



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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, MARCH 27, 2019**

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 2:01 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

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

**ABSENT:** All present.

**STAFF:** David Sykes, City Manager; Toni Taber, City Clerk; Richard Doyle, City Attorney; Gloria Schmanek, Senior Executive Analyst; Mackenzie Mossing, Mayor's Office Agenda Service, and Louis Ósémwegie, City Clerk's Office.

**A. City Council (City Clerk)**

**1. Review April 2, 2019 Final Agenda**

Cancelled.

**2. Review April 9, 2019 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.)**

Public Comment: Frances Herbert Chief of Staff to Councilmember Carrasco, voiced opposition to the deferral of Item 3.4., Board of Fair Campaign and Political Practices Response and Proposed Recommendations initially introduced in October. We are five months into the deferral and would like to move it forward now.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Johnny Khamis, and carried unanimously, the Committee approved the April 9, 2019 Agenda; including approval of Addsheet, with Sunshine; and Item 6.1 to be heard after Consent.). (5-0)

**B. Review of Upcoming Special Meeting Agenda(s)**

None presented.

**C. Legislative Update.**

None presented.

**D. Meeting Schedules**

**(1) Set General Plan Meeting for April 2019. (Planning, Building and Code Enforcement).**

Documents Filed: Memorandum from Planning, Building and Code Enforcement Director Rosalynn Hughey, dated March 21, 2019.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Sylvia Arenas, and carried unanimously, the Committee approved staff recommendation. (5-0)

**E. The Public Record for March 15 - March 21, 2019.**

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated March 27, 2019, transmitting the Public Record for the Week of March 15 - March 21, 2019.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee noted and filed the public record. (5-0)

**F. Boards, Commissions, and Committees**

**1. Appointments**

None presented.

**2. Work Plans and Annual Reports**

None presented.

**G. Rules Committee Reviews, Recommendations, and Approvals**

**1. Consent Calendar**

- (a) Approval of Great American Litter Pick-Up Sponsored as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (City Clerk)

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated March 21, 2019.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee approved the Consent Calendar, and added to the April 9, 2019 Council Agenda[s] for action. (5-0)

## END OF CONSENT

### (2) **AB1210 (Low): Crimes: Package Theft. (Police)**

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated March 27, 2019.

Police Department's James Gonzalez explained that AB1210 does two things: (i) It elevates an area around personal property called the curtilage to a higher level. (ii) It gives the prosecutors the option to charge a felony under what's called Section 1178 of the Penal Code.

Public Comment: Alex Lee, (representing Assembly Member Evan Low's Office offered comments on AB1210.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved staff recommendation, (with direction to Agendized the item for April 9, 2019 Council Meeting.)

### **H. Review of additions to Council Committee Agendas/Work Plans**

#### **1. Community and Economic Development Committee Workplan.**

None presented.

#### **2. Neighborhood Services and Education Committee**

None presented.

#### **3. Transportation and Environment Committee.**

None presented.

#### **4. Public Safety, Finance, and Strategic Support Committee.**

None presented.

#### **5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole.**

None presented.

#### **6. Smart Cities and Service Improvements Committee.**

None presented.

### **I. Open Government**

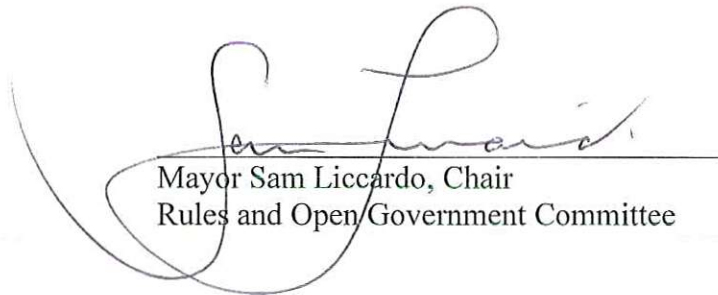
None presented.

**J. OPEN FORUM**

No cards.

**K. ADJOURNMENT**

Mayor Sam Liccardo adjourned the meeting at 2.18 p.m.



Mayor Sam Liccardo, Chair  
Rules and Open Government Committee

SL/lo