



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

Chappie Jones, Vice Chair

Sylvia Arenas, Member

Dev Davis, 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

Wednesday, February 6, 2019

2:00 PM

Wing W118-120

A. City Council (City Clerk)

1. Review Final Agenda

[ROGC
18-748](#)

Review February 12, 2019 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 [February 12, 2019 Agenda
Add Sheet](#)

2. Review Draft Agenda - February 19, 2019 Cancelled.

B. Review of Upcoming Special Meeting Agenda(s)

C. Legislative Update

1. State
2. Federal

D. Meeting Schedules

1. [ROGC
18-742](#) Council Policy Prioritization Special Meeting (City Manager)

Recommendation: Set the Council Policy Prioritization Special City Council Meeting on Friday, March 1, 2019 from 1:30 p.m. – 4:00 p.m. in the City Council Chambers and approve the draft agenda.

Attachments [Draft Special Meeting Agenda](#)

2. [ROGC
18-751](#) Joint City of San José - Santa Clara County Meeting. (City Manager)

Recommendation: Set a Joint City of San José - Santa Clara County Meeting to discuss the topic of Affordable Housing on Friday, March 22, 2019 from 1:30 p.m. - 4:00 p.m. in the Board of Supervisors' Chambers at 70 West Hedding Street, San José, CA 95110. The meeting agenda will be submitted for Rules and Open Government Committee approval at a later date.

3. [ROGC
18-743](#) Release Dates for Study Sessions. (City Manager)

Recommendation: Recommend release of dates held for Study Sessions on Monday, February 11, 2019 from 1:30 p.m. – 4:30 p.m. and Friday, February 22, 2019 from 1:30 p.m. – 4:30 p.m.

E. The Public Record

[ROGC
18-747](#) The Public Record for January 18 - January 31, 2019.

Recommendation: Receive and file the Public Record for January 18 - January 31, 2019. (City Clerk)

Attachments [The Public Record](#)

F. Boards, Commissions and Committees

1. Appointments

[ROGC](#)
[18-744](#)

Deferred Compensation Committee Appointments. (Human Resources)

Recommendation:

- (a) Approve the appointment of Jason Santos as the nominee by the “trades organizations” consisting of Association of Building, Mechanical & Electrical Inspectors (ABMEI), International Union of Operating Engineers, Local 3 (OE#3) and International Brotherhood of Electrical Workers (IBEW) to the Deferred Compensation Advisory Committee (DCAC) to replace member, Jon Reger, for the remainder of the four-year term ending on March 1, 2021.
- (b) Place the item on the February 26, 2019 City Council Agenda for action.

Attachments [Memorandum](#)

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](#)
[18-735](#) Approval of Day in the Park Fall Family Festival 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)

Recommendation:

1. Approve the Day in the Park Fall Family Festival scheduled on October 12, 2019 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 February 12, 2019 Council Agenda for action.

Attachments [Memorandum](#)

- (b) [ROGC](#)
[18-737](#) Amended Approval of the Senior Winter Walk and Resource Fair Sponsored by Council District 10, 9, and 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Khamis)

- Recommendation:**
1. Approve the 12th Annual Senior Winter Walk and Resource Fair scheduled on Friday, February 22, 2019 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. Approve the purchase of various items and gift cards, under \$50 each, for the prize drawing.
 4. Place the item on the February 12, 2019 Council Agenda for action.

Attachments [Memorandum](#)

- (c) [ROGC](#)
[18-740](#) Retroactive Approval of State of the District 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 State of the District scheduled on January 30, 2019 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 February 26, 2019 Council Agenda for action.

Attachments [G.1.cMemorandum](#)

END OF CONSENT

2. [ROGC](#)
[18-736](#) Monthly Report of Activities for December 2018 and January 2019. (City Auditor)

- Recommendation:** Approve the City Auditor's Office Monthly Report of Activities for the months of December 2018 and January 2019.

Attachments [Memorandum](#)

3. [ROGC](#)
[18-741](#) Naming of 28th Street San José BART Station. (Mayor, Peralez, Carrasco)

Recommendation: Agendize for the February 12, 2019 City Council meeting the following:

1. Submit 28th Street/Little Portugal to the Valley Transportation Authority (VTA) for consideration as the formal name of the future BART station located at N. 28th Street between E. Santa Clara Street and E. Julian Street.

Attachments [Memorandum](#)

4. [ROGC](#)
[18-745](#) Approval of an Additional General Plan Hearing for Publicly Funded Affordable Housing Projects. (Mayor and Davis)

Recommendation:

1. Hold an additional General Plan Amendment Hearing in the spring of each year to expedite the land use approval of publicly funded affordable housing communities;
2. Place the item on the February 26, 2019 Council Agenda for action.

Attachments [Memorandum](#)

5. [ROGC](#)
[18-749](#) Abandoned Shopping Cart Program. (Jimenez)

Recommendation: Direct staff to modify the Abandoned Shopping Cart Program to achieve the following objectives:

1. Full cost recovery;
2. Participation of all businesses in the program regardless of number of shopping carts provided;
3. Escalating penalties and fees for egregious violations; Requirement for consistent, clear, and long-lasting cart signage and/or labeling to be better identify cart ownership and location of origin;
4. Feasibility of an impound fee for shopping carts that are collected by City staff and stored at City facilities.

Attachments [Memorandum](#)
[Council Policy Early Consideration: Response Form](#)
[Letters from the Public](#)

H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee

2. Neighborhood Services and Education Committee

(a) [ROGC](#) Neighborhood Services & Education Committee Workplan. (Mayor and
[18-746](#) Arenas)

Recommendation: Approval of the Neighborhood Services and Education Committee
workplan for the period of January through June 2019 and setting its
meeting schedule on the second Thursday of each month at 1:30 p.m.
in Rooms W118-119.

Attachments [Memorandum](#)

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.

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