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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, March 22, 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- Davis, Jimenez, Kamei (2:02 p.m.), 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, Megan Roche.

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

1. Review March 28, 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: The following member of the public provided comments: Blair Beekman.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sergio Jimenez, and carried unanimously, the Committee approved the final agenda for the City Council meeting on March 28, 2023, with the Add Sheet. (4-0-1; Absent: Cohen)

2. Review April 4, 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: The following member of the public provided comments: Blair Beekman.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sergio Jimenez, and carried unanimously, the Committee approved the draft agenda for the City Council meeting on April 4, 2023, with a Sunshine Waiver for item 7.3. (4-0-1; Absent: Cohen)

## **B. Consent Calendar**

Public Comments: The following member of the public provided comments: Blair Beekman.

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

### **1. The Public Record for March 9 - March 16, 2023. (City Clerk)**

The Public Record for March 9 – March 16, 2023 was noted and filed.

### **2. Review Joint Study Session of the City Council, the Federated City Employees' Retirement Board, and the Police & Fire Department Retirement Board Agenda. (City Manager)**

The March 30, 2023 agenda for the Joint Study Session of the City Council, the Federated City Employees' Retirement Board, and the Police & Fire Department Retirement Board was reviewed and approved.

### **3. Set a General Plan Annual Review City Council Hearing for April 2023. (Planning, Building and Code Enforcement)**

A General Plan Annual Review City Council hearing was set for April 11, 2023, and it was approved to continue the hearing on April 25, 2023, if necessary, to consider privately-initiated General Plan amendments.

### **4. Approval of Music in the Valley Festival Sponsored by Council District 9 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Foley)**

The Music in the Valley Festival scheduled on April 30, 2023, sponsored by Council District 9, was approved for placement on the March 28, 2023 City Council agenda.

### **5. Approval of Cesar Chavez Day Flag Raising Ceremony 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)**

The Cesar Chavez Day Flag Raising Ceremony scheduled on March 30, 2023, sponsored by Council District 2, was approved for placement on the March 28, 2023 City Council agenda.

**6. Approval of Great American Litter Pick-Up Sponsored by City Clerk as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (City Clerk)**

The Great American Litter Pick-Up scheduled on April 22, 2023, sponsored by the City Clerk, was approved for placement on the April 4, 2023 City Council agenda.

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

**D. Open Forum**

1. Blair Beekman discussed the validity of his public comments and how the concept of local accountability affects accountability practices at the national and international levels.
2. Martha O’Connell, from the Golden State Manufactured-Home Owners League and representing mobile home park residents, thanked Councilmember Pam Foley for her contributions during the budget meeting on March 21, 2023 and cited correspondence from the State of California to the City of San José regarding the revision of the mobile home park designation.

**E. Adjournment**

Vice Chair Pam Foley adjourned the Committee meeting at 2:15 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

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Megan Roche  
Deputy City Clerk, City of San José

CJ/mr:rulesmin20230322