



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

Sam Liccardo, Chair

Magdalena Carrasco, Vice Chair

Dev Davis, Member

Chappie Jones, Member

Johnny Khamis, Member

Committee Staff

Dave Sykes, City Manager

Toni Taber, City Clerk

Richard Doyle, City Attorney

Gloria Schmanek, City Manager's Office

Nicole Inamine, Mayor's Office

Louis Osemwegie, City Clerk's Office

Wednesday, June 20, 2018

2:00 PM

Wing W118-120

A. City Council (City Clerk)

1. Review Final Agenda

[ROGC](#)
[18-383](#)

Review June 26, 2018 Final Agenda

Recommendation:

- 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

B. Review of Upcoming Special Meeting Agenda(s)

C. Legislative Update

1. State
2. Federal

D. Meeting Schedules

E. The Public Record

[ROGC](#)
[18-384](#)

The Public Record for June 8 - June 14, 2018.

Attachments [Memorandum](#)

F. Boards, Commissions and Committees

1. Appointments
2. Work Plans & Annual Reports

G. Rules Committee Reviews, Recommendations and Approvals

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine and will be adopted by one motion. If a member of the Committee, staff, or public requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

1. Consent Calendar

- a.** [ROGC](#)
[18-370](#) Retroactive Approval of Buena Vista Dumpster Day Sponsored By Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Davis)

Recommendation:

1. Retroactively approve the Buena Vista Dumpster Day scheduled on June 9, 2018 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- b. [ROGC](#) Retroactive Approval of Cory Dumpster Day Sponsored By Council District 6 as a
[18-371](#) City Council Sponsored Special Event to Expend City Funds and Accept Donations
of Materials and Services for the Event. (Davis)

Recommendation:

1. Retroactively approve the Cory Dumpster Day scheduled on June 23, 2018 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- c. [ROGC](#) Retroactive Approval of Willow Creek Dumpster Day Sponsored By Council District
[18-372](#) 6 as a City Council Sponsored Special Event to Expend City Funds and Accept
Donations of Materials and Services for the Event. (Davis)

Recommendation:

1. Retroactively approve the Willow Creek Dumpster Day scheduled on April 14, 2018 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- d. [ROGC](#) Retroactive Approval of Shasta Hanchett Park Neighborhood Association Dumpster
[18-373](#) Day Sponsored By Council District 6 as a City Council Sponsored Special Event to
Expend City Funds and Accept Donations of Materials and Services for the Event.
(Davis)

Recommendation:

1. Approve the Shasta Hanchett Park Neighborhood Association Dumpster Day scheduled on June 23, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- e. [ROGC](#)
[18-374](#) Approval of Puppies and Ice Cream with Councilmember Peralez 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 Puppies and Ice Cream with Councilmember Peralez scheduled on August 16, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- f. [ROGC](#)
[18-375](#) Retroactive Approval of Canada Day Flag Raising and Reception 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. Retroactively approve the Canada Day Flag Raising and Reception scheduled on June 22, 2018 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- g. [ROGC](#)
[18-387](#) Retroactive Approval of Picnic with Peralez 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. Retroactively approve the Picnic with Peralez scheduled on June 10, 2018 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- h. [ROGC](#) Approval of Metzger Ranch Clean Up Sponsored By Council District 8 as a City
[18-376](#) Council Sponsored Special Event to Expend City Funds and Accept Donations of
Materials and Services for the Event. (Arenas)

- Recommendation:**
1. Approve the Metzger Ranch Clean Up scheduled on June 9, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- i. [ROGC](#) Approval of Coffee Hours Sponsored By Council District 8 as a City Council
[18-377](#) Sponsored Special Event to Expend City Funds and Accept Donations of Materials
and Services for the Event. (Arenas)

- Recommendation:**
1. Approve the Coffee Hours scheduled on June 21, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- j. [ROGC](#) Approval of Summertime in the Square Music Series Sponsored By Council District 8
[18-378](#) as a City Council Sponsored Special Event to Expend City Funds and Accept
Donations of Materials and Services for the Event. (Arenas)

- Recommendation:**
1. Approve the Summertime in the Square Music Series scheduled on June 29, 2018, July 20, 2018, and August 3, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- k. [ROGC](#) Approval of South Bay Cannabis Roundtable Sponsored By Council District 2 as a
[18-386](#) City Council Sponsored Special Event to Expend City Funds and Accept Donations
of Materials and Services for the Event. (Jimenez)

Recommendation:

1. Approve the South Bay Cannabis Roundtable scheduled on July 11, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

- l. [ROGC](#) Approval of National Night Out Sponsored as a City Council Sponsored Special
[18-385](#) Event to Expend City Funds and Accept Donations of Materials and Services for the
Event. (City Clerk)

Recommendation:

1. Approve the National Night Out scheduled on August 7, 2018 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 June 26, 2018 Council Agenda for action.

