


COUNCIL AGENDA: 12/18/2018

ITEM: 2.36

FILE NO: 18-1766

## Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Toni J. Taber, CMC   
City Clerk

**SUBJECT:** SEE BELOW

**DATE:** December 12, 2018

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**SUBJECT: Retroactive Approval of Gun Buy Back as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.**

**RECOMMENDATION:**

As recommended by the Rules and Open Government Committee on December 12, 2018:

- (a) Retroactively approve the Gun Buy Back held on December 1, 2018 as a City Council sponsored Special Event and approve the expenditure of funds; and
- (b) Approve and accept donations from various individuals, businesses, or community groups to support the event.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Liccardo)

[Rules Committee referral 12/12/18 - Item G.1.c]



## Memorandum

**TO:** RULES AND OPEN  
GOVERNMENT COMMITTEE

**FROM:** Mayor Sam Liccardo

**SUBJECT:** SEE BELOW

**DATE:** December 6, 2018

APPROVED:

12/6/18

**SUBJECT: RETROACTIVE APPROVAL OF THE DECEMBER 1 GUN BUY BACK AS A CITY SPONSORED SPECIAL EVENT, TO EXPEND CITY FUNDS AND AUTHORIZATION TO ACCEPT DONATIONS OF MATERIALS AND SERVICES FOR THE EVENT**

### RECOMMENDATION

1. Retroactively approve the Gun Buy Back held on December 1, 2018 as a City Council sponsored event and approve the expenditure of funds.
2. Approve and accept donations from various individuals, businesses or community groups to support the event.
3. Place the item on the December 18, 2018 Council Agenda for action.

### BACKGROUND

On February 1, 2005, the City Council adopted Resolution 72517 which requires Councilmembers to submit a memorandum to the Rules Committee regarding proposed City Council sponsored Special Events and the proposed use of any funds.

A gun buy back was held on Saturday, December 1<sup>st</sup>, 2018 at the South San José Police Substation. 289 weapons were collected to be destroyed, of which the total included 145 handguns, 122 long guns, and 22 assault weapons. This event was coordinated through the San José Police Department in cooperation with the Santa Clara County District Attorney's office, City departments, and other agencies, with some fundraising support coming out of my office.

### ANALYSIS

Approval by the City Council of the event will ensure compliance with the Council's prior direction regarding Council Special Events. In observance of existing fundraising disclosure requirements, Councilmembers and the Mayor who obtain donated items will report any cash or in-kind donations received for the event on their Disclosure of Fundraising Report (DFR-1). Approval of this memorandum will enable Council Districts, the Mayor's Office, City

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departments and the Office of the City Clerk to proceed with the event. Any cash donations received will be processed pursuant to the City's normal financial and budgetary procedures.

**PUBLIC OUTREACH/INTEREST**

The Office of the City Clerk will post the item on the City's Website for the December 12, 2018 Rules Committee Agenda and the December 18, 2018 City Council Agenda.

**CEQA**

X Not a Project, File No. PP15-077, Temporary Special Events.

Reviewed by:

TONI J. TABER, CMC  
City Clerk

For questions, please contact Toni Taber, City Clerk, at (408) 535-1260.