

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

SAN JOSÉ, CALIFORNIA

WEDNESDAY, JUNE 11, 2025

The Committee meeting was held in the Council Chambers, and convened at 2:01 p.m.

Present: Councilmembers - Cohen, Kamei, Foley, Doan (*arrived at 2:11 PM*), Candelas.

Absent: Councilmembers - None.

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

A. City Council (City Clerk)

1. Review June 17, 2025 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: None provided.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, the Committee approved the final agenda for the City Council meeting on June 17, 2025. (4-0-1; Absent: Doan)

2. Review June 24, 2025 Draft Agenda – Meeting cancelled.

B. Consent Calendar

Public Comment: Jordan Moldow offered public comment regarding the Consent Calendar.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Councilmember Domingo Candelas, and carried unanimously, the Consent Calendar was approved as a whole. The below actions were taken as indicated. (4-0-1; Absent: Doan)

1. The Public Record for May 29, 2025 - June 5, 2025. (City Clerk)

The Public Record for May 29, 2025 - June 5, 2025, was received and filed.

2. Fiscal Year 2025 - 2026 City Council Meeting and Study Session/Special Meeting Schedules. (City Manager)

- (a) The City Council Meeting Schedule for the period of August 2025 – June 2026 was approved; and
- (b) The Study Session/Special Meeting Schedule for the period of August 2025 - June 2026 was approved.

3. Community and Economic Development Committee Work Plan. (Mayor and Foley)

- (a) The Community and Economic Development Committee Work Plan for the period of August through December 2025 was approved, and set its meeting schedule on October 27 and December 15 at 1:30 p.m. in the City Council Chambers; and
- (b) The draft Community and Economic Development Committee Work Plan for the period of January through June 2026 was accepted.

4. Transportation and Environment Committee Work Plan. (Mayor and Cohen)

- (a) The Transportation and Environment Committee Work Plan for the period of August through December 2025 was approved, and set its meeting schedule on August 11, October 6, and December 1 at 1:30 p.m. in the City Council Chambers; and
- (b) The draft Transportation and Environment Committee Work Plan for the period of January through June 2026 was accepted.

5. Public Safety, Finance and Strategic Support Committee Work Plan. (Mayor and Doan)

- (a) The Public Safety, Finance and Strategic Support Committee Work Plan for the period of August through December 2025 was approved, and set its meeting schedule on August 21, October 16, and December 4 at 1:30 p.m. in the City Council Chambers; and
- (b) The draft Public Safety, Finance and Strategic Support Committee Work Plan for the period of January through June 2026 was accepted.

6. Neighborhood Services and Education Committee Work Plan. (Mayor and Ortiz)

- (a) The Neighborhood Services and Education Committee Work Plan for the period of August through December 2025 was approved, and set its meeting schedule on August 14, October 9, and December 11 at 1:30 p.m. in the City Council Chambers; and
- (b) The draft Neighborhood Services and Education Committee Work Plan for the period of January through June 2026 was accepted.

7. Rules and Open Government Committee Work Plan. (City Clerk)

The Rules and Open Government Committee work plan for the period of August 2025 through June 2026 was approved, and set its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Council Chambers. The agendas will be posted as the Joint Rules and Open Government Committee and Committee of the Whole.

8. Monthly Report of Activities for May 2025. (City Auditor)

The Auditor's Office Monthly Report of Activities for the Month of May 2025 were approved.

9. Request to Travel. (Mayor)

The Mayor's staff member was authorized to travel as the City's representative to attend the Reimagining the Civic Commons Learning Journey in St. Paul, Minnesota from July 10 - 12, 2025; and the item was placed on the June 17, 2025 City Council Agenda for action.

10. Retroactive Approval and Approval of Various Special Events Sponsored by Council District 7 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events. (Doan)

The various special events sponsored by Council District 7 were approved for placement on the June 17, 2025 City Council Agenda for action.

11. Retroactive Approval of Emergency Resource Fair Sponsored by Council District 8 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Candelas)

The Emergency Resource Fair special event sponsored by Council District 8 was retroactively approved for placement on the June 17, 2025 City Council Agenda for action.

12. Retroactive Purchase of Raffle Prizes. (Ortiz)

The Council District 5 purchases were approved for placement on the June 17, 2025 City Council Agenda for action.

C. Rules Committee Reviews, Recommendations and Approvals

1. Reappointment of City Auditor. (Mayor)

(a) Adopt a resolution reappointing Joe Rois as City Auditor for a term beginning July 1, 2025 and ending June 30, 2029.

(b) Place the item on the June 17, 2025 City Council agenda for action.

Public Comment: Jordan Moldow offered public comment.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Domingo Candelas, and carried unanimously, a resolution reappointing Joe Rois as City Auditor for a term beginning July 1, 2025 and ending June 30, 2029 was approved for placement on the June 17, 2025 City Council agenda for action. (5-0-0)

2. Temporary Moratorium on Smoke Shops. (Ortiz, Campos, Candelas, Cohen, and Casey)

Direct the City Attorney and Planning, Building, and Code Enforcement staff to draft an ordinance enacting a temporary moratorium on approving and establishing new smoke shops citywide, focusing on addressing the overconcentration of such businesses in neighborhoods such as East San José.
[Referred from 5/28/25 - Item C.1 (ROGC 25-197)]

Public Comment: None provided.

Councilmember Peter Ortiz; Chris Burton, Director, Office of Planning, Building, and Code Enforcement; and Rachel Roberts, Deputy Director, Office of Planning, Building, and Code Enforcement, responded to questions from the Committee.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Domingo Candelas, and carried unanimously, the City Attorney and Planning, Building, and Code Enforcement staff were directed to draft an ordinance enacting a temporary moratorium on approving and establishing new smoke shops citywide, focusing on addressing the overconcentration of such businesses in neighborhoods such as East San José; including a staff workload analysis to make necessary findings and conduct outreach to bring a proposed moratorium ordinance to City Council for consideration *no later* than October 2025. (5-0-0)

D. Open Forum

1. Jordan Moldow spoke to the formatting challenges of the City Council agendas, and requested that there be a more intuitive agenda for the average resident.

E. Adjournment

Chair David Cohen adjourned the Committee meeting at 2:53 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

Daniel Aguilar

Daniel Aguilar
Deputy City Clerk, City of San José

Approved at Council on:

Number of actions: 4

Attest by:

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