



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

SAN JOSE, CALIFORNIA

WEDNESDAY, MARCH 21, 2018

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 2:00 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Mayor Sam Liccardo, Chair; Vice Mayor Magdalena Carrasco, Vice Chair; Councilmember Chappie Jones, Councilmember Dev Davis, and, Councilmember Johnny Khamis.

ABSENT: All present.

STAFF: City Manager David Sykes, Assistant City Attorney Ed Moran, City Clerk Toni Taber, Senior Executive Analyst Gloria Schmanek, Mayor's Office Agenda Services Nicole Inamine, and Louis Ósémwegie Legislative Secretary.

A. City Council (City Clerk)

- 1. Review March 27, 2018 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 Johnny Khamis, seconded Councilmember Chappie Jones, and carried unanimously, the Committee accepted the March 27, 2018 Agenda, with the Addsheets approved, including Sunshine Waivers for items 2.4, 2.15 and 2.16. (5-0.)

- 2. Review April 3, 2018 Draft 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)**

Public Comments: Blair Beekman offered comments.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee accepted the April 3, 2018 Agenda, with 9:00 a.m. Closed Session start time and with Item 5.1 deferred to April 17. (5-0.)

B. Review of Upcoming Special Meeting Agenda(s)

There were none presented.

C. Legislative Update.

There were none presented.

D. Meeting Schedules

There were none presented.

E. The Public Record for March 9-15, 2018.

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated March 16, 2018, transmitting the Public Record for the Week of March 9-15, 2018.

Public Comments: Blair Beekman offered comments.

Action: Upon motion by Vice Mayor Magdalena Carrasco, seconded by Councilmember Dev Davis, and carried unanimously, the Committee noted and filed the public record. (5-0.)

F. Boards, Commissions and Committees

1. Appointments

There were none presented.

2. Work Plans & Annual Reports

There were none presented.

G. Rules Committee Reviews, Recommendations, and Approvals

1. Consent Calendar

- a. Approval of the Berryessa Art and Wine Festival 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. (Diep)
- b. Approval of Dumpster Day Sponsored by Council District 9 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Rocha)

Documents Filed: (1) Memorandum from Councilmember Lan Diep District 4, dated March 12, 2018. (2) Memorandum from Councilmember Donald Rocha District 9, dated March 15, 2018.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Magdalena Carrasco, and carried unanimously, the Committee approved the Consent Calendar and added to the April 3, 2018 Agenda for action. (5-0.)

END OF CONSENT

2. AB 2562 (Mullin), Housing and Community Development Authority (HCD) to Adjust Interest Rates. (Housing)

Documents Filed: City Council Action Request from Housing Director Jacky Morales-Ferrand, dated March 14, 2018.

Transportation Specialist Bena Chang provided the Action Request overview and was available to answer Committee questions and concerns.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee adopted a position of Support for AB 2562 (Mullin), HCD Authority to Adjust Interest Rates. and placed the item on the March 27, 2018, City Council Agenda so the City's Legislative Representative can advocate the City's support for AB 2562. (5-0.)

3. AB 3171 (Ting) Homeless Persons Services Block Grant and SB 912 (Beall and Skinner) Housing. (Housing)

Documents Filed: City Council Action Request from Housing Director Jacky Morales-Ferrand, dated March 14, 2018.

Transportation Specialist Bena Chang provided the Action Request overview and was available to answer Committee questions and concerns.

Mayor Sam Liccardo noted his advocacy for passage of the Bill since its introduction and observed that several Mayors throughout the State continually work to seek extra funds to assuage homelessness.

Public Comments: Blair Beekman offered comments.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Johnny Khamis, and carried unanimously, the Committee adopted a position of support for AB 3171 (Ting) and SB 912 (Beall and Skinner) and placed the item on the March 27, 2018, City Council Agenda so the City's Legislative Representative can advocate the City's support for AB 3171 and SB 912. (5-0.)

4. SB 918 (Wiener/Rubio): Homeless Youth Act of 2018. (Housing)

Documents Filed: City Council Action Request from Housing Director Jacky Morales-Ferrand, dated March 14, 2018.

Public Comments: Blair Beekman offered comments.

Transportation Specialist Bena Chang provided the Action Request overview and was available to answer Committee questions and concerns.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee adopted a position of support for SB 918 (Wiener/Rubio) Homeless Youth Act of 2018 and placed the item on the March 27, 2018, City Council Agenda so the City's Legislative Representative can advocate the City's support for SB 918. (5-0.)

