



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
Chappie Jones, Chair
Raul Peralez, Vice Chair
Sylvia Arenas, Member
David Cohen, Member
Dev Davis, Member

Committee Staff
Lee Wilcox, Deputy City Manager
Toni Taber, City Clerk
Nora Frimann, City Attorney
Gloria Schmanek, City Manager's Office
Henry Smith, Mayor's Office

Wednesday, March 10, 2021

2:00 PM

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

*** 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 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](#)
[21-219](#)

Review March 16, 2021 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 [Agenda](#)

2. Review Draft Agenda

[ROGC](#)
[21-220](#)

Review March 23, 2021 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 [Agenda](#)

B. Review of Upcoming Special Meeting Agenda(s)

1. [ROGC 21-227](#) Review March 15, 2021 Special Meeting Agenda on the City Roadmap
- From COVID to Recovery.
 - a. Add New Items to Special Meeting 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](#)

C. Legislative Update

1. State
2. Federal

D. Meeting Schedules

1. [ROGC 21-236](#) Joint City of San José Santa Clara Valley Water District Special Meeting. (City Manager)

Recommendation: Set a Joint City of San José Santa Clara Valley Water District Special Meeting on March 19, 2021 at 9:00 a.m. - Noon.

Attachments [Agenda](#)

E. The Public Record

[ROGC 21-221](#) The Public Record for February 25, 2021 - March 4, 2021. (City Clerk)
Receive and file the Public Record for February 25, 2021 - March 4, 2021.

Attachments [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 21-225](#) Retroactive Approval of Commodore Dumpster Day Sponsored by Council District 4 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Cohen)

- Recommendation:**
1. Retroactively approve the Commodore Dumpster Day scheduled on March 6, 2021 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 23, 2021 Council Agenda for action.

Attachments [Memorandum from Cohen](#)

- b. [ROGC](#) Retroactive Approval of Multiple Dumpster Days Sponsored by Council
[21-240](#) District 7 as a City Council Sponsored Special Event to Expend City
Funds and Accept Donations of Materials and Services for the Event.
(Esparza)

Recommendation:

1. Retroactively approve the Dumpster Day in the Santee Neighborhood scheduled on June 8, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Dumpster Day in the West Evergreen Neighborhood scheduled on June 29, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the Dumpster Day on Umbarger Road scheduled on November 16, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Dumpster Day in the Tropicana Lanai Neighborhood held of January 25, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Dumpster Day at O.B. Whaley Elementary School scheduled on February 22, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
6. Retroactively approve the Dumpster Day in the Alma Neighborhood scheduled on June 13, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
7. Retroactively approve the Dumpster Day at Senter and Singleton Roads scheduled on June 27, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
8. Retroactively approve the Dumpster Day at Ramblewood Park scheduled on July 11, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
9. Retroactively approve the Dumpster Day at Kennedy Elementary School scheduled on July 25, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
10. Retroactively approve the Dumpster Day at Santee Elementary School scheduled on August 15, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
11. Retroactively approve the Dumpster Day at Meadows Elementary School scheduled on September 5, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
12. Retroactively approve the Dumpster Day in the Rock Springs Neighborhood scheduled on September 12, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
13. Retroactively approve the Dumpster Day in the Seven Trees Neighborhood scheduled on September 19, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
14. Retroactively approve the Dumpster Day in the Tropicana Lanai

Neighborhood scheduled on September 26, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.

15. Retroactively approve the Dumpster Day on Southside Drive scheduled on October 3, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.

16. Retroactively approve the Dumpster Day on Gassman Drive scheduled on October 24, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.

17. Retroactively approve the Dumpster Day on Lone Bluff Way scheduled on November 7, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.

18. Retroactively approve the Dumpster Day on Umbarger Road scheduled on January 16, 2021 as a City Council sponsored Special Event and approve expenditure of funds.

19. Retroactively approve the Dumpster Day on Barberry Lane scheduled on January 30, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.

20. Retroactively approve Dumpster Day at O.B Whaley scheduled on February 20, 2021 as a City Council sponsored Special Event and approve expenditure of funds.

21. Retroactively approve Dumpster Day at Alma/Bellvue Park scheduled on February 27, 2021 as a City Council sponsored Special Event and approve expenditure of funds.

22. Approve and accept donations from various individuals, businesses or community groups to support the event.

23. Place the item on the March 16, 2021 Council Agenda for action.

Attachments [Memorandum from Esparza](#)

- c. [ROGC](#) Retroactive Approval of Multiple Community Events Sponsored by
[21-244](#) Council District 7 as a City Council Sponsored Special Event to Expend
City Funds and Accept Donations of Materials and Services for the
Event. (Esparza)

Recommendation:

