



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

SAN JOSE, CALIFORNIA

WEDNESDAY, AUGUST 2, 2017

The Joint Meeting of the Rules and Open Government Committee and Committee of the Whole of the City of San José convened in Regular Session at 2:03 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Vice Mayor Magdalena Carrasco, Vice Chair; Councilmember Dev Davis and Councilmember Chappie Jones, Members.

ABSENT: Mayor Sam Liccardo, Chair; Councilmember Johnny Khamis, member.

STAFF: City Attorney Richard Doyle, Assistant; City Clerk Toni J. Taber; Assistant City Manager David Sykes; City Manager's Office Agenda Services Manager Gloria Schmanek; Mayor's Deputy Chief of Staff Dylan Simon; and Legislative Secretary Mykel Jeffrey.

A. City Council (City Clerk)

1. Review August 8, 2017 Final Agenda

- a) Add New Items to Final Agenda**
- b) Assign "Time Certain" to Agenda Items (if needed)**
- c) Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee accepted the August 8, 2017 Final Agenda with the following amendments: 9:00 a.m. Closed Session start time; Item 3.3 (Action Related to Board of Fair Campaign and Political Practices Recommendations for Changes to the City's Gift Ordinance) deferred to the August 15, 2017 City Council Agenda; Item 2.11 (Change to Council Meeting Schedule) deferred to the August 15, 2017 City Council Agenda and renumbered accordingly in Section 3; Item 3.11 (Resolution in Support of Paris Agreement on Climate Change) and 7.2 (San José Clean Energy) to be heard together; and Item 4.3 (Amendment to Title 20 – Zoning Code for Assembly Use Temporary and Incidental Shelter for the Homeless) not to be heard before 4:00 p.m. (3-0-2. Absent: Liccardo, Khamis.)

2. Review August 15, 2017 Draft Agenda

- a) **Add New Items to Draft Agenda**
- b) **Assign “Time Certain” to Agenda Items (if needed)**
- c) **Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee accepted the August 15, 2017 Draft Agenda as presented. (3-0-2. Absent: Liccardo, Khamis.)

B. Review of Upcoming Study Session Agenda(s)

None.

C. Legislative Update

- 1. State
- 2. Federal

None.

D. Meeting Schedules

1. Release of Date for Study Session.

Recommend release of date held for a Study Session on August 31, 2017 from 1:30 p.m. to 4:30 p.m.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee approved the release of the August 31, 2017 Study Session. (3-0-2. Absent: Liccardo, Khamis.)

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni Taber, CMC, dated July 28, 2017, transmitting the Public Record for June 16 – July 27, 2017.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee noted and filed the Public Record. (3-0-2. Absent: Liccardo, Khamis.)

F. Boards, Commissions and Committees

1. Appointments

None.

2. Work Plans & Annual Reports

- a. Board of Fair Campaign and Political Practices Annual Report for FY 2016-17 and Work Plan for FY 2017-18.**

Documents Filed: Memorandum from Chair of the Board of Fair Campaign and Political Practices Adrian Gonzales, dated July 12, 2017, updating the Committee on the activities of the Board for the FY 2016/2017.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones and carried unanimously, the Committee approved the Board of Fair Campaign and Political Practices Annual Report for FY 2016-17 and Work Plan for FY 2017-18. (3-0-2. Absent: Liccardo, Khamis.)

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar

- a. Public Calendar Postings.**

Accept the semi-annual report on posting of public calendars by City officials on the City's web site.

- b. Retroactive approval of Evergreen Community Center Preschool Graduation sponsored by Council District 8 as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

1) Retroactively approve the Evergreen Community Center Preschool Graduation scheduled on Friday, June 2, 2017 as a City Council sponsored Special Event and approve the expenditure of funds.

2) Retroactively approve and accept donations from various individuals, businesses or community groups to support these events.

3) Place the item on the August 8, 2017 City Council Agenda for action.

- c. Approval of Day in the Park Festival sponsored by Council District 8 as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

1) Approve the Day in the Park Festival scheduled on Saturday, October 7, 2017 as a City Council sponsored Special Event and approve the expenditure of funds.

2) Approve and accept donations from various individuals, businesses or community groups to support these events.

3) Place the item on the August 8, 2017 City Council Agenda for action.

G. Rules Committee Reviews, Recommendations and Approvals (Cont'd.)

1. Consent Calendar (Cont'd.)

- d. Retroactive approval of Coffee and Conversation sponsored by Council District 1 as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

 - 1) Retroactively approve Coffee & Conversation scheduled on Monday, August 7, 2017 as a City Council sponsored Special Event and approve the expenditure of funds.**
 - 2) Retroactively approve and accept donations from various individuals, businesses or community groups to support these events.**
 - 3) Place the item on the August 8, 2017 City Council Agenda for action.**

- e. Retroactive approval of Community Events sponsored by Council District 10 as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

 - 1) Retroactively approve the District 10 Faith Leader Luncheon scheduled on Thursday, June 8, 2017 and the District 10 Leadership Coalition BBQ scheduled on Saturday, July 15, 2017, as City Council sponsored Special Events and approve the expenditure of funds.**
 - 2) Retroactively approve and accept donations from various individuals, businesses or community groups to support these events.**
 - 3) Place the item on the August 15, 2017 City Council Agenda for action.**

- f. Approval of the Ethiopian Flag Raising Ceremony sponsored by Mayor Liccardo as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

 - 1) Approve the Ethiopian Flag Raising Ceremony scheduled on Friday, September 8, 2017, as City Council sponsored Special Events and approve the expenditure of funds.**
 - 2) Approve and accept donations from various individuals, businesses or community groups to support these events.**
 - 3) Place the item on the August 15, 2017 City Council Agenda for action.**

