



# 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

Sam Liccardo, Chair

Chappie Jones, Vice Chair

Sylvia Arenas, Member

Dev Davis, Member

Johnny Khamis, Member

#### Committee Staff

Dave Sykes, City Manager

Toni Taber, City Clerk

Nora Frimann, City Attorney

Gloria Schmanek, City Manager's Office

Henry Smith, Mayor's Office

Louis Osemwegie/Ruth Krantz, City Clerk's Office

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Wednesday, September 30, 2020

2:00 PM

Virtual Meeting  
<https://sanjoseca.zoom.us/j/93828586066>

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### \* COVID-19 NOTICE \*

Consistent with the California Governor's Executive Order No. N-29-20, Resolution No. 79485 from the City of San José and the Santa Clara County Health Officer's March 16, 2020 Shelter in Place Order, the City Council Committee meeting will not be physically open to the public and the Committee Members will be teleconferencing from remote locations.

#### 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>

#### How to submit written Public Comment before the City Council Committee Meeting:

- 1) Use the eComment tab located on the City Council Agenda page. eComments are also directly sent to the iLegislate application used by City Council Committee and staff.
- 2) By email to [city.clerk@sanjoseca.gov](mailto:city.clerk@sanjoseca.gov) by 12:00 p.m. the day of the meeting. Those emails will be attached to the Council Item under "Letters from the Public." Please identify the Agenda Item Number in the subject line of your email.

**How to submit written Public Comment during the City Council Committee Meeting:**

- 1) Email during the meeting to [councilmeeting@sanjoseca.gov](mailto:councilmeeting@sanjoseca.gov), identifying the Agenda Item Number in the email subject line. Comments received will be included as a part of the meeting record but will not be read aloud during the meeting.

**How to provide spoken Public Comment during the Committee Meeting:**

- 1) By Phone: (888) 475 4499. Webinar ID is 938 2858 6066. Click \*9 to raise a hand to speak. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free)
- 2) Online at: <https://sanjoseca.zoom.us/j/93828586066>
  - a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
  - b. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.
  - c. When the Mayor calls for the item on which you wish to speak, click on "raise hand." Speakers will be notified shortly before they are called to speak.
  - d. When called, please limit your remarks to the time limit allotted.

**A. City Council (City Clerk)**

1. Review Final Agenda

[ROGC](#)  
[20-401](#)

Review October 6, 2020 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** [Final Agenda](#)  
[Add Sheet](#)

2. Review Draft Agenda

[ROGC](#)  
[20-402](#)

Review October 13, 2020 Draft Agenda - Cancelled

**B. Review of Upcoming Special Meeting Agenda(s)**

**C. Legislative Update**

1. State
2. Federal

**D. Meeting Schedules**

**E. The Public Record**

[ROGC](#)  
[20-403](#)

The Public Record for September 17, 2020 - September 24, 2020.  
(City Clerk)

**Recommendation:** Receive and file the Public Record for September 17, 2020 - September 24, 2020.

**Attachments** [The Public Record](#)

**F. Boards, Commissions and Committees**

1. Appointments
2. Work Plans & Annual Reports

**G. Rules Committee Reviews, Recommendations and Approvals**

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

**1. Consent Calendar**

- a. [ROGC  
20-411](#) Approval of Arteriovenous Malformation Awareness Month Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)

- Recommendation:**
1. Approve October 2020 as Arteriovenous Malformation Awareness Month Sponsored by Council District 2 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 October 6, 2020 Council Agenda for action.

**Attachments** [Memorandum from Jimenez](#)

END OF CONSENT

2. [ROGC  
20-400](#) Urgency Ordinance to Control Feral Pig Population. (Jimenez and Khamis)

- Recommendation:** Direct staff to prepare a temporary urgency ordinance to allow a state licensed trapper authorized by the California Department of Fish and Wildlife (DFW) pursuant to a depredation permit to utilize archery equipment to dispatch feral pigs on private property and agendize for 10/06/2020 City Council meeting.

**Attachments** [Memorandum from Jimenez and Khamis](#)  
[Letter from Coyote Creek Golf Club](#)

3. [ROGC  
20-407](#) Outdoor Theater Temporary Uses. (Peralez) - WITHDRAWN

- Recommendation:** Direct the City Manager and City Attorney to clarify with the County of Santa Clara on whether Outdoor Theater Uses is allowed per the current health order, and
1. If allowed, confirm whether it is permissible under the City's ordinances and return to City Council immediately with a resolution and any relevant ordinance changes that classifies Outdoor Theater Uses as a temporary permissible use under the San José Al Fresco program; or
  2. If Outdoor Theater Uses are not authorized by either the State or County health orders, then prepare the policy changes to bring to Council once the use becomes allowable.

## H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee
2. Neighborhood Services and Education Committee
3. Transportation and Environment Committee
4. Public Safety, Finance and Strategic Support Committee
5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole
6. Smart Cities and Service Improvement Committee

## **I. Open Government**

## **J. 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 City Council.*

## **K. Adjournment**

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.

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.