



# 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

Mackenzie Mossing, Mayor's Office

Louis Osemwegie, City Clerk's Office

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Wednesday, October 31, 2018

2:00 PM

Wing W118-120

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#### A. City Council (City Clerk)

##### 1. Review Final Agenda

[ROGC](#)  
[18-596](#)

Review November 6, 2018 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** [November 6, 2018 Agenda](#)  
[Add Sheet](#)

##### 2. Review Draft Agenda November 13, 2018

None - Meeting Cancelled

#### B. Review of Upcoming Special Meeting Agenda(s)

#### C. Legislative Update

1. State
2. Federal

#### D. Meeting Schedules

1. [ROGC](#) General Plan Annual Review. (Planning, Building and Code  
[18-601](#) Enforcement)

**Recommendation:** Set the General Plan Annual Review City Council hearing beginning the evening of December 4, 2018, to consider privately and City-initiated General Plan amendments.

**Attachments** [Memorandum](#)

2. [ROGC](#) Elected and Appointed Officials Emergency Management Training  
[18-602](#) Study Session. (City Manager)

**Recommendation:** (a) Set a Council Study Session on Elected and Appointed Officials Emergency Management Training on Monday, December 10, 2018, from 1:30 p.m. to 4:30 p.m. in City Council Chambers.  
(b) Recommend that this Council Study Session include attendance of all Elected and Appointed Officials.

**Attachments** [Memorandum](#)

3. [ROGC](#) Release Date for Study Session (City Manager)  
[18-603](#)

**Recommendation:** Recommend release of date held for a Study Session on Tuesday, November 13, 2018 from 1:30 p.m. - 4:30 p.m.

#### E. The Public Record

1. [ROGC](#) The Public Record for October 19, 2018 - October 25, 2018.  
[18-597](#)

**Recommendation:** Receive and file the Public Record for October 19 - October 25, 2018. (City Clerk)

**Attachments** [The Public Record](#)

#### 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 18-595](#) Approval of Community Events Sponsored by Council District 7 as a City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Event. (Nguyen)

**Recommendation:**

1. Retroactively approve the following District 7 events as a City Council sponsored Special Event and approve the expenditure of funds.
  - a. Trunk or Treat on Wednesday, October 31, 2018 at the SevenTrees Community Center.
  - b. Santee Halloween Family Night on Wednesday, October 31, 2018 at the Franklin McKinley Children's Initiative Center.
2. Approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the November 6, 2018 Council Agenda for action.

**Attachments** [Memorandum](#)

- (b) [ROGC 18-598](#) Approval of a District 9 Grant to Bagby Elementary School. (Rocha)

**Recommendation:** Approve request to agendize for City Council deliberation on November 6, 2018, to approve a \$1,000 grant to Bagby Elementary School to support student educational and recreational needs.

**Attachments** [Memorandum](#)

- (c) [ROGC](#)  
[18-605](#) Legal Definition of Sex Under Title IX. (Vice Mayor Carrasco)

**Recommendation:**

1. Direct the City Attorney to analyze the Department of Health and Human Services effort to establish a new legal definition of sex under Title IX; and to come back to Rules with a report of a potential federal policy change and the effect on the City of San José, our employees, and residents.
2. Adopt a resolution opposing any policy change in Title IX that rolls back civil rights protections for the Transgender Community. Deliver a letter to the largest federal agencies that enforce some part of Title IX: Secretary of Health and Human Services Alex Azar, Secretary of Education Betsy DeVos, Secretary of Labor Alex Acosta, Attorney General Jeff Sessions, and Roger Severino, Director of the Office for Civil Rights at the U.S. Department of Health and Human Services.
3. Place the item on the November 27th, 2018, City Council Agenda for action.

**Attachments** [Memorandum](#)  
[Letters from the Public](#)

END OF CONSENT

**H. Review of additions to Council Committee Agendas/Workplans**

1. Community and Economic Development Committee
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
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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