1. Retroactively approve the Fair Swim Center Reopening scheduled on August 10, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Sylvandale Backpack Distribution scheduled on August 16, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the Dove Hill Clean Up scheduled on August 17, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Rock Springs Backpack Distribution scheduled on August 28, 2019 as a City council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Sound the Alarm! event at Silver Creek Mobile Home Park scheduled on October 19, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
6. Retroactively approve the Seven Trees Trunk Or Treat scheduled on October 31, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
7. Retroactively approve the District 7 Christmas in the Park District Night scheduled on December 10, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
8. Retroactively approve the Shoes That Fit Giveaway scheduled on December 12, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
9. Retroactively approve the Toys for Tots Drive at Los Lagos Golf Course scheduled on December 14, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
10. Retroactively approve the Valley Palms Toy Distribution scheduled on December 16, 2019 as a City council sponsored Special Event and approve the expenditure of funds.
11. Retroactively approve the West Evergreen End of Year Celebration scheduled on December 19, 2019 as a City Council sponsored Special Event and approve expenditure of funds.
12. Retroactively approve the Coyote Creek Clean Up at Tully Ballfields scheduled on February 1, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
13. Retroactively approve the Sylvandale Crime Prevention Meeting at Sylvandale Middle School scheduled on February 19, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
14. Retroactively approve the Shop with a Cop Backpack Distribution

- scheduled on August 8, 2020 as a City Council Sponsored Special Event and approve expenditure of funds.
15. Retroactively approve the Owsley Community Meet and Greet scheduled on September 9, 2020 as a City Council sponsored Special Event and approve expenditure of funds.
16. Retroactively approve the Valley Palms Backpack Giveaway scheduled on September 10, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
17. Retroactively approve the Rock Springs Helmet and Ice Cream Giveaway scheduled on September 18, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
18. Retroactively approve the Tropicana Lanai Helmet and Ice Cream Giveaway scheduled on September 21, 2020 as a City Council sponsored Special Event and approve expenditure of funds.
19. Retroactively approve the Santee Helmet and Ice Cream Giveaway scheduled on September 22, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
20. Retroactively approve the Valley Palms Helmet and Ice Cream Giveaway scheduled on September 22, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
21. Retroactively approve the Rocketship Spark Helmet and Ice Cream Giveaway scheduled on September 23, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
22. Retroactively approve the Rocketship Alma Helmet and Ice Cream Giveaway scheduled on September 24, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.
23. Retroactively approve the Dahl Helmet and Ice Cream Giveaway scheduled on September 24, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.
24. Retroactively approve the Lairon Helmet and Ice Cream Giveaway scheduled on September 25, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
25. Retroactively approve the Rocketship Mosaic Helmet and Ice Cream Giveaway scheduled on September 25, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.
26. Retroactively approve the Owsley Community Crime Prevention Meeting scheduled on October 8, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.
27. Retroactively approve the Ace Esperanza Candy Giveaway scheduled on October 29, 2020, as a City Council sponsored Special

Event and approve the expenditure of funds.

28. Retroactively approve the Santee Candy Giveaway scheduled on October 30, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

29. Retroactively approve the Lairon Candy Giveaway scheduled on October 30, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

30. Retroactively approve the Seven Trees Trunk or Treat scheduled on October 30, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

31. Retroactively approve the Renascent Place Thanksgiving Meals Giveaway scheduled on November 19, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

32. Retroactively approve the O. B. Whaley Turkey Giveaway scheduled on November 20, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

33. Retroactively approve the McLaughlin Park Fitness Scavenger Hunt scheduled on December 12, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

34. Retroactively approve the GreenTeam Annual Bike Giveaway scheduled on December 14, 2020, as a City Council sponsored Special Event and approve expenditure of funds.

35. Retroactively approve the O.B. Whaley/West Evergreen Gift Giveaway scheduled on December 14, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

36. Retroactively approve the Dahl Elementary Book Drive scheduled on December 14, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

37. Retroactively approve the Meadows Elementary Virtual Gingerbread House Family Night scheduled on December 16, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

38. Retroactively approve the Franklin Elementary Family Giving Tree scheduled on December 18, 2020, as a City Council sponsored Special Event and approve the expenditure of funds.

39. Retroactively approve the Santee Parade and Pajama Giveaway scheduled on December 18, 2020 as a City Council sponsored Special Event and approve the expenditure of funds.

40. Retroactively approve the Santee Elementary Lunar New Year Drive Through Celebration scheduled on February 12, 2021, as a City

Council sponsored Special Event and approve the expenditure of funds.

41. Retroactively approve the Los Arboles Lunar New Year Celebration scheduled on February 12, 2021, as a City Council sponsored Special Event and approve the expenditure of funds.

42. Retroactively approve the ICAN Tet Celebration scheduled on February 19, 2021, as a City Council sponsored Special Event and approve the expenditure of funds.

43. Retroactively approve the Family Zumba in the Park scheduled on February 19, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.

44. Approve and accept donations from various individuals, businesses or community groups to support the event.

45. Place the item on the March 16, 2021 Council Agenda for action.

Attachments [Memorandum from Esparza](#)

- d. [ROGC 21-248](#) Approval of National Women's History Month Sponsored by Council District 5 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Carrasco)

Recommendation:

1. Approve the National Women's History Month scheduled on March 16, 2021 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 16, 2021 Council Agenda for action.

Attachments [Memorandum from Carrasco](#)

END OF CONSENT

2. [ROGC 21-226](#) Monthly Report of Activities for February 2021. (City Auditor)

Recommendation: Approve the Auditor's Office Monthly Report of Activities for the month of February 2021.

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.

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.