



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

SAN JOSE, CALIFORNIA WEDNESDAY, AUGUST 18, 2021

Consistent with the California Governor’s Executive Order No. N-29-20, Resolution No. 79450 from the City of San José and the Santa Clara County Health Officer’s March 16, 2020 Shelter in Place Order, the City Council meeting was not physically open to the public. Public comments were accepted via eComment, email, by phone/Webinar or online.

The Council meeting was teleconferenced from remote locations and convened at 2:00 p.m.

Present: Councilmembers - Jones, Peralez, Arenas, Cohen, Davis.

Absent: Councilmembers - All Present.

Staff: City Manager, David Sykes; Office of the City Manager, Chief of Staff, Lee Wilcox; City Attorney, Nora Frimann; City Clerk, Toni Taber; City Manager’s Office, Gloria Schmanek; Mayor’s Office, Henry Smith; and City Clerk’s Office, Yasmin Johnson.

A. City Council (City Clerk)

1. Review August 24, 2021 Final Agenda

Public Comment: (1) Tessa Woodmansee addressed how public comments are handled at meetings and spoke to the climate crisis. (2) Paul Soto thanked the City Clerk, Toni Taber for posting the agendas ahead of time. (3) Blair Beekman spoke to high rise building contracts and height limits.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sylvia Arenas and carried unanimously, the Committee accepted the August 24, 2021 Final Agenda, amended to include the Commendation for the Lincoln High School Ladies Varsity Soccer Team into the agenda. (5-0.)

2. Review August 31, 2021 Draft Agenda

Public Comment: (1) Tessa Woodmansee addressed her Jewish ancestry, discrimination she feels in her neighborhood, and spoke to redlining. (2) Paul Soto spoke to equity, redlining, discrimination, and justice. (3) Blair Beekman spoke to city projects, reimagining equity ideas, and affordable housing issues.

Action: Upon motion by Councilmember Raul Peralez, seconded by Councilmember Sylvia Arenas and carried unanimously, the Committee accepted the August 31, 2021 Draft Agenda, amended to include a time certain of 6 p.m. for Item 8.6. (5-0.)

B. Review of Upcoming Special Meeting Agenda(s)

None provided.

C. Legislative Update

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

There were none presented.

D. Meeting Schedules

None provided.

E. The Public Record

Public Comment: (1) Tessa Woodmansee spoke to the record keeping of the Charter Review Commission, COVID-19 concerns, and the climate crisis. (2) Blair Beekman addressed the California Eviction Moratorium, thanked Jacky Morales-Ferrand from the Housing Department for all her efforts, accountability with technology, and open public policy practices.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Sylvia Arenas and carried unanimously, the Public Record for August 5, 2021– August 12, 2021 was noted and filed. (5-0.)

F. Boards, Commissions and Committees

None provided.

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar

- a. **Approval of Three Dumpster Days Sponsored by Council District 4 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Cohen)**
- b. **Approval of the 15th Annual Santos Family Car Show Sponsored by Council District 4 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Cohen)**
- c. **Approval of the Listed District 2 Events as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)**
- d. **Retroactive Approval of the San Jose State University Flag Raising and Lighting 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. (Peralez)**

Public Comment: (1) Tessa Woodmansee spoke to the climate crisis, fossil fuels, and the need for a climate crisis action team in the Charter Review Commission. (2) Blair Beekman spoke to the SJSU Flag Raising Ceremony and the second Valley Transportation Authority (VTA) bus bridge. (3) Paul Soto spoke to the car show sponsored by Councilmember David Cohen.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Dev Davis and carried unanimously, the City Council Sponsored Special Events were approved and retroactively approved, and were all placed on the August 24, 2021 Council Agenda for action. (5-0.)

H. Review of additions to Council Committee Agendas/Workplans

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

Public Comment: (1) Tessa Woodmansee spoke to the climate crisis needing to be addressed at the Charter Review Commission. (2) Blair Beekman addressed surveillance technology ordinances and earthquake retrofit ideas. (3) Paul Soto stated the “ending homelessness” verbiage in the workplan is an insult to him because he doesn’t see it going away and spoke to affordable housing.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember David Cohen and carried unanimously, the Committee approved the Community and Economic Development Committee Work Plan for the period August through December 2021, set the meeting schedule on the fourth Monday of each month at 1:30 p.m., by virtual meeting during the month of August, in the City Council Chambers for the months of September through December, and accepted the draft Community and Economic Development Committee Work Plan for the period January through June 2022. (5-0.)

2. **Neighborhood Services and Education Committee**
3. **Transportation and Environment Committee Work Plan. (Mayor and Davis)**
4. **Update to the Public Safety, Finance and Strategic Support Committee Work Plan. (Fire)**
5. **Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
6. **Smart Cities and Service Improvement Committee**

I. Open Government

None provided.

J. Open Forum

1. Tessa Woodmansee addressed the public letters she will be submitting, the climate crisis being discussed at the Charter Review Commission, fossil fuels, and equity.
2. Blair Beekman spoke to the rezoning of the Berryessa Flea Market, their union having a voice to help with the design and the space needed, local community democracy, and sustainable energy.
3. Martha O'Connell spoke to rent control and the importance of having all public comments staying on topic.
4. Paul Soto spoke to Burger King Strike on Almaden Avenue regarding heat stroke as a result of working conditions.

K. Adjournment

Vice Mayor Chappie Jones adjourned the Committee meeting at 2:45 p.m.

Vice Mayor Chappie Jones, Chair
Rules and Open Government Committee

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