



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

SAN JOSE, CALIFORNIA

WEDNESDAY, APRIL 10, 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 2:03 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

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

ABSENT: All present.

STAFF: David Sykes, City Manager; Toni Taber, City Clerk; Richard Doyle, City Attorney; Gloria Schmanek, Senior Executive Analyst; Mackenzie Mossing, Mayor's Office Agenda Service, and Louis Ósémwegie, City Clerk's Office.

A. City Council (City Clerk)

1. Review April 16, 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 Sylvia Arenas, and carried unanimously, the Committee approved the April 16, 2019 Agenda, including approval of Item 2.x with Sunshine waiver, (District 8 Special Event.) (5-0)

2. Review April 23, 2019 Draft 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 approved the April 23, 2019 Agenda, with Items: 4.4 to be San Jose Muni Stadium; 4.5 to be Ellis Act, and not to be heard before 3:30 p.m. Per Mayor Office' request, the language edits for Ellis Act is to be sent afterward. (5-0)

B. Review of Upcoming Special Meeting Agenda(s)

None presented.

C. Legislative Update.

None presented.

D. Meeting Schedules

None presented.

E. The Public Record for March 29 - April 4, 2019.

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated April 3, 2019, transmitting the Public Record for the Week of March 29 - April 4, 2019.

Action: Upon motion by Councilmember Johnny Khamis, 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

None presented.

2. Work Plans and Annual Reports

None presented.

G. Rules Committee Reviews, Recommendations, and Approvals

1. Consent Calendar

(a) Approval of the Egg Hunt Event Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)

(b) Retroactive Approval of Meadow Fair Community Meeting 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. (Arenas)

Documents Filed: (1) Memorandum from Councilmember Jimenez District 2, dated April 3, 2019. (2) Memorandum from Arenas District 8, dated April 3, 2019.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Sylvia Arenas, and carried unanimously, the Committee approved the Consent Calendar, and added to the April 16, 2019 and April 23, 2019 Council Agenda[s] for action. (5-0)

END OF CONSENT

(2) C Monthly Report of Activities for March 2019. (City Auditor)

Documents Filed: Memorandum from Acting City Auditor Joe Rois, dated April 2, 2019.

Acting City Auditor Joe Rois gave a brief presentation and responded to questions.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved staff recommendation. (5-0)

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee approved staff recommendation and referred the item to staff. (5-0)

H. Review of additions to Council Committee Agendas/Work Plans

1. Community and Economic Development Committee Workplan.

None presented.

2. Neighborhood Services and Education Committee

None presented.

3. Transportation and Environment Committee.

None presented.

4. Public Safety, Finance, and Strategic Support Committee.

None presented.

5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole.

None presented.

6. Smart Cities and Service Improvements Committee.

None presented.

I. Open Government

(1) Public Records Appeal. (Airport)

Documents Filed: Memorandum from Aviation Director John Aiken, dated April 3, 2019.

The Appellant, Dan Connolly clarified his PRA request and commented on the California Public Records Laws.

City Attorney Richard Doyle, and Deputy City Attorney Kevin Fisher explained the California Public Records Laws in relation to the current PRA request.

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

J. OPEN FORUM

Robert Reese commented on the Audit Outreach.

K. ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at: 2:22 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/lo