



# 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

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Wednesday, March 6, 2019

2:00 PM

Wing W118-120

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

##### 1. Review Final Agenda

[ROGC](#)  
[19-026](#)

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

##### 2. Review Draft Agenda

[ROGC](#)  
[19-027](#)

Review March 19, 2019 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** [March 19, 2019 Agenda](#)

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

[ROGC](#)  
[19-030](#)

Special City Council Meeting for Boards and Commissions Interviews.  
(City Clerk)

**Recommendation:** Review the March 18, 2019 Special City Council Meeting Agenda for Applicant Interviews for the Planning Commission and Board of Fair Campaign and Political Practices.

**Attachments** [Agenda](#)

## **C. Legislative Update**

1. State
2. Federal

## **D. Meeting Schedules**

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

**Recommendation:** Set a Joint City of San José City Council - Santa Clara County Board of Supervisors 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.

## **E. 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 19-022](#) Retroactive Approval of Dental Health Fair 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. Retroactively approve the Dental Health Fair scheduled on March 1, 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 March 12, 2019 Council Agenda for action.

**Attachments** [Replacement Memorandum, 3/4/2019](#)

- (b) [ROGC 19-023](#) Retroactive Approval of Meadowfair Cafecito 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. Retroactively approve the Meadowfair Cafecito scheduled on March 9, 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 March 12, 2019 Council Agenda for action.

**Attachments** [Memorandum](#)

- (c) [ROGC](#)  
[19-024](#) Approval of Annual Greek Flag Raising Event and Scottish Flag Raising Event, each Sponsored by Council District 10 as a City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Event. (Khamis)

**Recommendation:**

1. Approve the Annual Greek Flag Raising Event scheduled on March 25, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Approve the Annual Scottish Flag Raising Event scheduled on April 3, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Approve and accept donations from various individuals, businesses or community groups to support the event.
4. Place the item on the March 19, 2019 Council Agenda for action.

**Attachments** [Memorandum](#)

END OF CONSENT

2. [ROGC](#)  
[19-025](#) Resolution Denouncing the Deportation of Vietnamese Immigrants. (Diep)

**Recommendation:**

1. Adopt a resolution denouncing President Donald Trump's attempted deportations of Vietnamese immigrants who arrived in the United States prior to 1995, unilaterally reinterpreting a longstanding agreement to the contrary;
2. Acknowledge the rights of refugees and asylum seekers to pursue sanctuary and avoid the endangerment that may accompany a forced return to their country of origin;
3. Direct the City Attorney's Office to support any and all legal actions against the Trump administration in its attempt to deport Vietnamese Americans, including the filing of an amicus brief in the litigation filed by Asian Americans Advancing Justice - Atlanta.

**Attachments** [Memorandum](#)

3. [ROGC](#)  
[19-028](#) Providing CalPERS Pension Benefits for Current Office of Retirement Services Professional Investment Staff. (City Manager)

**Recommendation:**

- (a) Consider the following three options for removing current Retirement Services investment staff employees that were hired post- Measure G from the City's Tier 3 Retirement Plan and placing them into CalPERS
  - (1) Mandatory participation in CalPERS
  - (2) City pays difference in CalPERS rate that is more than 3.75%
  - (3) Employees make post-tax contributions
- (b) Place the item on the March 19, 2019 City Council Agenda for action.

**Attachments** [Memorandum](#)

#### **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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Access the video, the agenda and related reports for this meeting by visiting the City's website.