approve amendments to the August - December 2023 Neighborhood Services and Education (NSE) Committee Work Plan to:

1. Defer the following item from the November 9, 2023 NSE Committee meeting to the December 14, 2023 NSE Committee meeting:
Community Plan to End Homelessness 2020-2025 San José Report.
Purpose: Provide a report on the City of San José implementation plan to lay out the vision for the City's support of the Community Plan to End Homelessness 2020-2025 and initial discussion of City engagement for the next regional plan.
2. Defer the following item from the November 9, 2023 NSE Committee meeting to the January 11, 2024 NSE Committee meeting: Education and Digital Literacy Annual Report.
Purpose: Provide an annual report on Education and Digital Literacy for Fiscal Year 2022- 2023, including program outcomes and progress toward implementation of quality standards. (Library/Parks, Recreation and Neighborhood Services)

3. Add a Joint Special Meeting with the City of San José NSE Committee/Committee of the Whole and the County of Santa Clara's Children, Seniors, and Families Committee on the Child and Youth Master Plan set for the second Thursday of November (November 9, 2023) at 2:30 p.m., in the City Council Chambers.
 4. Drop the following item from the December 14, 2023 NSE Committee meeting: Lived In Recreational Vehicle Census and Status Report.
Purpose: Provide a status report of the survey and census of individuals experiencing homelessness who live in recreational vehicles
- (b) Approve the following amendments to the draft NSE Committee Work Plan for the period of January through June 2024:
1. Schedule an NSE Committee meeting on the second Thursday of January (January 11, 2024) at 1:30 p.m., in the City Council Chambers.
 2. Add the following item to the January 11, 2024 NSE Committee meeting: Children and Youth Services Master Plan Status Report.
Purpose: Provide a status report on the Children and Youth Services Master Plan. (City Manager/Library/ Parks, Recreation and Neighborhood Services)
 3. Add the following item to the February 8, 2024 NSE Committee meeting: Lived In Recreational Vehicle Census and Status Report.
Purpose: Provide a status report of the survey and census of individuals experiencing homelessness who live in recreational vehicles.

Action: The work plan for Neighborhood Services and Education Committee Work Plans for August - December 2023 and January - June 2024 was approved.

4. Approval of Various Special Events. (Ortiz)

1. Retroactively approve the El Rancho Verde Community Townhall, scheduled on August 23, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Pachanga del Barrio celebration, scheduled on September 10, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the El Grito - Mexican Independence Day Celebration, scheduled on September 15, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Jackson Avenue Traffic Safety Meeting scheduled on September 18, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Filipino Flag Raising & Lighting Ceremony, scheduled on October 13, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.
6. Retroactively approve the Jackson Avenue Traffic Safety Meeting scheduled on October 19, 2023, as a City Council sponsored Special Event and approve the expenditure of funds.

7. Approve the Halloween Community Event at Emma Prusch Farm Park, scheduled on October 31, 2023, as a City Council sponsored Special Event and approve the expenditures of funds.
8. Approve the Vietnamese Mural Painting Day & Community Celebration, scheduled on November 1, 2023, as a City Council sponsored Special Event and approve the expenditures of funds.
9. Approve the Dia de Los Muertos Event at Mayfair Community Center, scheduled on November 2, 2023, as a City Council sponsored Special Event and approve the expenditures of funds.
10. Approve and accept donations from various individuals, businesses, or community groups to support the event.
11. Place the item on the October 31, 2023, Council Agenda for action.

Action: Various special events sponsored by the City Council to be placed on multiple dates between August 23, 2023 through November 2, 2023 were approved and retroactively approved.

5. Retroactive Approval of the 15th Annual Disability Awareness Day Sponsored by Council District 1 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Kamei)

1. Retroactively approve the 15th Annual Disability Awareness Day scheduled on October 12, 2023 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 7, 2023 Council Agenda for action.

Action: The 15th Annual Disability Awareness Day sponsored by Council District 1 was retroactively approved for placement on the November 7, 2023 City Council Agenda.

6. Approval of Tower Lighting for Diwali Celebration on November 12-18, 2023, Sponsored by Districts 8 and 10 as a City Council Sponsored Special Event. (Candelas and Batra)

1. Retroactively Approve the Diwali Celebration Tower Lighting on November 12-18, 2023 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Approve Place the item on the October 31, 2023, Council Agenda for action.

Action: The Diwali Celebration sponsored by Council Districts 8 and 10 was approved for placement on the October 31, 2023 City Council Agenda.

7. Retroactive Approval of the District 2 Movie Night as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)

1. Retroactively approve the District 2 Movie Night held on October 14, 2023 at the AMC Eastridge Theater.
2. Approve the expenditure of District 2 office budget funds to reserve the movie theater and purchase movie tickets and other materials for the event.
3. Approve and accept donations from various individuals, businesses and/or community groups to support the event.

4. Place the item on the October 31, 2023 Council Agenda for action.

Action: The Movie Night sponsored by the City Council was retroactively approved for placement on October 31, 2023 City Council Agenda.

C. Rules Committee Reviews, Recommendations and Approvals

1. Cities Association of Santa Clara County's Proposed Joint Powers Agreement to Establish the Cities Association of Santa Clara County Joint Powers Agency. (Jimenez)

Direct the City Manager to agendize for the full City Council a discussion and action on the proposed Joint Powers Agency Agreement for Cities Association of Santa Clara County.

Action: Upon motion by Councilmember Dev Davis , seconded by Vice Mayor Rosemary Kamei, and carried unanimously the Cities Associate of Santa Clara County's proposed Joint Powers Agreement to establish the Cities Association of Santa Clara County Joint Powers Agency was approved and authorized to be placed on a City Council meeting for discussion. (4-0-1; Absent: Jimenez)

D. Open Forum

1. Blair Beekman suggested the reduction of members for the VTA Board of Directors and the City Council Meeting on Tuesday, October 24, 2023.
2. Gail Anne Osmer discussed Home First, The Arena Hotel, and accountability of staff regarding housing.

E. Adjournment

Councilmember David Cohen adjourned the Committee meeting at 2:14 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

DRAFT

Daniel Aguilar,
Deputy City Clerk, City of San José

Approved at Council on:

of Actions: 4

Attest By:

Toni J. Taber, CMC
City Clerk, City of San José