



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, April 14, 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](#)
[21-395](#)

Review April 20, 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](#)
[21-396](#)

Review April 27, 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 21-406](#) Review April 23, 2021 Final Pension Obligation Financing Options Study Session Agenda.
 - 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 [Revised Agenda](#)

C. Legislative Update

1. State
2. Federal

D. Meeting Schedules

E. The Public Record

[ROGC 21-397](#) The Public Record for April 1, 2021 - April 8, 2021. (City Clerk)
Receive and file the Public Record for April 1, 2021 - April 8, 2021.

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

- a. [ROGC](#) Approval of Mental Health Awareness Month Sponsored by Council
[21-422](#) 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 May 2021 as Mental Health Awareness Month scheduled
on May 11, 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 May 11, 2021 Council Agenda for action.

Attachments [Memorandum from Arenas](#)

- b. [ROGC](#) Approval of National Child Abuse Prevention Month Sponsored by
[21-426](#) 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 April 2021 as National Child Abuse Prevention Month
scheduled on April 20, 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 April 20, 2021 Council Agenda for action.

Attachments [Memorandum from Arenas](#)

- c. [ROGC](#) Approval of Proclamation for Earth Day Sponsored by Council District
[21-401](#) 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 Earth Day scheduled on April 20, 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 April 20, 2021 Council Agenda for action.

Attachments [Memorandum from Carrasco](#)

- d. [ROGC](#)
[21-430](#) Approval of Cataldi 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. Approve the Cataldi Dumpster Day scheduled on April 24, 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 April 20, 2021 Council Agenda for action.

Attachments [Memorandum from Cohen](#)

END OF CONSENT

2. [ROGC](#) Request for Additional Financial Resources Allocated by the San
[21-405](#) José City Council to the Charter Review Commission. (Charter
Review Commission)

Recommendation: The Charter Review Commission has overwhelmingly voted to request that the Council provide adequate resources to accomplish the following goals and outcomes:

1. Adequate budgetary resources to ensure that outside legal counsel can provide support in crafting legislative language and recommendations from the Commission to the Council. This is a recommendation comes after we received presentations from 1985 Commission members, who also noted that inclusion of independent outside counsel was critical to the success of the Commission.
2. Adequate budgetary resources to hire a consultant, or consultants, to provide qualitative research so that the Commission can understand best management practices in other municipalities, or agencies and consider what Charter changes are best for the City of San Jose.
3. Adequate budgetary resources to ensure outreach can be conducted, by up to 10 community based groups and organizations, to ensure that the voices of all of the residents of San Jose are heard, and included, in the important task of updating the Charter.
4. Adequate Budgetary resources to ensure that translation of the Commission's documents and interpretation at meetings can be accomplished so that no community is excluded.

Attachments [Letter dated 3/22/2021](#)
[Supplemental Memorandum](#)
[Letters from the Public](#)

3. [ROGC](#) Bill of Right 's for Children and Youth. (Youth Commission)
[21-410](#)

Recommendation: Accept the updated Bill of Rights for Children and Youth.

Attachments [Letter dated 3/25/2021](#)
[Letter from Youth Commissioner Hoang, 4/12/2021](#)

4. [ROGC 21-414](#) Assembly Bill 1400: Guaranteed Healthcare for All. (Carrasco)

Recommendation: 1. Adopt a position of support for AB 1400 (Kalra, Alex Lee, and Santiago) on guaranteed Health Care for All.
2. Recommend this item be agendaized for the April 27th City Council Meeting so that the City's Legislative Representative can advocate the City's support for AB 1400.

Attachments [Memorandum from Carrasco](#)
[Letter from Assemblymember Kalra, 4/14/2021](#)
[Letters from the Public 1 of 3](#)
[Letters from the Public 2 of 3](#)
[Letters from the Public 3 of 3](#)

H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee

[ROGC 21-431](#) Update to the January 2021 - June 2021 Community and Economic Development Committee Work Plan. (Housing)

Recommendation: Approve the following drop of the Moderate-Income Housing Strategy Report from the Community and Economic Development Committee workplan scheduled for the May 24, 2021 meeting:
1. Moderate-Income Housing Strategy Report. (Housing)

Attachments [Memorandum](#)

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.