



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

David Cohen, Chair

Pam Foley, Vice Chair

Sergio Jimenez, Member

Dev Davis, Member

Rosemary Kamei, Member

Committee Staff

Lee Wilcox, Assistant City Manager

Toni Taber, City Clerk

Nora Frimann, City Attorney

Rachelle Blattman, City Manager's Office

Wednesday, April 5, 2023

2:00 PM

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

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](#)
[23-140](#)

Review April 11, 2023 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)

Attachments [Agenda](#)
[Add Sheet](#)

2. Review Draft Agenda

[ROGC](#)
[23-141](#)

Review April 18, 2023 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](#)

Agenda to be posted on the day of the meeting

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
23-142](#) The Public Record for March 23 - March 29, 2023. (City Clerk)

Recommendation: Receive and file the Public Record for March 23 - March 29, 2023.

Attachments [The Public Record](#)

2. [ROGC
23-143](#) Update to the January - June 2023 Neighborhood Services and Education Committee Work Plan. (Library)

Recommendation: Approve an amendment to the January – June 2023 Neighborhood Services and Education (NSE) Committee Work Plan to drop the following item from the April 13, 2023, NSE Committee meeting agenda:

City Initiatives Roadmap: Digital Empowerment: Program Strategies to Maximize Affordable Connectivity Options for Residents.

Purpose: Provide a status report on the Digital Empowerment: Funding Opportunities to Expand Community WiFi, including funding opportunities and potential areas for expansion of Community WiFi in partnership with East Side Union High School District.
(Library/Information Technology)

Attachments [Memorandum](#)

3. [ROGC
23-144](#) Retroactive Approval of the Persian New Year, Nevruz, Celebration Sponsored by Council District 10 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Batra)

Recommendation:

1. Retroactively approve the Persian New Year, Nevruz, event scheduled on March 18, 2023 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Place the item on the April 11, 2023 Council Agenda for action.

Attachments [Memorandum from Batra](#)

END OF CONSENT

C. Rules Committee Reviews, Recommendations and Approvals

1. [ROGC
23-145](#) Signia Hotel. (Torres)

Recommendation:

1. Direct staff to bring back recommendations on strategies, as allowable under city and state law, to protect the City's financial and economic development interests in retaining or improving upon Signia by Hilton's current hotel use. This should include but not be limited to:
 - a. An analysis of what potential discretionary approvals for permits, land use, or other policy would require approval by the City if the Signia by Hilton were to change uses.
 - b. Analysis on whether the hotel is most beneficial to Downtown's prosperity as-is, changing to an extended stay model, or converting to residential.
 - c. An understanding of any obligations that exist to the City based on potential development agreements.
 - d. Analysis on how we can increase the number of hotel rooms available to the convention center for group bookings. Input should be provided by Team San José and other relevant downtown stakeholders.
2. Direct staff to present an initial analysis of the potential impacts of converting the property from the current hotel use including:
 - a. The long-term impacts of the loss of Transient Occupancy Tax revenue from a hotel use.
 - b. Impacts to the San José Convention Center's competitiveness of losing 264 hotel units and potential impact on revenues and meeting and convention center bookings and the broader impact on downtown businesses, with input from Team San Jose.
 - c. Potential job losses if the tower is converted to non-hotel uses, an extended stay, or residential use with input from UNITE HERE Local 19, which represents the workers, to help provide this assessment.
3. Direct staff to return the above items to City Council for consideration by the end of May.

Attachments [Memorandum from Torres](#)
[Early Consideration Response Form - 4/5/2023](#)

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.