



**MINUTES OF THE
JOINT MEETING OF THE RULES AND OPEN GOVERNMENT COMMITTEE AND
COMMITTEE OF THE WHOLE**

SAN JOSE, CALIFORNIA

WEDNESDAY, February 8, 2023

COVID-19 NOTICE

Consistent with AB 361 and City of San Jose Resolution Nos. 80628, 80659, 80685, 80724, 80758, 80809, RES2023-1 and RES2023-22, Committee Members may have teleconferenced from remote locations.

The Committee meeting was held in a hybrid format, both in person in the Council Chambers and teleconferenced from remote locations. The meeting convened at 2:00 p.m.

Present: Councilmembers- Jimenez, Kamei, Foley, Cohen

Absent: Councilmembers- Davis

Staff: Assistant City Manager, Lee Wilcox; City Attorney, Nora Frimann; City Clerk, Toni Taber; City Manager's Office, Rachele Blattman; and Deputy City Clerk, Megan Roche.

A. City Council (City Clerk)

1. Review February 14, 2023 Final Agenda
 - a) Add new items to Final Agenda
 - b) Assign "Time Certain" to Agenda Items (if needed)
 - c) Review of Notice of Waiver Requests for Agenda Items or Documents (if needed)

Public Comments: The following members of the public provided comments: Blair Beekman and Paul Soto.

Action: Upon motion by Vice Chair Pam Foley, seconded by Councilmember Sergio Jimenez, and carried unanimously, the Committee approved the final agenda for the City Council meeting on February 14, 2023. (4-0-1; Absent: Davis)

2. Review February 21, 2023 Draft Agenda - Cancelled

B. Consent Calendar

Public Comments: The following members of the public provided comments: Blair Beekman and Paul Soto.

Action: Upon motion by Vice Chair Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, the Consent Calendar was approved. (4-0-1; Absent: Davis)

1. Monthly Report of Activities for January 2023. (City Auditor)

The Auditor's Office Monthly Report of Activities for the month of January 2023 was approved.

2. Approval of the Ukraine Flag Raising Ceremony and Tower and Rotunda Lighting Sponsored by the Mayor's Office as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Mayor)

The Ukraine Flag Raising Ceremony scheduled on February 24, 2023 and the Ukrainian flag colors Tower and Rotunda Lighting scheduled on February 24 - 26, 2023, both sponsored by the Mayor's office, were approved for placement on the February 14, 2023 City Council agenda.

3. Approval of Comanche Blossom Valley Neighborhood Association Dumpster Day Event Sponsored by Council District 10 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Batra)

The Comanche Blossom Valley Neighborhood Association Dumpster Day Event scheduled on March 4, 2023, sponsored by Council District 10, was approved for placement on the February 14, 2023 City Council agenda.

4. Approval of the Winter Walk and Senior Resource Fair Sponsored by Council Districts 10, 9, and 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Batra)

The 15th Annual Winter Walk and Senior Resource Fair scheduled on February 24, 2023, sponsored by Council Districts 10, 9, and 2, was approved for placement on the February 14, 2023 City Council agenda.

5. VEBA Advisory Committee Appointment. (Human Resources)

The appointment of Pablo Polidoro, nominated by the IAFF Local 230 as the IAFF Local 230 active employee member, to the Voluntary Employees Beneficiary Association (VEBA) Advisory Committee, for a partial term beginning March 1, 2023 and ending May 31, 2025, was approved for placement on the February 14, 2023 City Council agenda.

6. Update to the January - June 2023 Neighborhood Services and Education Committee Work Plan. (Parks, Recreation and Neighborhood Services)

An amendment to the January – June 2023 Neighborhood Services and Education Committee Work Plan was approved to drop the following item from the March 9, 2023 Neighborhood Services and Education Committee meeting: Urban Confluence Silicon Valley Project Quarterly Status Report.

C. Rules Committee Reviews, Recommendations and Approvals

Open Forum

1. Blair Beekman appreciated the public comments made at the meeting, discussed how items valued at over one million dollars require an open public process to be put on the Consent Calendar, and addressed Ro Khanna’s and Zoe Lofgren’s votes to practice anti-socialism, with relation to the war effort in Ukraine.
2. Paul Soto requested the date and time that the raising of the flag statue will occur, noted expected news coverage for the event, and described racism towards the Chicano and Native American communities.
3. Gail Anne Osmer noted the lack of services provided by the Red Cross when encampment fires occur and requested services from Council District 9.
4. Martha O’Connell highlighted that the content of the character of City Councilmembers is paramount.

E. Adjournment

Chair David Cohen adjourned the Committee meeting at 2:18 p.m.

David Cohen

Email: david.cohen@sanjoseca.gov
Date: 02/25/2023 GMT

Councilmember David Cohen, Chair
Rules and Open Government Committee

CJ/mr:rulesmin20230208