



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

SAN JOSE, CALIFORNIA

WEDNESDAY, MAY 2, 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: Vice Mayor Magdalena Carrasco, Vice Chair; Councilmember Chappie Jones, Councilmember Dev Davis, and Councilmember Johnny Khamis.

ABSENT: Mayor Sam Liccardo, Chair, (Excused.)

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 8, 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 required)**

Public Comments: Blair Beekman offered comments on body cameras for police and the associated health-issues about police officers wearing them. (Item 2.7.)

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee accepted the May 8, 2018 Agenda, with Add sheet approved for Items 2.12 and 2.13; including a 10-day Sunshine Waiver for item 4.1, and deferring Item 2.7 to June 5, 2018, with Item 2.14 dropped. (4-0. Absent: Liccardo.)

2. Review May 15, 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 Johnny Khamis, seconded Councilmember Chappie Jones, and carried unanimously, the Committee accepted the May 15, 2018 Agenda with no changes. (4-0. Absent: Liccardo.)

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 20-April 26, 2018.

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated April 27, 2018, transmitting the Public Record for the Week of April 13-April 19, 2018.

Public Comments: Blair Beekman offered comments on the big belly project and data collection.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee noted and filed the public record. (4-0. Absent: Liccardo.)

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. Retroactive Approval and 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)

Documents Filed: Memorandum from Councilmember Tam Nguyen, District 7, dated April 26, 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 8, 2018 Agendas for action. (4-0. Absent: Liccardo.)

END OF CONSENT

2. SB 818 (Beall) Homeowner Bill of Rights Act 2018. (Housing)

Documents Filed: Expedited City Council Action Request from Housing Director, Jacky Morales-Ferrand, dated April 25, 2018.

Housing Division Manager Kristen Clements and Intergovernmental Relations Director Bena Chang offered a presentation and were available to answer questions and concerns.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved staff recommendation and added to the May 8, 2018 Agendas for action. (4-0. Absent: Liccardo.)

3. Recycling Contracts. (Davis/Jimenez/Arenas)

Documents Filed: Joint memorandum from Councilmember Dev Davis, Councilmember Sergio Jimenez and Councilmember Sylvia Arenas, dated April 26, 2018

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

Public Comments: Joel Corona (representing California Waste Solutions) offered comments on the impact of China's Policy in San José, statewide, nationally and globally.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Johnny Khamis, and carried unanimously, the Committee approved staff recommendation and referred the item to staff, with direction to return with recycling contract for Council actions in June 2018. (4-0. Absent: Liccardo.)

4. Priority-Setting Nomination: Beverage Straws Upon Request. (Khamis)

Documents Filed: (1) Memorandum from Councilmember Johnny Khamis, dated April 26, 2018. (2) Letter(s) from the Public.

Councilmember Johnny Khamis offered a presentation, a video demonstration by a Sixth Grade class from Dartmouth Middle School, and responded to questions.

Public Comments: Mckenzie Mossing (representing Santa Clara Valley Audubon Society) offered comments on the proposed Ordinance and plastic straws.

Action: The Committee referred the item to staff to review and assess if this can be added to current work plan (green light), or if it should go to Priority Setting (yellow light). To return to Rules in two weeks. (4-0. Absent: Liccardo.)

5. Reducing Crime and Keeping California Safe Act of 2018. (Khamis)

Documents Filed: Memorandum from Councilmember Johnny Khamis, dated April 26, 2018.
(2) Letter(s) from the Public.

Councilmember Johnny Khamis offered a presentation, and responded to questions.

City Manager's Assistant Michelle McGurk explained the status of the proposed initiative with the Secretary of State's Office. The measure is currently out for signature-gathering; it has reached the 25% signature threshold and the memo requests a return to Council on May 15, 2018.

Public Comments: Offering comments were José Valle (representing Silicon Valley Debug), Raj Jajodev (Silicon Valley Debug), Andrew Bigelow (Silicon Valley Debug), and Blair Bleekman.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee referred the item to staff to bring back to Rules, when and if it receives enough signatures to be placed on the ballot. (4-0. Absent: Liccardo.)

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.

a. Update to the Neighborhood Services & Education Committee Work Plan. (City Manager)

Documents Filed: Memorandum from City Manager Chief of Staff, Leland Wilcox dated April 25, 2018.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the update to the Neighborhood Services & Education Committee Work Plan. (4-0. Absent: Liccardo.)

3. Transportation and Environment Committee

There were none presented.

4. Update to the Public Safety, Finance, and Strategic Support Committee Work Plan. (City Manager)

Documents Filed: Memorandum from Parks, Recreation and Neighborhood Services Director Angel Rios, Jr., dated April 25, 2018.

Public Comments: Blair Bleekman offered comments on law enforcement and the Park Rangers.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee approved the update to the Public Safety, Finance, and Strategic Support Committee Work Plan. (4-0. Absent: Liccardo.)

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 commented on good, positive, healthy connections; housing issues and the need to reduce tension in the community.

ADJOURNMENT

Vice Mayor Magdalena Carrasco adjourned the meeting at 3:07 p.m.



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

MC/lo

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