Attachments [Memorandum](#)

END OF CONSENT

2. [ROGC](#) AB 1912 (Rodriguez): Joint Powers Agreements - Public Employee Retirement
[18-365](#) Liability. (City Manager)

Recommendation:

1. Pursuant to the City's streamlined bill process for responding quickly to legislative proposals, re-affirm an oppose position for AB 1912 (Rodriguez).
2. Recommend a one-week turnaround to the City Council so that the City's legislative representative can continue to advocate the City's opposition to AB 1912.

Attachments [Memorandum](#)

3. [ROGC](#) AB 1884 (Calderon and Bloom) Food facilities: single-use plastic straws.
[18-366](#) (Environmental Services)

Recommendation: 1. Adopt a position of support for AB 1884 (Calderon and Bloom).
2. Recommend a one-week turnaround to the June 26, 2018 City Council Meeting so that the City's legislative representative can advocate the City's support for AB 1884.

Attachments [Memorandum](#)

4. [ROGC](#) AB 3232 (Friedman) Zero-emissions buildings and sources of heat energy/SB
[18-367](#) 1477 (Stern) Low-emissions buildings and sources of heat energy. (Environmental Services)

Recommendation: 1. Adopt a position of support for AB 3232 (Friedman) and SB 1477 (Stern).
2. Recommend a one-week turnaround to the June 26, 2018 City Council Meeting so that the City's legislative representative can advocate the City's support for AB 3232 and SB 1477.

Attachments [Memorandum](#)

5. [ROGC](#) SB 831 (Wieckowski): Land use: accessory dwelling units. (Parks, Recreation
[18-368](#) and Neighborhood Services)

Recommendation: 1. Adopt support if amended position for SB 831 (Wieckowski).
2. Recommend this item be agendaized to the June 26, 2018 City Council meeting so that the City's legislative representative can advocate the City's support if amended position for SB 831.

Attachments [Memorandum](#)

6. [ROGC](#) Private Activity Bond Exempt Facilities Federal Policy Change Request. (Khamis)
[18-379](#)

Recommendation: 1. Refer a support position for requesting a change to the federal policy on Private Activity Bonds to include "community serving recreation facilities" on the list of Exempt Facilities to the June 26, 2018 City Council meeting.
2. Direct staff to add this issue to the Legislative Guiding Principles.
3. Direct Staff to reach out to Congresswoman Anna Eshoo's office, the rest of our Congressional Delegation, and our Federal lobbyist, to address this issue.

Attachments [Memorandum](#)

7. [ROGC](#) Approve Acceptance of Donation of the Ship's Bell of the USS San Jose for
[18-380](#) Display in City Hall Lobby. (Khamis)

Recommendation:

1. Direct staff to present to the full Council the process for accepting the donation of the ship's bell from the USS San Jose from the United States Department of the Navy with the assistance of retired San Jose Police Department Lieutenant Kenn Christie.
2. Once the bell has been accepted, consider the ship's bell for permanent, interpretive display in the lobby of San Jose City Hall.
3. Place the item on the August 7, 2018 Council Agenda for action.

Attachments [Memorandum](#)

8. [ROGC](#) Set a Study Session of the City Council entitled "Homeless Services and Programs
[18-381](#) Update" for Fall 2018. (Nguyen)

Recommendation: Direct the City Manager and City Clerk to set a City Council Study Session entitled "Homeless Services and Programs Update" for Fall 2018.

Attachments [Memorandum](#)

H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee

- a. [ROGC](#) Changes to the January - June 2018 Community and Economic Development (CED)
[18-369](#) Committee Work Plan. (Economic Development)

Recommendation: Approve the following changes to the January – June 2018 Community and Economic Development (CED) Committee Work Plan:
1. Drop the following items from the June 25, 2018 CED Committee Workplan and direct the Administration to instead place the item on the August – December 2018 CED Committee Work Plan that will be subject to Rules and Open Government Committee final approval at a later date:
a. Downtown Airspace and Development Capacity Progress Report. (Economic Development/Airport)
Purpose: Update the Committee on work regarding Downtown airspace and development capacity with regard to One-Engine Inoperative procedures at San Jose Mineta International Airport.
b. Small Project Inclusionary Housing. (Housing)
Purpose: Provide recommendations on the design of the structure of an inclusionary housing program imposed on new developments with three to nineteen homes.

Attachments [Memorandum](#)

2. Neighborhood Services and Education Committee
3. Transportation and Environment Committee
4. Public Safety, Finance and Strategic Support Committee
5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole

- a. [ROGC](#) Rules and Open Government Committee Workplan. (Liccardo)
[18-382](#)

Recommendation: Approve the Rules and Open Government Committee workplan for the period from August through December 2018 and setting its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Wing Committee Meeting Rooms 118-120. The agendas will be posted as the Joint Rules and Open Government Committee and Committee of the Whole.

Attachments [Memorandum](#)

6. Smart Cities and Service Improvement Committee

I. Open Government

J. 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.

K. Adjournment

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.

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