



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

SAN JOSE, CALIFORNIA

WEDNESDAY, APRIL 17, 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 2:02 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: None.

STAFF: City Attorney Richard Doyle; City Manager David Sykes; City Clerk Toni J. Taber; Gloria Schmanek, Office of the City Manager; Agenda Services Manager, Mackenzie Mossing and Deputy City Clerk, Ruth Krantz.

A. City Council (City Clerk)

1. Review April 23, 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 April 23, 2019 Final Agenda, including Sunshine Waivers for Consent Calendar Item 2.12, and Add Sheet Item 2.x for retroactive approval of the Spring Cleaning Event Sponsored by Council District 4. (5-0.)

2. Review April 30, 2019 Draft Agenda

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

City Manager, David Sykes discussed time sequencing of the Council meeting and the “Joint Meeting of City and Retirement Boards”, with a recess of the joint meeting to the location W118-120 to be determined.

(Item Continued on the Next Page)

2. Review April 30, 2019 Draft Agenda (Cont'd.)

Director of Retirement Services Roberto Peña and Cheryl Parkman, Office of Employee Relations, asked for additional input from the Committee and responded to questions.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee accepted the April 30, 2019 Draft Agenda, with the 9 a.m. start time for Closed Session approved. (5-0.)

B. Review of Upcoming Meeting Agenda(s)

Review the Final April 29, 2019 Joint City Council/County Board of Supervisors Meeting Agenda on Homelessness.

Public Comment: Andrew Boone advocated for safe organized spaces for the homeless.

Staff was directed to add additional language to the agenda which would allow action to be taken if needed.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee accepted Final April 29, 2019 Joint City Council/County Board of Supervisors Meeting Agenda on Homelessness, with the additional action item as determined. (5-0.)

C. Legislative Update

1. State
2. Federal

There were none presented.

D. Meeting Schedules

None provided.

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated April 17, 2019, transmitting the Public Record for the Week of March 29 – April 11, 2019.

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

F. Boards, Commissions and Committees

- 1. Appointments**
- 2. Work Plans & Annual Reports**

There were none presented.

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar

None provided.

2. 2019-2020 FY Budget Study Session (Peralez, Jimenez, Carrasco, Esparza, Arenas)

Documents Filed: Joint memorandum from Councilmembers Peralez, Jimenez, Carrasco, Esparza and Arenas, dated April 11, 2019, recommending incorporation of an Equity Fund discussion into the Council Study Session on the 2019-2020 Budget.

Public Comments: Expressing support to the creation of an equity fund and the need for determination of resources and program and equitable access to services in the City's diverse communities, were: Martha O'Connell, Omar Vasquez, Glenna Howcroft, Jeffrey Buchanan, Will Smith, Andrew Boone, Patricia Gardner, Flor DeLeon, Dilza Gonzalez and Victor Vasquez.

Councilmember Raul Peralez, Councilmember Maya Esparza and Councilmember Sylvia Arenas offered examples of how the underserved members of communities in San José may benefit from an equity fund and spoke to the merits of evaluating opportunities and addressing disparities in the City's priorities.

Mayor Sam Liccardo offered input and proposed creation of an MBA that will more closely identify what services would have to be cut to advance this idea. City Manager, David Sykes offered comments on how to focus into these priorities. Committee discussion ensued.

Action: Upon motion by Councilmember Sylvia Arenas, seconded by Vice Mayor Chappie Jones and carried unanimously, the City Manager was directed to incorporate the following into the Council Study Session on the 2019-2020 Budget:

- A. Creation of an Equity Fund which would support the equitable distribution of City resources and services and bridge the gap between the City's under-resourced, diverse communities and prosperous neighborhoods.
- B. Explore the possibility of funding the Equity Fund through the Marijuana Business Tax, the Construction Excise Tax or other unrestricted sources, and;
- C. Explore opportunities for bringing an equity lens when determining resources, programming and access to neighborhood services in diverse communities throughout the City.

(5-0.)

- H. Review of additions to Council Committee Agendas/Workplans**
- 1. Neighborhood Services and Education Committee**
 - 2. Transportation and Environment Committee**
 - 3. Public Safety, Finance and Strategic Support Committee**
 - 4. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
 - 5. Smart Cities and Service Improvements Committee**
- None provided.

I. Open Government

1. Appeals of Public Records Act Request – None.

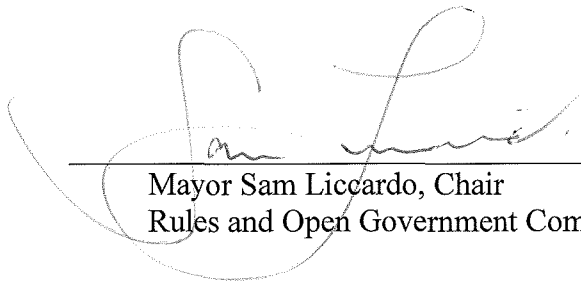
Councilmember Dev Davis left the meeting at approximately 3:52 p.m.

J. Open Forum

1. Martha O'Connell expressed concerns about divisiveness and political rhetoric, including concerns regarding a recent appointment to the Planning Commission
2. Omar Vasquez asked that an independent investigation be initiated into the killing of Jennifer Vasquez, and that the officers' body cams be released. He additionally noted the need for more patrolling and police officers in his neighborhood, and expressed dissatisfaction with the decision of the 6-5 vote on yesterday's mayoral ballot issue.
3. Andrew Boone articulated disappointment in the outcome of the mayoral ballot issue. He also advocated for "Open Forum" to be heard at the beginning of the City's meetings.
4. Flor DeLeon expressed disagreement with representation on the Planning Commission and opined that it does not adequately represent the needs of our community.

K. Adjournment

Mayor Sam Liccardo adjourned the Committee meeting at 4:00 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/rmk:rulesmin_4-17-19