

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

SAN JOSE, CALIFORNIA

WEDNESDAY, OCTOBER 16, 2019

The Joint Meeting of the Rules and Open Government Committee and Committee of the Whole of the City of San José convened in Regular Session at 2:00 p.m. in Council Chambers.

PRESENT: Mayor Sam Liccardo, Chair; Vice Mayor Chappie Jones, Vice Chair; Councilmember Dev Davis; Councilmember Sylvia Arenas and Councilmember Johnny Khamis, Members.

ABSENT: All present.

STAFF: Chief Deputy City Attorney, Kevin Fisher; City Clerk Toni J. Taber; Gloria Schmanek, Office of the City Manager; Agenda Services Manager, and Deputy City Clerk, Ruth Krantz.

A. City Council (City Clerk)

1. Review October 22, 2019 Final Agenda

- a) Add new items to Final Agenda**
- b) Assign “Time Certain” to Agenda Items (if needed)**
- c) Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the October 22, 2019 Final Agenda, including a Sunshine Waiver for Items 2.8, Calling for Municipal Elections on March 3, 2020 and November 3, 2020; Item 3.6, Actions Related to the Renewal of Janitorial Services with ABM Industries, Inc.; and modification to Item 2.14(a), adding potential use of Mayor’s Office Budget for trip to Washington, D.C. to attend CityLab Conference in Washington, D.C.; including additions of Item 2.4 Excused Absence for Councilmember Jimenez, and Items 2.13(c) and (d) Authorization for Mayor’s Staff to travel on authorized City business. (5-0.)

2. **Review October 29, 2019 Draft Agenda (City Clerk) (Cont'.d)**
 - a) **Add new items to Final Agenda**
 - b) **Assign “Time Certain” to Agenda Items (if needed)**
 - c) **Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the October 29, 2019 Draft Agenda, including deferral of Item 4.3, Bridge Housing, to November 5, 2019, with direction to include resolution with action.

B. Review of Upcoming Meeting Agenda(s)

None provided.

C. Legislative Update

1. **State**
2. **Federal**

There were none presented.

D. Meeting Schedules

1. Equity Study Sessions. (City Manager)

Set two City Council Study Sessions and approve the agendas entitled:

- (a) **Building a Shared Understanding of Equity Work in the Context of City Government**
- (b) **Equity Framework: An approach to Achieving Better Outcomes for All.**

Action: Upon motion by Councilmember Sylvia Arenas, seconded by Councilmember Dev Davis and carried unanimously, the Study Sessions were approved, with ‘Building a Shared Understanding of Equity Work in the Context of City Government’ to be held on Friday, December 13, 2019, from 1:30 p.m. – 4:30 p.m. in City Council Chambers. The Study Session on Equity Framework was approved for a date to be determined in early 2020. (5-0.)

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated October 16, 2019, transmitting the Public Record for the Week of September 27 – October 10, 2019.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee noted and filed the public record. (5-0.)

F. Boards, Commissions and Committees

There were none presented.

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar – None presented.

2. Single Family Home Modifications. (Jimenez & Davis)

Documents Filed: (1) Joint memorandum from Councilmember Sergio Jimenez and Councilmember Dev Davis, dated October 10, 2019, recommending direction regarding proposed revisions to the Zoning Ordinance. (2) Early Consideration Response Form from Councilmember Sergio Jimenez and Councilmember Dev Davis regarding Single Family Home Modifications.

Public Comments: A member of the public addressed increased violence in downtown and the need for intervention.

Councilmember Sergio Jimenez spoke on consideration of this item, and Councilmember Dev Davis offered comments, indicating that extreme modifications happening under current rules without any transparency. Planning Supervisor, Martina Davis, offered clarification regarding current rules regarding single family home modifications.

Discussion followed with recommendations that revisions be considered, with direction to staff to return to Council with proposed revisions to the Zoning Ordinance that would thoroughly vet single family home modifications that are clearly designed to facilitate an excessive number of individual room rentals.

Staff additionally agreed to return with a definition of what ‘excessive’ is, returning to Council for agreement on an objective standard.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sylvia Arenas and carried unanimously, the joint memorandum from Councilmember Sergio Jimenez and Councilmember Dev Davis, dated October, 2019, was accepted with modifications that staff return to Council with proposed revisions to the Zoning Ordinance that would thoroughly vet single family home modifications that are clearly designed to facilitate an excessive number of individual room rentals. (5-0.)

H. Open Forum

None.

I. Adjournment

Mayor Sam Liccardo adjourned the Committee meeting at 2:37 p.m.

DRAFT

Mayor Sam Liccardo, Chair
Rules and Open Government Committee