



# 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

Nora Frimann, City Attorney

Gloria Schmanek, City Manager's Office

Henry Smith, Mayor's Office

Louis Osemwegie/Ruth Krantz, City Clerk's Office

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Wednesday, October 7, 2020

2:00 PM

Virtual Meeting  
<https://sanjoseca.zoom.us/j/93828586066>

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#### **\* COVID-19 NOTICE \***

Consistent with the California Governor's Executive Order No. N-29-20, Resolution No. 79485 from the City of San José and the Santa Clara County Health Officer's March 16, 2020 Shelter in Place Order, the City Council Committee meeting will not be physically open to the public and the Committee Members will be teleconferencing from remote locations.

#### **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](mailto:city.clerk@sanjoseca.gov) by 9:00 a.m. the day of the meeting.

#### **How to provide spoken Public Comment during the City Council Meeting:**

1) By phone 888 475 4499. 938 2858 6066 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/93828586066>

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](#) Review October 13, 2020 Final Agenda - Cancelled  
[20-414](#)

### 2. Review Draft Agenda

[ROGC](#) Review October 20, 2020 Draft Agenda  
[20-415](#)

- 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](#)  
[Add Sheet](#)

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

1. [ROGC](#) Review October 16, 2020 Joint Meeting Agenda Between City Council,  
[20-425](#) the Board of Administration for the Federated City Employees' Retirement System and the Board of Administration for Police & Fire Department Retirement Plan.

**Attachments** [Agenda](#)

## C. Legislative Update

1. State
2. Federal

#### D. Meeting Schedules

1. [ROGC  
20-417](#) Release Date for Study Session. (City Manager)

**Recommendation:** Recommend release of date held for a Study Session on Thursday, October 29, 2020.

2. [ROGC  
20-418](#) Set General Plan Hearing for November 2020. (Planning, Building and Code Enforcement)

**Recommendation:** Set the second General Plan City Council hearing for calendar year 2020 beginning November 17, 2020 to consider City-initiated General Plan amendments.

**Attachments** [Memorandum](#)

#### E. The Public Record

[ROGC  
20-416](#) The Public Record for September 24, 2020 - October 1, 2020. (City Clerk)

**Recommendation:** Receive and file the Public Record for September 24, 2020 - October 1, 2020.

**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**

END OF CONSENT

2. [ROGC](#)      Cut The Commute Pledge. (Jones and Arenas)  
[20-424](#)

**Recommendation:**

City of San José as an organization shall pledge to join Bay Area Quality Management District's "Cut the Commute" Campaign as a continued effort to reduce traffic congestion, help maintain our air quality progress, reduce employer and employee costs, and reduce climate impacts. As the County's shelter-in-place order eases and lifts accordingly, the City shall commit to extending remote work options of at least 25% (or at least 1-2 days) to employees whose jobs allow for it in accordance with the City's Administrative Policy 4.2.14 on Flexible Workplace. For those employees that don't have that flexibility, the organization will encourage alternatives to driving alone.

In support of Cut the Commute, direct City Manager and Administration to evaluate and update as needed the following:

1. Applicable and new City Administrative Policies needed to ensure remote access and necessary IT tools to maintain continued security and privacy protections while enabling high employee workforce productivity and effective service delivery for the purposes of remote work or telecommuting;
2. Commuter Benefits Program - expand the commuter benefits program to include Transportation Demand Management Coordinators roles that would continue promotion of Green Trip Challenges, transit pass program, and other programs such as the Sustainable Commute Incentive Pilot Program, to maximize employee carpools, tax benefits, and use of alternative modes of transportation;
3. Collaboration with community organizations to encourage:
  - a. The increased use of public transit and alternative forms of transportation;
  - b. Small and medium sized businesses in City of San José to join BAAQMD's Cut the Commute Campaign through Office of Economic Development's Business Owner Space and the Mayor's Silicon Valley Recovery Roundtable;
4. Cost and benefits analysis if City were to implement a 25% remote-work option for employees whose jobs allow for it;
5. Equity considerations for telecommuting between different occupations and disproportionate opportunities;
6. Sign the pledge;
7. Draft a resolution based on the attached template;
8. Place the item on the Tuesday, October 20, 2020 Council Agenda for action and consideration of the Resolution in support of the Cut

the Commute Campaign.

**Attachments** [Memorandum from Jones and Arenas](#)  
[Early Consideration Response Form](#)  
[Letters from the Public](#)

3. [ROGC](#)  
[20-429](#) Redistricting Commission. (City Clerk) -DEFERRED

**Recommendation:**

- a. Open application period for the Redistricting Commission pursuant to Article IV, Section 403 of the City Charter from approval date to December 13, 2020;
- b. Agendize appointment of the Redistricting commission for January 12, 2021; and
- c. Set the date for Councilmembers to designate Commissioners no later than January 7, 2021.

DEFERRED PER CITY CLERK, TO BE HEARD ON OCTOBER 14, 2020.

4. [ROGC](#)  
[20-433](#) Indigenous Peoples' Day Recommendation (Mayor and Vice Mayor Jones)

**Recommendation:**

- 1. Direct the City Manager, through the Office of Race and Equity, to engage with members of the First Resident tribal and Italian-American communities regarding their perspectives on the appropriate designations and dates for the celebration of their heritage;
- 2. Decline to issue any City recognition of Columbus Day this year;
- 3. Return to Council by the summer of 2021 to:
  - a. eliminate the City's recognition of Columbus Day;
  - b. officially designate both Indigenous Peoples' Day and Italian-American Heritage Day-or other names deemed appropriate by our communities-on specific dates.

**Attachments** [Replacement Memorandum from Mayor and Vice Mayor](#)

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

- 1. Community and Economic Development Committee
- 2. Neighborhood Services and Education Committee

[ROGC  
20-419](#)

Update to the August - December 2020 Neighborhood Services and Education Committee Work Plan. (Parks, Recreation and Neighborhood Services)

**Recommendation:**

Approve the amendment to the August-December 2020 Neighborhood Services and Education Committee Work Plan to drop the following from the December 10, 2020 meeting: Anti-Graffiti/Anti-Litter Program and Beautify SJ Annual Report.

**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



[ROGC](#)  
[20-420](#)

Update to the August - December 2020 Smart Cities and Service Improvements Committee Work Plan. (Information Technology)

**Recommendation:**

Approve the changes detailed below to the August - December 2020 Smart Cities and Service Improvements Committee Work Plan:

a. Add the following item for the November 5, 2020, Committee Meeting:

Privacy Policy Update. (Civic Innovation/Information Technology)

Purpose: Provide a written update on the completion of the City's Privacy Policy and roadmap to implementation. Receive feedback from the Committee. Cross-reference to a future City Council meeting.

b. Modify the following item for the November 5, 2020, Committee Meeting:

City Website Update. (City Manager - Communications)

Purpose: Provide a verbal update on accomplishments, pandemic response, ongoing analytics, and upcoming roadmap for the City of San José website.

to

City Website and Digital Services Update. (City Manager/Information Technology/Human Resources)

Purpose: Provide a verbal update on the City's online engagement, pandemic response, analytics, and roadmap for aligning web and digital strategies for improved service delivery.

**Attachments** [Memorandum](#)

**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.

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.