

**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 (*present 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 Foley, seconded by Councilmember 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.

Action: Upon motion by Councilmember Kamei, seconded by Councilmember 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
- (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
- (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
- (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
- (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.

**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 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 to be 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 and retroactively approved, and to be placed 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 Sponsored by Council District 8 was retroactively approved, and to be placed on the June 17, 2025 City Council Agenda for action.

## **12. Retroactive Purchase of Raffle Prizes. (Ortiz)**

The Council District 5 purchase was retroactively approved, and to be placed 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 Foley, seconded by Councilmember 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 adopted, and to be placed 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 Cohen, seconded by Councilmember Candelas, and carried unanimously, the City Attorney and Planning, Building, and Code Enforcement staff are 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; and 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 offered public comment regarding the challenges of the structure of the City Council agendas, and providing 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,

***DRAFT***

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Daniel Aguilar  
Deputy City Clerk, City of San José

Approved at Council on:

Number of actions: 4

Attest by:

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