



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

SAN JOSE, CALIFORNIA

WEDNESDAY, March 1, 2023

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 2:02 p.m.

Present: Councilmembers- Davis, Jimenez, Kamei, Foley, Cohen

Absent: Councilmembers- None

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.

Pursuant to AB2449, Councilmember Sergio Jimenez provided notice to the Rules and Open Government Committee that he would be participating virtually using the Just Cause exemption of caregiving for a family member. This is his first of two allowed exemptions.

A. City Council (City Clerk)

1. Review March 7, 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: None

Action: Upon motion by Vice Chair Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, the Committee approved the final agenda for the City Council meeting on March 7, 2023 with the Add Sheet. (5-0-0)

2. Review March 14, 2023 Draft Agenda
 - a) Add new items to Draft 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: None

Action: Upon motion by Vice Chair Pam Foley, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the draft agenda for the City Council meeting on March 14, 2023, with the Land Use Consent Calendar to be heard immediately after the regular Consent Calendar. (5-0-0)

B. Consent Calendar

Public Comments: None

Discussion: Chair David Cohen noted that he will be out of town for the Emergency Management Study Session.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Chair Pam Foley, and carried unanimously, the Consent Calendar was approved. (5-0-0)

1. Retroactive Approval of the Park Row Condos Neighborhood Meet and Greet 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)

The Park Row Condos Neighborhood Meet and Greet event scheduled on February 16, 2023, sponsored by Council District 4, was approved for placement on the March 7, 2023 City Council agenda.

2. Emergency Management Study Session. (City Manager)

A City Council Study Session entitled Emergency Management was scheduled for Thursday, March 23, 2023, at 1:30 p.m. in the City Hall Wing Rooms W118-120 and the Study Session agenda was approved.

3. Deferred Compensation Advisory Committee Appointment. (Human Resources)

The appointment of Laurence (Larry) Brown, nominated by the “trades organizations” consisting of the Association of Building, Mechanical & Electrical Inspectors (ABMEI), International Union of Operating Engineers, Local 3 (OE#3) and International Brotherhood of Electrical Workers (IBEW), as the active employee member to the Deferred Compensation Advisory Committee to fill a vacant seat for the remainder of the term, beginning March 20, 2023, and ending on March 1, 2025, was approved for placement on the March 7, 2023 City Council agenda.

4. 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 (NSE) Committee Work Plan was approved to drop the following item from the May 11, 2023 NSE Committee meeting: Police Activities League (PAL) Status Report.

5. Request to Travel and Excused Absence. (Davis)

It was approved to authorize travel, accept travel payments to the City of San José, and designate Councilmember Davis as the City representative to attend the Reimagining the Civic Commons event in Macon, Georgia from April 10-13, 2023. It was also approved to excuse Councilmember Davis' absence from the City Council on April 11, 2023, the Rules and Open Government Committee on April 12, 2023, and the Neighborhood Services and Education Committee on April 13, 2023.

6. Amendment to the 2022-2023/2023-2024 City Budget Calendar. (Mayor)

The 2022-2023/2023-2024 City Budget Calendar was approved to be amended as follows: (1) March 13, 2023 - Release of the 2023-2024 Mayor's March Budget Message; (2) March 21, 2023 - Public Hearing of the 2023-2024 Mayor's March Budget Message; (3) March 21, 2023 - City Council Review and Approval of the 2023-2024 Mayor's March Budget Message.

C. Rules Committee Reviews, Recommendations and Approvals

D. Open Forum

No members of the public spoke during Open Forum.

E. Adjournment

Chair David Cohen adjourned the Committee meeting at 2:08 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

Megan Roche
Deputy City Clerk, City of San José

CJ/mr:rulesmin20230301