

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

SAN JOSE, CALIFORNIA

WEDNESDAY, NOVEMBER 29, 2017

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 2:03 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Mayor Sam Liccardo, Chair; Councilmember Chappie Jones, Councilmember Dev Davis, and Councilmember Johnny Khamis.

ABSENT: Vice Mayor Magdalena Carrasco, Vice Chair, (Excused)

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

A. City Council (City Clerk)

- 1. Review December 5, 2017 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)**

Public Comments: Blair Beekman offered comments.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, and carried unanimously, the Committee accepted the December 5, 2017 Agenda, with no changes. (4-0-1. Absent: Carrasco.)

- 2. Review December 12, 2017 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 Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the December 12, 2017 Agenda, with item 4.1 heard not before 3 p.m., and with CED Cross-reference to December 19, 2017. (4-0-1. Absent: Carrasco.)

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 November 10 - 21, 2017.

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated November 22, 2017, transmitting the Public Record for the Week of November 10 - 21, 2017.

Public Comments: Offering comments were Warren Gannon, (representing Senior Citizens' Commission and Blair Beekman.

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: Carrasco.)

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 the World AIDS Day Flag Raising Ceremony as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Peralez)
- b. Retroactive approval of Roses and Reels: Movie Night sponsored by Council District 6 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Davis)
- c. Approval of Community Events sponsored by Council District 7 as City Council sponsored Special Events to expend City funds and accept donations of materials and services for the events. (Nguyen)
- d. Approval of the Walk Around the Lake Ribbon Cutting Ceremony 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)

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1. Consent Calendar. (Cont'd).

- e. Approval of the African American History Month Flag Raising Ceremony and Reception 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)

Documents Filed: (1) Memorandum from Councilmember Raul Peralez District 3, dated November 14, 2017. (2) Memorandum from Councilmember Dev Davis District 6, dated November 11, 2017. (3) Councilmember Tam Nguyen District 7, dated November 16, 2017. (4) Memorandum from Councilmember Johnny Khamis District 10, dated November 17, 2017. (5) Memorandum from Councilmember Chappie Jones District 1, dated November 20, 2017.

Public Comments: Blair Beekman offered comments.

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 December 5, 2017 Agenda for action. (4-0. Absent: Carrasco.)

END OF CONSENT

2. Proposed Changes to Accessory Dwelling Units (ADU) Ordinance. (Jones)

Documents Filed: Memorandum from Councilmember Chappie Jones, dated November 15, 2017.

Councilmember Chappie Jones offered a backgrounder on his memo concerning Accessory Dwelling Units, (ADUs) to provide homeowners with additional revenue and provide much needed housing amidst current housing shortage.

Planning, Building and Code Enforcement Interim Director Rosalynn Hughey provided overview on the City Council's amended accessory dwelling unit ordinance, and responded to Committee questions and concerns.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Johnny Khamis, and carried unanimously, the Committee accepted the recommendation and directed staff to return with a workplan in February 2018. (4-0. Absent: Carrasco.)

H. Review of Additions to Council Committee Agendas/Work Plans

Documents Filed: (1) Memorandum from Planning, Building and Code Enforcement Interim Director Rosalynn Hughey, dated November 15, 2017. (2) Memorandum from Deputy City Manager Julie Edmonds-Mares, dated November 16, 2017. (3) Memorandum from Environmental Services Director Kerrie Romanow, dated November 16, 2017. (4) Memorandum from Assistant City Manager Jennifer Maguire, dated November 17, 2017

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H. Review of additions to Council Committee Agendas/Work Plans. (Cont'd.)

Public Comments: Blair Beekman offered comments.

Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Chappie Jones, and carried unanimously, the Work Plans were approved and the below listed actions were taken as indicated. (4-0. Absent: Carrasco.)

(1) Updates to the Community & Economic Development Committee Workplan. (Planning, Building and Code Enforcement).

Action: Placed the item on the January – June 2018 CED Committee Workplan that will be subject to Rules and Open Government Committee final approval at a later date.

(2) Updates to the Neighborhood Services & Education Committee Workplan. (City Manager).

Action: Placed the item on the January – June 2018 NSE Committee Workplan that will be subject to Rules and Open Government Committee final approval at a later date.

(3) Updates to the Transportation and Environment Committee Workplan. (Environmental Services).

Action: Dropped the following item from the December 4, 2017 agenda:

- San José Clean Energy. (City Manager's Office).

(4) Updates to the Public Safety, Finance and Strategic Support Committee Workplan. (City Manager).

Action: (1) Added the following item to the December 14, 2017 meeting:

- Workers' Compensation Pilot Program Evaluation. (Human Resources).

(2) Placed the following items on the January – June 2018 PSFSS Committee Workplan that will be subject to Rules and Open Government Committee final approval at a later date:

- Mayor's Gang Prevention Task Force Strategic Workplan 2018 – 2020.
- Innovation Roadmap: Safe City Strategy Status Report.

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. Diane Solomon offered comments on behalf of Neil Albray and the many phone calls and emails she's been getting about the Christopher Columbus statue in City Hall and relocation.
2. Blair Beekman commented on the City Council meeting last night that the temperature to be used to monitor homeless persons' shelter should be 50° as opposed to 38°.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 2:33 p.m.

Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/lo