



## Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Councilmember Raul  
Perez  
District 3

**SUBJECT:** SEE BELOW

**DATE:** February 5, 2019

APPROVED:

2/5/19

**SUBJECT: APPROVAL OF THE SAN JOSE EARTHQUAKES FLAG RAISING  
SPONSORED BY COUNCIL DISTRICT 3 AS A CITY COUNCIL  
SPONSORED SPECIAL EVENT TO EXPEND CITY FUNDS AND ACCEPT  
DONATIONS OF MATERIALS AND SERVICES FOR THE EVENT**

### RECOMMENDATION

1. Approve the San Jose Earthquakes Flag Raising scheduled on Thursday, February 28, 2019, as a City Council sponsored Special 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 February 26, 2019 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.

The San Jose Earthquakes Flag Raising will be held on Thursday, February 28, 2019 in the City Hall Plaza and is sponsored by Councilmember Raul Perez. The San Jose Earthquakes flag is being raised to kick off the San Jose Earthquakes Neighborhood Nights Series. The flag raising event is free and open to the public.

The display of the San Jose Earthquakes Flag on Thursday, February 28, 2019, is permitted under Council Policy 2-1, Section C.2 – Flags Displayed in Conjunction With Official Ceremonial Items: “Other flags may be displayed in conjunction with official actions, ceremonial items, or proclamations of the City Council.”

### **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, Councilmember Raul Perez 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 District 3, City 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 February 13, 2019 Rules Committee Agenda and the February 26, 2019 City Council Agenda.

### **CEQA**

- ☐ Not a Project, File No. PP17-010, City Organization & Administrative Activities resulting in no changes to the physical environment.
- ☐ Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment.
- ☐ Exempt, File No. PP12-080. Minor temporary use of land having negligible or no permanent effect on the environment.
- ☐ Exempt, File No. PP13-056, Activities associated with citywide litter clean-up activities.
- ☐ Exempt, File No. PP11-046, Graffiti removal services.

Reviewed by:

TONI J. TABER, CMC  
City Clerk

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