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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, SEPTEMBER 20, 2023**

The Committee meeting was held in a hybrid format, both in person in the Council Chambers and teleconferenced from remote locations. The meeting convened at 2:01 p.m.

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

Absent: Councilmembers - Cohen.

Staff: Assistant City Manager, Lee Wilcox; City Attorney, Nora Frimann; City Clerk, Toni Taber; City Manager’s Office, Rachele Blattman; and Deputy City Clerk, Grace Turner.

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

**1. Review September 26, 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 Requests for Agenda Items or Documents (if needed)

Public Comments: Paul Soto offered public comment.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Pam Foley, and carried unanimously, the Committee approved the final agenda for the City Council meeting on September 26, 2023, with the evening session cancelled. (3-0-2; Absent: Kamei, Cohen)

**2. Review October 3, 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 Requests for Agenda Items or Documents (if needed)

Public Comments: Paul Soto, caller ‘HMD Global Nokia G400 5G’, and Blair Beekman offered public comments.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Pam Foley, and carried unanimously, the Committee approved the draft agenda for the City Council meeting on October 3, 2023, with the evening session cancelled. (3-0-2; Absent: Kamei, Cohen)

## **B. Consent Calendar**

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sergio Jimenez, and carried unanimously, the Consent Calendar was approved. (4-0-1. Absent: Cohen.)

Public Comment: None provided.

### **1. Retroactive Approval of the Fiesta Patrias Reception, Mexican Flag Raising, and Lighting Events Sponsored by Council District 3 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events. (Torres)**

The Fiesta Patrias Reception Event scheduled on September 14, 2023, the Mexican Flag Raising Event scheduled on September 15, 2023, and the Mexican American Heritage Lighting scheduled from September 14 to September 21, 2023, sponsored by Council Districts 3, were retroactively approved for placement on the August 8, 2023 City Council Agenda.

## **C. Rules Committee Reviews, Recommendations and Approvals**

### **1. Resolution Affirming Support of the Transgender and Broader LGBTQ+ Communities. (Foley and Torres)**

Public Comments: Lyseria, Brian Wheatley, Paul Soto, Blair Beekman, Jeffrey Buchanan (Working Partnerships USA), Mary Hellen Doherty, and caller 'HMD Global Nokia G400 5G' offered public comments.

Action: Upon motion by Vice Mayor Rosemary Kamei, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the item for discussion and consideration at an upcoming City Council Meeting for adoption of a resolution affirming the City of San José's support of the transgender and broader LGBTQ+ communities. (4-0-1; Absent: Cohen)

## **D. Open Forum**

1. Paul Soto spoke about the disparity in availability between market-rate housing and all other types of housing.
2. Blair Beekman spoke about tech accountability, City commitments to public outreach and working towards peace.
3. Caller 'HMD Global Nokia G400 5G' spoke to civil rights and peaceful public participation in government as well as a need to audit non-profits that work with the City.

## **D. Adjournment**

Chair David Cohen adjourned the Committee meeting at 2:35 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

*DRAFT- Grace Turner*

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Grace Turner  
Deputy City Clerk, City of San José

Approved at Council on:

Attest By:

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