



COUNCIL AGENDA: 8/23/2022

ITEM: 2.12

FILE NO: 22-1240

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Toni J. Taber, CMC
City Clerk

SUBJECT: SEE BELOW

DATE: August 23, 2022

SUBJECT: Approval of Flag Raisings, Lighting, and Proclamation Recognizing Silicon Valley Pride Sponsored by Council Districts 9 and 6 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 August 3, 2022:

- (a) Approve the Progressive Pride and Transgender Flag Raisings scheduled on August 25 - August 31, 2022 as a City Council sponsored Special Event and approve the expenditure of funds;
- (b) Retroactively Approve the 2022 Silicon Valley Pride Lighting Ceremony scheduled on August 22 - August 28, 2022 as a City Council sponsored Special Event and approve the expenditure of funds;
- (c) Approve the Proclamation Event scheduled on August 23, 2022 as a City Council sponsored Special Event and approve the expenditure of funds; and
- (d) 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. (Foley and Davis)

[Rules Committee referral 8/3/2022 - Item B.6]



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Councilmember Pam Foley
Councilmember Dev Davis

SUBJECT: SEE BELOW

DATE: 07/26/22

Approved

Date

07/26/22

SUBJECT: Approval of Flag Raisings, Lighting, and Proclamation Recognizing Silicon Valley Pride Sponsored by Council District 9 and Council District 6 as a City Council Sponsored Special Event to Expend City Funds, Light City Hall, and Accept Donations of Materials and Services for the Event.

RECOMMENDATION

1. Approve the Progressive Pride and Transgender Flag Raisings (August 25-31, 2022) as a City Council sponsored Special Event and approve the expenditure of funds;
2. Approve the 2022 Silicon Valley Pride lighting ceremony (August 22-28, 2022) as a City Council sponsored Special Event and approve the expenditure of funds;
3. Approve the proclamation event scheduled on August 23, 2022 as a City Council sponsored Special Event and approve the expenditure of funds; and
4. Approve and accept donations from various individuals, businesses, or community groups to support the event; and
5. Place the item on the Tuesday, August 23, 2022 City Council Agenda for action.

BACKGROUND

On February 1, 2005, the City Council adopted Resolution 72517 which requires Councilmembers to submit a memorandum to the Rules and Open Government Committee regarding proposed City Council sponsored Special Events and the proposed use of any funds.

Silicon Valley Pride first began back in 1975 as a gay rights rally and evolved into the San José Pride Festival in 1976. During the following year, in 1977, San José added its first pride parade to the celebration. In 2014, the San José Pride Festival transformed once again into Silicon Valley Pride so that the organization could foster a greater sense of unity amongst San José's neighboring cities.

This Pride Festival is now the largest Pride celebration of the entire South Bay community and is an inclusive family-friendly event that everyone can enjoy, typically taking place in Downtown San José. It is because of this festival that the Lesbian, Gay, Bisexual, Transgender, and Queer communities and its abundant allies may celebrate their lives loudly and proudly by marching, dancing, and singing together.

Silicon Valley Pride is in-person this year to celebrate the annual LGBTQ+ Parade and Festival on Saturday, August 27, 2022, and Sunday, August 28, 2022. The LGBTQ+ community will be setting up their festival in the Plaza de César Chávez Park in downtown San José to celebrate the LGBTQ+ community.

To honor Silicon Valley Pride and their extraordinary work, City Hall shall raise the Progressive Pride Flag (red, orange, yellow, green, blue, purple, pink, teal, white, black, brown, and intersex) and Transgender Flag (teal, pink, and white) from August 25-31, 2022. City Hall Tower shall light up in rainbow and transgender themed colors from August 22-28, 2022 and City Hall Rotunda shall light up in rainbow and transgender themed colors from August 22-28, 2022.

ANALYSIS

The raising of the Progressive Pride and Transgender Flags are permitted under Council Policy 2-1, Section C.3 — Flags Displayed in Conjunction with Official Ceremonial Items: “Other flags may be displayed in conjunction with official actions, ceremonial items, or proclamations of the City Council. City Council Policy 7-14, City Hall Event Lighting Policy, Sections B.1 and C.1 allows Rotunda and Tower lighting in conjunction with proclamations for official actions or ceremonial items as approved by City Council. 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 Pam Foley and Councilmember Dev Davis 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 9 and 6, 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 August 3, 2022 Rules Committee Agenda and the August 23, 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.