



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, June 23, 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](#)
[21-624](#)

Review June 29, 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

B. Review of Upcoming Special Meeting Agenda(s)

C. Legislative Update

1. State

2. Federal

D. Meeting Schedules

E. The Public Record

[ROGC](#)
[21-626](#)

The Public Record for June 10, 2021 - June 17, 2021. (City Clerk)
Receive and file the Public Record for June 10, 2021 - June 17, 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 21-627](#) Retroactive Approval of Multiple Special Events 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. Retroactively approve the Dumpster Day held on Delmas Avenue and North 28th Street on May 15, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Dumpster Day held on Madera Avenue on May 22, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the Dumpster Day held on Floyd Street and North 2nd Street on June 5, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Dumpster Day held on South 2nd Street on June 11, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Dumpster Day held on Macredes Avenue and Illinois Avenue on June 12, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
6. Approve and accept donations from various individuals, businesses or community groups to support the event.
7. Place the item on the June 29, 2021 Council Agenda for action.

Attachments [Memorandum from Perez](#)

- b. [ROGC 21-628](#) Retroactive Approval of Multiple Special Events Sponsored by 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 Dumpster Day held at Windmill Springs Elementary scheduled on May 8, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Los Lagos Movie Night held at Los Lagos Golf Course scheduled on May 14, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
3. Retroactively approve the Dumpster Day held at Dahl Elementary scheduled on May 15, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
4. Retroactively approve the Franklin Movie Night held at Franklin Elementary School scheduled on May 21, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
5. Retroactively approve the Dumpster Day held at Rock Springs Park scheduled on June 5, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
6. Retroactively approve the Lairon Movie Night held at Daniel Lairon School scheduled on June 11, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
7. Retroactively approve the Lone Bluff Neighborhood Barbeque at Lone Bluff Park scheduled on June 19, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
8. Retroactively approve the Dumpster Day on Roberts Avenue scheduled on June 26, 2021 as a City Council sponsored Special Event and approve the expenditure of funds.
9. Approve and accept donations from various individuals, businesses or community groups to support the event.
10. Place the item on the June 29, 2021 Council Agenda for action.

Attachments [Memorandum from Esparza](#)

END OF CONSENT

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

[ROGC](#)
[21-629](#)

Rules and Open Government Committee Workplan

Recommendation: Approve the Rules and Open Government Committee workplan for the period from July 2021 through June 2022 and setting its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Wing Committee Meeting Rooms 118-120 or held virtually via Zoom in declared emergencies. The agendas will be posted as the Joint Rules and Open Government Committee and Committee of the Whole.

Attachments [Memorandum](#)

6. Smart Cities and Service Improvement Committee

I. Open Government

[ROGC](#)
[21-603](#)

Public Records Appeal.

Recommendation: Deny the appeal from Ramona Giwargis regarding the City's response to her request for public records seeking records regarding Solutions San Jose.

Attachments [Memorandum](#)
[Letter of Appeal](#)
[Letters from the Public](#)

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.