



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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, MAY 9, 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, (2:06P.m.); Councilmember Chappie Jones, Councilmember Dev Davis, and Councilmember Johnny Khamis.

**ABSENT:** All present.

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

**A. City Council (City Clerk)**

- 1. Review May 15, 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 required)**

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the May 15, 2018 Agenda, with Add sheet approved for Items 2.4 and Sunshine Waiver granted for Item 2.3. (4-0. Absent: Carrasco.)

- 2. Review May 22, 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: Vice Mayor Magdalena Carrasco joined the meeting at about 2:06 p.m.

Action: Upon motion by Councilmember Johnny Khamis, seconded Councilmember Dev Davis, and carried unanimously, the Committee accepted the May 22, 2018 Agenda with Items 8.1 and 8.2 to be heard in the evening. (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 April 27-May 3, 2018.**

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated May 4, 2018, transmitting the Public Record for the Week of April 27-May 3, 2018.

Action: Upon motion by Councilmember Johnny Khamis, 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 Oak Hill Memorial Day Observance Sponsored by Council District 10 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Khamis)
- b. Retroactive Approval of Evergreen Business Walk 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 D1 Decides Participatory Budgeting Voting Day 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)
- d. Retroactive Approval of Silver Leaf Neighborhood Dumpster Day and Approval of Additional Events Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Events. (Jimenez)

*(Item Continued on the Next Page)*

**1. Consent Calendar (Cont'd)**

Documents Filed: (1) Memorandum from Councilmember Johnny Khamis, District 10, dated April 27, 2018. (2) Memorandum from Councilmember Sylvia Arenas, District 8, dated May 3, 2018. (3) Memorandum from Councilmember Chappie Jones, District 1, dated May 1, 2018. (4) Memorandum from Councilmember Sergio Jimenez, District 2, dated May 3, 2018.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the Consent Calendar and added to the May 15, 2018 and May 22, 2018 Agendas for action. (5-0.)

**END OF CONSENT**

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

Documents Filed: Monthly Report of Activities for April 2018 from City Auditor, Sharon W. Erickson, dated May 3, 2018.

City Auditor Sharon W. Erickson offered a presentation and responded to questions.

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

**3. Memorandum of Understanding Between the City of San Jose and Union Pacific. (Liccardo/Jimenez/Peralez/Nguyen)**

Documents Filed: (1) Joint memorandum from Mayor Liccardo, Councilmember Jimenez, Councilmember Peralez and Councilmember Nguyen, dated April 30, 2018. (2) Letter(s) from the Public: Jill Rodby, dated May 7, 2018.

Environmental Services Director Kerrie Romanow, and Deputy City Manager, Kip Harkness offered a presentation and responded to questions and concerns.

Public Comments: Offering comments were Michael Mulcahy, (representing NextGen and DiNapoli Cos); Councilmember Jimenez, and Beth Siebert, (representing Off-Site Records Management).

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the recommendation. (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. Update to the Public Safety, Finance, and Strategic Support Committee Work Plan. (City Manager)**

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**

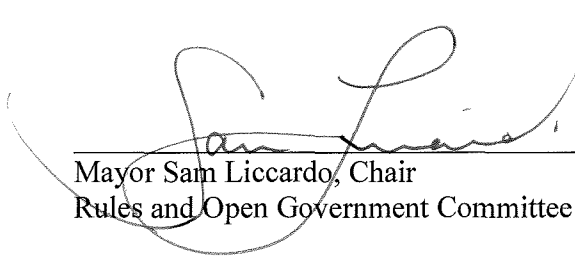
There were none presented.

**J. OPEN FORUM**

There were no cards.

**ADJOURNMENT**

Mayor Liccardo adjourned the meeting at 2:25 p.m.



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Mayor Sam Liccardo, Chair  
Rules and Open Government Committee

SL/lo