



# 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

David Cohen, Chair

Pam Foley, Vice Chair

Sergio Jimenez, Member

Dev Davis, Member

Rosemary Kamei, Member

#### Committee Staff

Lee Wilcox, Assistant City Manager

Joy Rodriguez, Assistant City Clerk

Kevin Fisher, Assistant City Attorney

Rachelle Blattman, City Manager's Office

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Wednesday, December 11, 2024

2:00 PM

Council Chambers

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For live translations in over 50 languages, please go to <https://attend.wordly.ai/join/FAYU-7105>

#### 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>
  - 4) By phone 888 475 4499. Webinar ID: 964 4134 2315. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free)
  - 5) By online <https://sanjoseca.zoom.us/j/96441342315>.
- Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 16+. Certain functionality may be disabled in older browsers including Internet Explorer.

#### How to submit written Public Comment for items on the agenda:

- 1) By email to [city.clerk@sanjoseca.gov](mailto:city.clerk@sanjoseca.gov) by 8:00 a.m. the day of the meeting.

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

Fill out a Yellow Speaker's Card and submit it to boxes at the bottom of the Chambers.

## A. City Council (City Clerk)

### 1. Review Final Agenda

[ROGC  
24-781](#)

Review December 17, 2024 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** [Agenda](#)  
[Add Sheet](#)

### 2. Review Draft Agenda

[ROGC  
24-782](#)

Review December 24, 2024 Draft Agenda. - Cancelled

*Notice to the public: There will be no separate discussion of individual Consent Calendar items as they are considered to be routine and will be adopted by one motion. If a member of the Committee requests debate, separate vote or recusal on a particular item, that item may be removed from the Consent Calendar by the Chair and considered separately. The public may comment on the entire Consent Calendar and any items removed from the Consent Calendar by the Chair.*

## B. Consent Calendar

1. [ROGC  
24-784](#) The Public Record for November 26 - December 4, 2024. (City Clerk)

**Recommendation:** Receive and file the Public Record for November 26 - December 4, 2024.

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

2. [ROGC  
24-790](#) San José-Santa Clara Regional Wastewater Facility Study Session. (Environmental Services)

**Recommendation:** Set a City Council Study Session entitled San José-Santa Clara Regional Wastewater Facility for Friday, January 31, 2025, from 9:00 a.m. to 12:00 p.m. in the City Council Chambers and approve the Study Session agenda.

**Attachments** [Memorandum](#)

3. [ROGC  
24-791](#) Approval of the District 2 End-of-Term, Farewell Celebration as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)

**Recommendation:**

1. Approval of the District 2 End-of-Term, Farewell Celebration on December 18, 2024, at Mezcal Restaurant, 25 W San Fernando Street, San Jose, CA 95113.
2. Approve the expenditure of District 2 office budget funds to support the event, purchase food, materials, services, and supplies for the event.
3. Approve and accept donations from various individuals, businesses or community groups to support the event.
4. Place the item on the December 17, 2024, Council Agenda for action.

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

4. [ROGC  
24-783](#) Retroactive Approval of the Holiday Festival Special Event Sponsored by Council District 3 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Mayor/City Clerk)

**Recommendation:**

1. Retroactively approve the District 3 Holiday Festival scheduled on December 8, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses, or community groups to support the event.
3. Place the item on the December 17, 2024, Council Agenda for action.

**Attachments** [Memorandum from Mayor/City Clerk](#)

5. [ROGC  
24-792](#) Approval of Black History Month 2025 Flag Raising and Tower Lighting Sponsored by Council District 1 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Kamei)

- Recommendation:**
1. Approve the Black History Month 2025 Flag Raising scheduled on February 7, 2025, as a City Council sponsored Special Event and approve the expenditure of funds.
  2. Approve the Black History Month 2025 Tower Lighting scheduled from February 7, 2025, to February 14, 2025, as a City Council sponsored Special Event and approve the expenditure of funds.
  3. Approve and accept donations from various individuals, businesses, or community groups to support the event.
  4. Place the item on the December 17, 2024, Council Agenda for action.

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

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

1. [ROGC  
24-789](#) Public Records Appeal - Thomas McInnis. (City Manager) - DEFERRAL REQUESTED BY APPELLANT

**Recommendation:** Deny the appeal from Thomas McInnis (Requestor) regarding the City's response to his Public Records Act request.

**Attachments** [Memorandum](#)

#### D. 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 Committee.*

#### E. Adjournment

The Code of Conduct (<https://www.sanjoseca.gov/home/showpublisheddocument/12901/636670004966630000>) is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

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.

The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than \$250 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution. Please visit <https://www.sanjoseca.gov/your-government/appointees/city-clerk/levine-act> for updated forms and information.

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.