



COUNCIL AGENDA: 5/24/2022

ITEM: 2.26

FILE NO: 22-818

# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Toni J. Taber, CMC  
City Clerk

**SUBJECT:** SEE BELOW

**DATE:** May 24, 2022

**SUBJECT: Retroactive Approval of Penitencia Neighborhood Association Dumpster Day and Baypointe Park Activation and Neighborhood Celebration and Approval of Alviso Dumpster Day and Vista Montana Neighborhood Celebration Sponsored by Council District 4 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events**

## **Recommendation**

As recommended by the Rules and Open Government Committee on May 18, 2022:

- (a) Retroactively approve the Penitencia Neighborhood Association Dumpster Day scheduled on May 14, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
- (b) Retroactively approve the Baypointe Interim Park Activation and Neighborhood Celebration scheduled on May 18, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
- (c) Approve the Alviso Dumpster Day scheduled on June 4, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
- (d) Approve the Vista Montana Neighborhood Celebration scheduled on June 11, 2022 as a City Council sponsored Special Event and approve the expenditure of funds.
- (e) Approve and accept donations from various individuals, businesses or community groups to support the events.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Cohen)

[Rules Committee referral 5/18/2022 - Item B.6]



# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Councilmember Cohen  
District 4

**SUBJECT:** SEE BELOW

**DATE:** May 12, 2022

APPROVED: *David Cohen*

**SUBJECT: RETROACTIVE APPROVAL OF PENITENCIA NEIGHBORHOOD ASSOCIATION DUMPSTER DAY AND BAYPOINTE PARK ACTIVATION AND NEIGHBORHOOD CELEBRATION, AND APPROVAL OF ALVISO DUMPSTER DAY AND VISTA MONTANA NEIGHBORHOOD CELEBRATION AS DISTRICT 4 CITY COUNCIL SPONSORED SPECIAL EVENTS TO EXPEND CITY FUNDS AND ACCEPT DONATIONS OF MATERIALS AND SERVICES FOR THE EVENTS**

**RECOMMENDATION:**

1. Retroactively approve the Penitencia Neighborhood Association Dumpster Day to be held on May 14, 2022 as a City Council Sponsored Special Event and approve the expenditure of funds.
2. Retroactively approve the Baypointe Interim Park Activation and Neighborhood Celebration scheduled for Wednesday, May 18, 2022 as a City Council sponsored Special Event, and approve the expenditure of funds.
3. Approve the Alviso Dumpster Day to be held on June 4, 2022 as a City Council Sponsored Special Event and approve the expenditure of funds.
4. Approve the Vista Montana Neighborhood Celebration to be held June 11, 2022 as a City Council Sponsored Special Event and approve the expenditure of funds.
5. Approve and accept donations from various individuals, businesses or community groups to support the events.
5. Place the item on the May 24, 2022 City Council Agenda for action.

**BACKGROUND**

On February 1, 2005, the City Council adopted Resolution No. 72517 which requires Councilmembers to submit a memorandum to the Rules Committee regarding proposed City Council sponsored Special Events and the proposed use of any funds.

The Penitencia Neighborhood Association Dumpster Day was held on May 14, 2022 at the southeast corner of Mary Caroline Drive and Ridgeway Drive as a City Council Sponsored Special Event and is sponsored by Councilmember David Cohen.

The Baypointe Interim Park Activation and Neighborhood Celebration was on May 18, 2022 at Baypointe Interim Park located at Baypointe Parkway and Zanker Road from 6 p.m. to 8 p.m. and is sponsored by Councilmember Cohen. The District 4 sponsorship of this event is intended to provide an opportunity for San Jose residents to socialize and enjoy food from a food truck together.

The Alviso Dumpster Day will be held on June 4, 2022 at Liberty Street as a City Council Sponsored Special Event and is sponsored by Councilmember David Cohen. Both special events will provide residents with an opportunity to bring a wide array of items to dispose of safely and conveniently.

The Vista Montana Neighborhood Celebration will be on June 11, 2022 at Vista Montana Neighborhood Park, located at 81 Vista Montana from 10:30 a.m. to 1 p.m. and is sponsored by Councilmember Cohen. The District 4 sponsorship of this event is intended to provide an opportunity for San Jose residents to socialize, meet one another, learn about city services and meet their local police officers. The events are free and open to the public and will follow all appropriate local public health rules.

#### **ANALYSIS**

Approval by the City Council of the event will ensure compliance with the Council's prior direction regarding Council Special Events. In observance of existing fundraising disclosure requirements, Councilmember David Cohen will report any cash or in-kind donations received for the event on their Disclosure of Fundraising Report (DFR-1). Approval of this memorandum will enable Council District 4, City departments and the Office of the City Clerk to proceed with the event. Any cash donations received will be processed pursuant to the City's normal financial and budgetary procedures.

#### **PUBLIC OUTREACH/INTEREST**

The Office of the City Clerk will post the item on the City's Website for the May 18, 2022 Rules Committee Agenda and the May 24, 2022 City Council Agenda.

#### **CEQA**

- ☐ Not a Project, File No. PP17-010, City Organization & Administrative Activities resulting in no changes to the physical environment.
- ☒ Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment.
- ☐ Exempt, File No. PP12-080. Minor temporary use of land having negligible or no permanent effect on the environment.
- ☐ Exempt, File No. PP13-056, Activities associated with citywide litter clean-up activities.
- ☐ Exempt, File No. PP11-046, Graffiti removal services.

Reviewed by:  
TONI J. TABER, CMC  
City Clerk

For questions, please contact Toni Taber, City Clerk, at (408) 535-1260.