



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
Chappie Jones, Chair
Raul Peralez, Vice Chair
Sylvia Arenas, Member
David Cohen, Member
Dev Davis, Member

Committee Staff
Lee Wilcox, Assistant City Manager
Toni Taber, City Clerk
Nora Frimann, City Attorney
Rachelle Blattman, City Manager's Office

Wednesday, November 16, 2022

2:00 PM

Hybrid Meeting - Council Chambers and Virtually -
<https://sanjoseca.zoom.us/j/83768347029>

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San José Resolution Nos. 80628, 80659, 80685, 80724 and 80758, Committee Members may be teleconferencing from remote locations.

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>

How to submit written Public Comment:

- 1) By email to city.clerk@sanjoseca.gov by 9:00 a.m. the day of the meeting.

How to provide spoken Public Comment during the Committee Meeting:

1) By phone 888 475 4499. Webinar ID: 83768347029. Click *9 to raise a hand to speak. Press *6 to unmute. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free)

2) By online <https://sanjoseca.zoom.us/j/83768347029>

a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.

b. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.

c. When the Committee Chair calls for the item on which you wish to speak, click on “raise hand.” Speakers will be notified shortly before they are called to speak.

d. When called, please limit your remarks to the time limit allotted.

A. City Council (City Clerk)

1. Review Final Agenda

[ROGC
22-479](#)

Review November 22, 2022 Final Agenda - Cancelled

2. Review Draft Agenda

[ROGC
22-480](#)

Review November 29, 2022 Draft Agenda

a. Add New Items to Draft 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](#)

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
22-481](#) The Public Record for November 3 - November 9, 2022. (City Clerk)

Recommendation: Receive and file the Public Record for November 3 - November 9, 2022.

Attachments [The Public Record](#)

2. [ROGC](#) Retroactive Approval of Various Events Sponsored by Council District
[22-482](#) 5 as a City Council Sponsored Special Events to Expend City Funds
and Accept Donations of Materials and Services for the Events.
(Carrasco)

Recommendation:

1. Retroactively approve the Autumn Litter Harvest event scheduled on October 1, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Autumn Fun Fest event scheduled on October 29, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the Cimarron Park Dumpster Day event scheduled on October 29, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Warmsprings Dumpster Day event scheduled on November 5, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Delano Manongs Park Ribbon Cutting event scheduled on November 5, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
6. Retroactively approve the Pet Vaccination and Wellness event scheduled on November 13, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
7. Retroactively approve the Councilmember Magdalena Carrasco Farewell Address event scheduled on November 12, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
8. Retroactively approve the Arbuckle Dumpster Day event scheduled on November 19, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
9. Approve the Dorsa Miller Dumpster Day event scheduled on December 10, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
10. Approve the Fiesta Navideña event scheduled on December 3, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
11. Approve the Emma Prusch All Inclusive Playground Groundbreaking event scheduled on December 8, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
12. Approve and accept donations from various individuals, businesses or community groups to support the events.
13. Place the item on the November 29, 2022 Council Agenda for action.

Attachments [Memorandum from Carrasco](#)

3. [ROGC](#)
[22-483](#) Retroactive Approval of Holiday Event Series Sponsored by Council District 6 as a City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events. (Davis)

Recommendation:

1. Retroactively approve the Holiday Event Series at Evans Lane Interim Housing and Guadalupe River Park Working Group holiday lunch scheduled on October 29, November 14, November 16, and December 12, 2022 as City Council sponsored Special Events and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups that supported the events.
3. Place the item on the November 29, 2022 Council Agenda for action.

Attachments [Memorandum from Davis](#)

4. [ROGC](#)
[22-484](#) Schedule a General Plan Hearing for December 2022. (Planning, Building and Code Enforcement)

Recommendation: Set a General Plan Annual Review hearing for the afternoon of December 13, 2022, to consider City-initiated General Plan amendments.

Attachments [Memorandum](#)

5. [ROGC](#)
[22-485](#) Approval of the Free Holiday Tree Giveaway 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)

Recommendation:

1. Approve the Free Holiday Tree Giveaway event scheduled on December 4, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the November 29, 2022 Council Agenda for action.

Attachments [Memorandum from Peralez](#)

END OF CONSENT

C. Rules Committee Reviews, Recommendations and Approvals

1. [ROGC
22-486](#) Filling Vacancies. (Jimenez and Cohen)

Recommendation:

1. Direct the City Attorney to prepare an informational memorandum outlining the process for filling Council vacancies.
2. Direct the City Clerk's Office to schedule a Special Meeting no later than December 18, 2022, for Council to decide the process for filling council seats vacated by the recent election.

Attachments [Memorandum from Jimenez and Cohen](#)

2. [ROGC
22-487](#) Rick Doyle Facility Renaming. (City Attorney)--Drop

Recommendation:

Hold a public hearing and recommend that the City Council name an area of the Council Chambers in honor of the late City Attorney John Richard Doyle.

DROPPED PER ADMINISTRATION

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 City Council.

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.

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.