



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Councilmember Lan Diep
District 4

SUBJECT: SEE BELOW

DATE: July 30, 2019

APPROVED:

Lan Diep

7/30/19

**SUBJECT: RETROACTIVE APPROVAL OF GARDEN AT THE FLEA SPONSORED
BY COUNCIL DISTRICT 4 AS A CITY COUNCIL SPONSORED SPECIAL
EVENT TO EXPEND CITY FUNDS AND ACCEPT DONATIONS OF
MATERIALS AND SERVICES FOR THE EVENT**

RECOMMENDATION

1. Retroactively approve the Garden at the Flea scheduled on April 25, 2019 as a City Council sponsored Special Event and approve the expenditure of funds.
2. Approve use of District 4 office funds in the amount of \$3,000 to help Public Space Authority cover the costs of organizing this free event for San José residents on April 25, 2019.
3. Place the item on the August 13, 2019 City 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.

Garden at the Flea is an event hosted and organized by the Public Space Authority. The purpose of the event is to have residents come out to enjoy food trucks, live music, and entertainment at the current Berryessa Flea Market location.

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 Lan Diep will report any cash or in-kind donations received for the event on their Disclosure of Fundraising Report (DFR-1). Approval of this memorandum

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will enable Council District 4, 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 August 7, 2019 Rules Committee Agenda and the August 13, 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.