- g. Retroactive approval of SJ Works Graduation and Job Fair sponsored by Mayor Liccardo as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the event.**

 - 1) Retroactively approve the SJ Works Graduation and Job Fair scheduled on Friday, July 28, 2017, as City Council sponsored Special Events and approve the expenditure of funds.**
 - 2) Retroactively approve and accept donations from various individuals, businesses or community groups to support these events.**
 - 3) Place the item on the August 15, 2017 City Council Agenda for action.**

G. Rules Committee Reviews, Recommendations and Approvals (Cont'd.)

1. Consent Calendar (Cont'd.)

Documents Filed: (1) Memorandum from Acting Communications Director Cheryl Wessling, dated July 24, 2017, recommending the acceptance of the semi-annual report on posting of public calendars by City officials on the City's web site. (2) Memorandum from Councilmember Sylvia Arenas, dated July 3, 2017, recommending the retroactive approval of the Evergreen Community Center Preschool Graduation scheduled on June 2, 2017 as a City Council sponsored event to expend City funds and accept donations of materials and Services for the event; (3) Memorandum from Councilmember Sylvia Arenas, dated July 27, 2017, recommending the approval of Day in the Park Festival sponsored by Council District 8 as a City sponsored Special Event to expend City funds and accept donations of materials and services for the event; (4) Memorandum from Councilmember Chappie Jones, dated July 18, 2017, recommending the retroactive approval of Coffee & Conversation sponsored by Council District 1 as a City Council sponsored special event to expend City funds and accept donations of materials and services for the event; (5) Memorandum from Councilmember Johnny Khamis, dated July 25, 2017, recommending retroactive approval of Community events sponsored by Council District 10 as a City Council sponsored Special Events to expend City funds and accept donations of materials and service for the event; (6) Memorandum from Mayor Sam Liccardo, dated July 27, 2017, recommending the approval of the Ethiopian Flag raising ceremony as a City sponsored Special Event, to expend City funds and authorization to accept donations of materials and services for the event; (7) Memorandum from Mayor Sam Liccardo, dated July 27, 2017, recommending the retroactive approval of the SJ Works graduation and job fair as a City sponsored Special Event to expend City funds and accept donations of materials and services for the event.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee approved the Consent Calendar and placed items (b), (c), and (d) on the August 8, 2017 City Council agenda and Items (e), (f), and (g) on the August 15, 2017 City Council agendas. (3-0-2. Absent: Liccardo, Khamis.)

H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee

None.

2. Neighborhood Services and Education Committee

a. Neighborhood Services and Education Committee Workplan. (Mayor and Rocha)

Approval of the Neighborhood Services and Education Committee Workplan for the period August through December 2017 and setting its meeting schedule on the second Thursday of each month at 1:30 p.m. in Rooms W118-119.

2. Neighborhood Services and Education Committee (Cont'd.)

Documents Filed: Memorandum from Mayor Sam Liccardo and Councilmember Donald Rocha, dated July 26, 2017, recommending the approval of the Neighborhood Services and Education Committee Workplan for the period August through December 2017, and setting its meeting schedule on the second Thursday of each month at 1:30 p.m. in Rooms W118-119.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the Committee approved the Neighborhood Services and Education Committee Workplan for the period August through December 2017. (3-0-2. Absent: Liccardo, Khamis.)

3. Transportation and Environment Committee

a. Transportation and Environment Committee Workplan.

Approval of the Transportation and Environment Committee Workplan for the period August through December 2017 and setting its meeting schedule on the first Monday of each month at 1:30 p.m. in Rooms W118-119.

Documents Filed: Memorandum from Mayor Sam Liccardo and Vice Mayor Magdalena Carrasco, dated July 27, 2017, recommending the approval of the Transportation and Environment Committee workplan for the period of August through December 2017 and setting its meeting schedule on the first Monday of each month at 1:30 p.m. in Rooms W118-119.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones and carried unanimously, the Committee approved the Transportation and Environment Workplan. (3-0-2. Absent: Liccardo, Khamis.)

4. Public Safety, Finance and Strategic Support Committee

a. Public Safety, Finance and Strategic Support Committee Workplan. (Mayor and Peralez)

Approval of the Public Safety, Finance and Strategic Support Committee Workplan for the period August through December 2017 and setting its meeting schedule on the third Thursdays of each month at 1:30 p.m. in the City Council Chambers, with the exception of the month of December that is set on the second Thursday of that month at 9:30 a.m.

Documents Filed: Memorandum from Mayor Sam Liccardo and Councilmember Raul Peralez, dated July 26, 2017, recommending the approval of the Public Safety, Finance, and Strategic Support Workplan for the period August through December 2017, and setting its meeting schedule on the third Thursday of each month at 1:30 p.m. in the City Council Chambers with the exception of the month of December that is set on the second Thursday of that month at 9:30 a.m.

4. Public Safety, Finance and Strategic Support Committee (Cont'd.)

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones and carried unanimously, the Committee accepted the Public Safety, Finance and Strategic Support Workplan for August through December 2017 removing the Audit of Open Government and adding it to the Rules and Open Government Committee. (3-0-2. Absent: Liccardo, Khamis.)

5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole

6. Smart Cities and Service Improvements Committee

None.

I. Open Government

1. Appeals of Public Records Act Request

None.

J. Open Forum

None.

K. Adjournment

Vice Mayor Magdalena Carrasco adjourned the meeting at 2:18 p.m.



**Vice Mayor Magdalena Carrasco, Vice Chair
Rules and Open Government Committee**

MC/mj

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/civiccenter.ty>. For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.