



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 17, 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](#)
[21-255](#)

Review March 23, 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](#)
[Add Sheet](#)

2. Review Draft Agenda

[ROGC](#)
[21-256](#)

Review March 30, 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)

C. Legislative Update

1. State
2. Federal

D. Meeting Schedules

1. [ROGC](#)
[21-272](#) Updates on Senate Bill 1383, Residential Recycling Contamination, and Residential Garbage and Recycling Rates Study Session. (Environmental Services)

Recommendation: Set a City Council Study Session entitled “Updates on Senate Bill 1383, Residential Recycling Contamination, and Residential Garbage and Recycling Rates” for Monday, April 12, 2021 from 1:30 p.m. - 4:30 p.m. and approve a draft Study Session agenda.

Attachments [Memorandum](#)

2. [ROGC](#)
[21-273](#) Pension Obligation Financing Options Study Session. (Finance)

Recommendation: Set a City Council Study Session entitled Pension Obligation Financing Options for Friday, April 23, 2021 from 9:00 a.m. - 12:00 p.m.

Attachments [Memorandum](#)

E. The Public Record

[ROGC](#)
[21-264](#) The Public Record for March 4, 2021 - March 11, 2021. (City Clerk)
Receive and file the Public Record for March 4, 2021 - March 11, 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](#)
[21-271](#) Approval of Virtual Volunteer Appreciation Luncheon 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 Virtual Volunteer Appreciation Luncheon scheduled on April 8, 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 Arenas](#)

- b. [ROGC](#)
[21-267](#) Approval of Cesar Chavez Day Lighting and Proclamation Sponsored by Council District 3 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Perez)

Recommendation:

1. Approve the Cesar Chavez Day lighting (March 30, 2021 to April 5, 2021) and proclamation event scheduled on March 30, 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 30, 2021 Council Agenda for action.

Attachments [Memorandum from Perez](#)

END OF CONSENT

2. [ROGC](#) AB 1091 (Berman): Santa Clara Valley Transportation Authority:
[21-279](#) Board of Directors. (Transportation)

Recommendation: (1) Adopt a position of oppose for AB 1091 (Berman).
(2) Recommend this item be agendized for the March 23, 2021 City Council Meeting so that the City's Legislative Representative can advocate the City's oppose position for AB 1091.

Attachments [Memorandum](#)

H. Review of additions to Council Committee Agendas/Workplans

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

[ROGC](#) Update to the January 2021 - June 2021 Neighborhood Services and
[21-274](#) Education Committee Work Plan. (City Manager)

Recommendation: Approve the update to the January 2021 - June 2021 Neighborhood Services and Education Committee work plan to add the following item to the April 8, 2021 Committee meeting:
City Council Policy Priority #18: Smoke Free Housing Status Report. (Planning, Building and Code Enforcement)
Purpose: Provide a status report on the progress of City Council Policy Priority #18: Smoke Free Housing and obtain feedback.

Attachments [Memorandum](#)

3. Transportation and Environment Committee

[ROGC](#) Update to the January 2021 - June 2021 Transportation and
[21-275](#) Environment Committee Work Plan. (City Manager)

Recommendation: Approve the update to the January 2021 - June 2021 Transportation and Environment Committee work plan to add the following item to the May 3, 2021 Committee meeting:
City-Generated Tow Services Delivery Model Status Report. (Planning, Building and Code Enforcement/Police Department)
Purpose: Provide a status report on the progress of City-Generated Tow Services Delivery Model including the Tow Audit Work Plan and impact of City's emergency response to the COVID-19 pandemic.

Attachments [Memorandum](#)

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.