



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

SAN JOSE, CALIFORNIA

WEDNESDAY, JUNE 6, 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 2:02 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 Johnny Khamis and Councilmember Dev Davis.

ABSENT: All present.

STAFF: David Sykes, City Manager; Toni Taber, City Clerk; Richard Doyle, City Attorney; Gloria Schmanek, Senior Executive Analyst; Nicole Inamine, Mayor's Office Agenda Service, and Louis Ósémwegie, City Clerk's Office.

A. City Council (City Clerk)

- 1. Review June 12, 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)**

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the June 12, 2018 Agenda, with 9:00 a.m. Closed Session start time; 11:00 a.m. Open Session start time, and Sunshine Waiver granted for Items 4.3 and 7.1, with option for Council to defer item at the meeting if more time is required to review report. (5-0.)

- 2. Review June 19, 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)**

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2. Review June 19, 2018 Draft Agenda. (Cont'd)

Public Comments: Blair Beekman offered comments on IPA, Police body cameras, and funding.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Magdalena Carrasco, and carried unanimously, the Committee approved the June 19, 2018 Agenda, with 9:00 a.m. Closed Session start time. 11:00 a.m. Open Session start time, and with Item 3.4 moved to June 12, 2018 Agenda and heard not before 4 p.m. and with Item 10.1(a) deferred to June 26, 2018 Agenda per Council District 1's request. (5-0.)

**B. Review of Upcoming Special Meeting Agenda(s)
Review the final June 11, 2018 Special Meeting Agenda, Public Hearing on the 2018-2019 Proposed Operating/Capital Budgets and the 2018-2019 Proposed Fees and Charges for the City of San José.**

Documents Filed: Memorandum from Office of the City Clerk, dated June 6, 2018.

Public Comments: Blair Beekman commented on Civic Innovation Budget and Accountability.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee approved the Special Meeting Agenda. (5-0.)

C. Legislative Update.

There were none presented.

D. Meeting Schedules

There were none presented.

E. The Public Record for May 25 - May 31, 2018.

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated June 1, 2018, transmitting the Public Record for the Week of May 25 - May 31, 2018.

Public Comments: Blair Beekman commented on his Letter to VTA and the Big Belly Program.

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

F. Boards, Commissions, and Committees

1. Appointments

Deferred Compensation Advisory Committee Appointment. (Human Resources)-

Documents Filed: Memorandum from Human Resources Acting Director, Jennifer Schembri, dated May 30, 2018.

Action: Upon motion by Vice Mayor Magdalena Carrasco, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee approved the recommendation and added June 12, 2018 Agenda (5-0.)

2. Work Plans & Annual Reports

There were none presented.

G. Rules Committee Reviews, Recommendations, and Approvals

1. Consent Calendar

a. Retroactive Approval of Foster Youth Summit 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. (Jones)

b. Retroactive Approval of Community Bike Riding Day 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. Retroactive Approval of District 4 June Office Hours 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)

Documents Filed: (1) Memorandum from Councilmember Chappie Jones, District 1, dated May 29, 2018. (2) Memorandum from Councilmember Sylvia Arenas, District 8, dated May 30, 2018. (3) Memorandum from Councilmember Lan Diep, District 4, dated May 31, 2018.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee approved the Consent Calendar and added to the June 12, 2018 Council Agenda for action. (5-0.)

END OF CONSENT

2. HR 5950; S2937 (Representative Roybal-Allard and Senator Smith) Humane Enforcement and Legal Protections for (HELP) Separated Children Act. (Carrasco).

Documents Filed: (1) Memorandum from Vice Mayor Magdalena Carrasco, District 5, dated May 29, 2018. (2) Attachment to Replacement Memorandum, dated June 6, 2018. (3) Letter from Assemblymember Ash Kalra, dated June 6, 2018.

Vice Mayor Magdalena Carrasco asked that a letter be sent to the Department of Justice, and requested the Intergovernmental Relations Office team in partnership with Immigrants Affairs to prepare an analysis of the situation and return to the Rules Committee for action.

Stacy Shih, (representing Assemblymember Ash Kalra) shared his sentiment that the White House has unveiled its policy of tearing apart children from their families, as well as conveyed intent to destroy America; therefore, solidarity with the families affected is required.

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2. HR 5950; S2937 (Representative Roybal-Allard and Senator Smith) ... (Cont'd).

Councilmember Davis reiterated the need to stand up for kids and alluded to the lifelong trauma associated with separating children from their birth parents.

Public Comments: Blair Beekman commented on the Enforcement and Legal Protections for (HELP) Separated Children Act.

Action: Upon motion by Vice Mayor Magdalena Carrasco, seconded by Councilmember Dev Davis, and carried unanimously, Bills HR5950 and S2937 were referred to staff for analysis, with a recommendation to be made to the Rules Committee when ready. A letter on the City's position opposing zero tolerance policies would be sent to Attorney General Jeff Sessions. (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

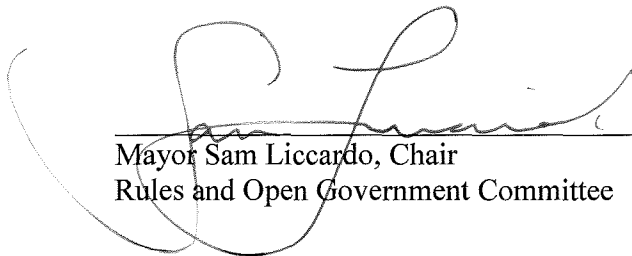
There were none presented.

J. OPEN FORUM

1. Blair Beekman offered comments on body camera, data collection, and open practices with the community.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 2:38 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/lo