CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

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

SAN JOSE, CALIFORNIA **WEDNESDAY, OCTOBER 10, 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 2:01 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

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

ABSENT: None.

STAFF: Chief Deputy City Attorney, Kevin Fisher; City Manager David Sykes; City Clerk Toni J. Taber; Gloria Schmanek, Office of the City Manager; Agenda Services Manager, Mackenzie Mossing and Deputy City Clerk, Ruth Krantz.

A. City Council (City Clerk)

1. Review October 16, 2018 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)

Discussion regarding Item 3.9 "Ballot Measure to Hold Mayoral Elections Concurrent with Presidential Election" ensued, with a consensus that adequate study of this proposal has not yet been done.

Motion: Councilmember Johnny Khamis moved deferral of this item until the Board of Fair Campaign and Political Practices has had an opportunity to review at their December 2018 meeting. Councilmember Dev Davis seconded the motion.

Vice Mayor Magdalena Carrasco indicated she could not support the motion on the floor, noting that she would like to see this go directly to Council for review and consideration, citing a need for voter engagement.

1. Review October 16, 2018 Final Agenda (Cont'd.)

Public Comments: Jeff Cristina posed questions regarding the proposed ballot measure to hold mayoral elections and expressed his interest in the topic.

Action: On a call for the question, the motion carried unanimously, with Item 3.9 "Ballot Measure to Hold Mayoral Elections Concurrent with Presidential Election" deferred until the Board of Fair Campaign and Political Practices Committee has reviewed at their November 2018 meeting. The remainder of the October 16, 2018 Final Agenda was approved, including the sunshine waiver for Item 2.x "Request to Travel", authorizing travel, accepting travel payments to the City of San José, and designating Mayor's staff, Shireen Santosham, as a City representative to attend the CityLab Conference in Detroit, MI from October 28, 2018 to October 30, 2018. (5-0.)

2. Review October 23, 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)

Action: Upon motion by Councilmember Chappie Jones, seconded by Vice Mayor Magdalena Carrasco and carried unanimously, the Committee accepted the October 23, 2018 Draft Agenda. (5-0.)

B. Review of Upcoming Meeting Agenda(s)

There were none presented.

C. Legislative Update

1. State
2. Federal

There were none presented.

D. Meeting Schedules

1. Release Date for Study Session to be held on Friday, October 26, 2018

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Johnny Khamis, and carried unanimously, as requested by the City Manager's Office, the October 26, 2018 Study Session date was released. (5-0.)

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated October 2, 2018, transmitting the Public Record for the Week of September 24 – October 5, 2018.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Johnny Khamis, and carried unanimously, the Committee noted and filed the public record. (5-0.)

F. Boards, Commissions and Committees

1. **Appointments**
2. **Work Plans & Annual Reports**

There were none presented.

G. Rules Committee Reviews, Recommendations and Approvals

1. **Consent Calendar**
   a. **Approval of Office Hours with the Councilmember 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 Coffee Hours sponsored by Council District 8 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Arenas)**
   c. **Approval of Community Events sponsored by Council District 7 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Nguyen)**
   d. **Retroactive approval of Trash Talks sponsored by Council District 6 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Davis)**

Documents Filed: (1) Memorandum from Councilmember Lan Diep, dated October 2, 2018, recommending approval of a District 4 community event; (2) Memorandum from Councilmember Sylvia Arenas, dated October 1, 2018, recommending approval of a District 8 community event; (3) Memorandum from Councilmember Tam Nguyen, dated October 4, 2018, recommending approval of a District 7 community event; (4) Memorandum from Councilmember Dev Davis, dated October 5, 2018, recommending approval of a District 6 community event.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones and carried unanimously, approval of the City Council sponsored Special Events were accepted and placed on the October 16, 2018 City Council Agenda for action. (5-0.)

END OF CONSENT CALENDAR

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

2. Monthly Report of Activities for September 2018. (City Auditor)

Documents Filed: Memorandum from City Auditor Sharon W. Erickson, dated October 2, 2018, recommending approval of the Auditor's Office Monthly Report of Activities for the month of September 2018.

City Auditor Sharon Erickson presented the report. Councilmember Chappie Jones offered appreciation for the Auditor's Office efforts.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Johnny Khamis and carried unanimously, the Committee accepted the report. (5-0.)

H. Review of additions to Council Committee Agendas/Workplans

1. **Community and Economic Development Committee**
2. **Neighborhood Services and Education Committee**
3. **Transportation and Environment Committee**
   None provided

4. **Public Safety, Finance and Strategic Support Committee**

   Update the August - December 2018 Public Safety, Finance and Strategic Support Committee Work Plan. (Fire)
   Amend the August - December 2018 Public Safety, Finance and Strategic Support Committee work plan to drop the following item from the October 18, 2018 Agenda: Fire Department 48/96 Work Schedule Pilot Program Quarterly Report.
   Purpose: To provide a quarterly report on the Fire Department 48/96 Work Schedule Pilot Program metrics to determine favorable and/or unfavorable changes that may be attributed to the Pilot Program.

   Documents Filed: Memorandum from Fire Chief Robert Sapien, Jr., dated October 3, 2018, recommending an update to the PSFSS Work Plan.

   Action: Upon motion by Councilmember Chappie Jones, seconded by Vice Mayor Magdalena Carrasco and carried unanimously, the August – December 2018 Public Safety, Finance and Strategic Support Committee work plan was updated as indicated. (5-0.)

5. **Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
6. **Smart Cities and Service Improvements Committee**
   None provided.

I. Open Government

1. Appeals of Public Records Act Request – None.

J. Open Forum

Jeff Cristina requested easier access to the City's resolutions. City Clerk Toni J. Taber, CMC, offered assistance to Mr. Cristina, for on-line retrieval.

K. Adjournment

Mayor Sam Liccardo adjourned the Committee meeting at 2:23 p.m.

Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/rmk:rulesmin10-10-18