

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

SAN JOSE, CALIFORNIA

WEDNESDAY, DECEMBER 11, 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 2:03 p.m. in Council Chambers.

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

ABSENT: All Present.

STAFF: Assistant City Attorney Ed Moran; City Manager, David Sykes; City Clerk Toni J. Taber; Assistant to City Manager, Michele McGurk; Agenda Services Manager, and Deputy City Clerk, Ruth Krantz.

A. City Council (City Clerk)

- 1. Review December 17, 2019 Final Agenda**
- 2. Add new items to Draft Agenda**
- 3. Assign “Time Certain” to Agenda Items (if needed)**
- 4. Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Public Comment: Blair Beekman expressed concerns on surveillance and the need for low-income housing.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the December 17, 2019 Final Agenda, including the deferral of Item 2.12(e) to January 14, 2010, and including the final dollar amount of \$600,000 to Item 2.11. (5-0.)

5. Review December 24, 2019 Draft Agenda - Cancelled

B. Review of Upcoming Meeting Agenda(s)

1. December 13, 2019 Study Session Agenda: Building a Shared Understanding of Equity Work in the Context of City Government.

Public Comment: Blair Beekman spoke to the need for equity.

Chief of Staff, Office of the City Manager, Lee Wilcox, noted that a second study session will be held on February 13, 2020 to provide progress made and tools available. Director of Parks, Recreation and Neighborhood Services Angel Rios, Jr. responded to questions.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones and carried unanimously, the Agenda of the December 13, 2019 Study Session was approved. (5-0.)

C. Legislative Update

- 1. State**
- 2. Federal**

There were none presented.

D. Meeting Schedules

1. Diridon Station Concept Plan Study Session (City Manager)

Public Comment: Blair Beekman suggested planning items to be considered.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Sylvia Arenas, and carried unanimously, the Committee approved a Study Session for January 28, 2020 at 6:00 p.m. entitled *Diridon Station Concept Plan Decision #3* for the City Council to receive and discuss additional information related to the southern alignment into and out of the future Diridon Station. (5-0.)

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, transmitting the Public Record for the Week of November 26 – December 5, 2019.

Public Comment: Blair Beekman offered comments on Mixed Use Housing.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones and carried unanimously, the Public Record was noted and filed. (5-0.)

F. Boards, Commissions and Committees

None provided.

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar – None provided.

2. Monthly Report of Activities for November 2019 (City Auditor)

City Auditor Joe Rois provided the Monthly Report.

Public Comment: Blair Beekman offered comments on civil protections.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis and carried unanimously, the City Auditor's Office Monthly Report of Activities for the month of November 2019 was accepted. (5-0.)

3. External Quality Control Review of the Office of the City Auditor for the Period July 1, 2017 to June 30, 2019 (City Auditor)

City Auditor Joe Rois provided a brief overview.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, the External Quality Control Review of the Office of the City Auditor for the Period July 1, 2017 to June 30, 2019 was accepted. (5-0.)

4. Annual Merit Increases and Additional Executive Leave for Council Employees (Mayor)

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones and carried unanimously, Annual Merit Increases and Additional Executive Leave for Council Employees was placed on the December 17, 2019 Council Meeting Agenda for Council discussion and action: To adopt a resolution approving a 2.5% merit increase for the City Manager, City Attorney, Independent Police Auditor, City Clerk and City Auditor effective July 1, 2019 and granting an additional forty (40) hours of executive leave to each of these Council Appointees for the payroll calendar year 2020. (5-0.)

5. City Council Direction on Cost of Development Report Workload Assessment (Economic Development)

Deputy City Manager/Director of Economic Development Kim Walesh and Deputy Director Chris Burton offered a workload assessment and additional analysis of the impact of development standards and zoning restrictions in the development review process on the cost of residential development, as requested at the November 6, 2019 meeting of the Rules and Open Government Committee.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis and carried unanimously, the report was accepted. (5-0.)

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

- 1. Community and Economic Development Committee**
- 2. Neighborhood Services and Education Committee**
- 3. Transportation and Environment Committee**
- 4. Public Safety, Finance and Strategic Support Committee**
- 5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
- 6. Smart Cities and Service Improvement Committee**

There were none presented.

OPEN FORUM

1. Blair Beekman opined that human and civil rights should have a broader influence in the City's decision making.

H. Adjournment

Mayor Sam Liccardo adjourned the Committee meeting at 2:36 p.m.

draft

Mayor Sam Liccardo, Chair
Rules and Open Government Committee

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