5. November 2018 Ballot Measure: Veterans and Affordable Housing Bond. (Housing)

Documents Filed: City Council Action Request from Housing Director Jacky Morales-Ferrand, dated March 14, 2018.

Transportation Specialist Bena Chang and Housing Division Manager Kristen Clements, provided the Action Request overview and responded to Committee questions and concerns.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee adopted a position of support for the Veterans and Affordable Housing Bond on the November 2018 statewide ballot and placed the item on the March 27, 2018, City Council Agenda, City Council meeting so that the City's Legislative Advocate in Sacramento can indicate support for the Veterans and Affordable Housing Bond on the November 2018 statewide ballot. (5-0.)

6. Approval of District 10 Grant to Kiwanis Club of Almaden to Support Turnaround Scholarships. (Khamis).

Documents Filed: Memorandum from Councilmember Johnny Khamis District 10, dated March 13, 2018.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Magdalena Carrasco, and carried unanimously, the Committee approved the request and added the item to the March 27, 2018, City Council Agenda. (5-0.)

7. Private Development Workforce Standards/Community Workforce Agreements on Public Project. (Liccardo).

Documents Filed: (1) Memorandum from Mayor Sam Liccardo, dated March 16, 2018. (2) Supplemental memorandum from Mayor Sam Liccardo, dated March 21, 2018.

Mayor Sam Liccardo provided overview of a Memo he submitted earlier in the week, and the request to agendize this item for Tuesday's Council Meeting in relation to the inadvertent Brown Act issue created.

Assistant City Attorney Ed Moran recommended placing the item on the agenda but with no substantive discussion of issues raised in the memo.

Public Comments: Offering comments were: Dylan Boldt, (representing Sprinkler Fitters), Will Smith, (representing IBEW Local 332), Josue Garcia, (representing MEPS), Nicole Goehring, (representing ABC Norcal), Suzanne Salata, (representing Garden City Construction), Eddie Truong, (representing Silicon Valley Organization), Pete Seaberg, (representing IBEW Local 332), and Louise Aerhahn (representing Working Partnerships USA).

Action: Due to an inadvertent Brown Act violation, this item was not discussed in substance. The Committee voted to agendize it for the April 3, 2018 City Council Meeting. (4-1. Noes: Carrasco)

8. SB 1152 (Hernandez) Hospital Patient Discharge Process: Homeless Patients. (Nguyen)

Documents Filed: Memorandum from Councilmember Tam Nguyen, dated March 15, 2018.

Councilmember Tam Nguyen provided overview of the issues in Sacramento and Southern California as reported in the News media.

Public Comments: (1) Gail Osmer commented on her support for SB 1152. (2) Blair Beekman spoke to mental health therapy and the rights of the individual.

Mayor Sam Liccardo and the Committee expressed a sentiment that they are supportive of the Bill but like to understand a little more and thanked Councilmember Nguyen for bringing this to the fore.

Vice Mayor Magdalena Carrasco left the meeting room at approximately 2:50 p.m.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, the Committee accepted staff recommendation to return to Rules with an analysis once the amendments are submitted. (4-0. Absent: Carrasco.)

Vice Mayor Magdalena Carrasco returned to the meeting at approximately 2:53 p.m.

City Clerk Toni Taber requested the Committee to add the Rules Minutes for February 21 2018 and March 7, 2018 to the April 3, 2018 Agenda.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, the Committee accepted staff recommendation and added the Minutes of February 23, 2018 and March 7, 2018 to the April 3, 2018 Council Agenda. (5-0.)

H. Review of additions to Council Committee Agendas/Work Plans

1. Community and Economic Development Committee

There were none presented.

2. Neighborhood Services and Education Committee

There were none presented.

3. Transportation and Environment Committee

There were none presented.

4. Public Safety, Finance and Strategic Support Committee

There were none presented.

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

There were none presented.

6. Smart Cities and Service Improvement Committee.

There were none presented.

I. Open Government

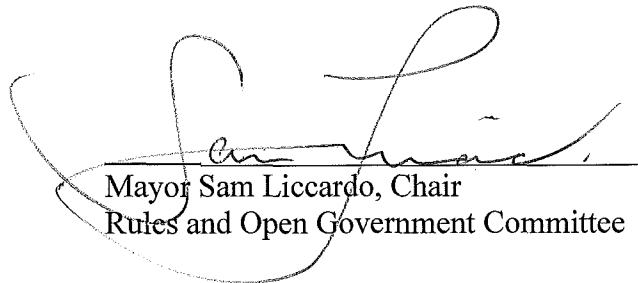
There were none presented.

J. OPEN FORUM

1. Blair Beekman read his letter for the record.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 2:56 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/lo