



COUNCIL AGENDA: 04/27/2021

ITEM: 2.11

FILE NO: 21-967

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Toni J. Taber, CMC
City Clerk

SUBJECT: SEE BELOW

DATE: April 27, 2021

SUBJECT: Approval of Black April Commemoration City Hall Tower and Rotunda Lighting and Flag Display Sponsored by the Mayor's Office as a City Council Sponsored Event

Recommendation

As recommended by the Rules and Open Government Committee on April 21, 2021:

(a) Approve the Black April Commemoration City Hall Tower and Rotunda Lighting and Flag Display at City Hall scheduled for the week of April 30 to May 6, 2021, as a City Council sponsored Special Event and approve the expenditure of funds.

(b) Approve and accept donations from various individuals, businesses, or community groups to support the event.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Liccardo)

[Rules Committee referral 4/21/2021- Item G.1.a]



Memorandum

TO: CITY COUNCIL

FROM: Mayor Sam Liccardo

SUBJECT: SEE BELOW

DATE: April 16, 2021

APPROVED:

DATE: 4/16/20

SUBJECT

APPROVAL OF BLACK APRIL COMMEMORATION CITY HALL TOWER AND ROTUNDA LIGHTING AND FLAG DISPLAY SPONSORED BY THE MAYOR'S OFFICE AS A CITY COUNCIL SPONSORED EVENT

RECOMMENDATION

1. Approve the Black April Commemoration City Hall Tower and Rotunda Lighting and Flag Display at City Hall scheduled for the week of April 30 to May 6, 2021, 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 this item on the April 27, 2021 City Council Agenda for Action

BACKGROUND

On February 1, 2005, the City Council adopted Resolution No. 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. Due to the current shelter in place and limits on public gatherings, no associated public event will be occurring. The Vietnamese Heritage and Freedom Flag will be displayed on an indoor flag pole that is visible to the public from outside the Rotunda, and the City Hall Tower will be lit in red and the Rotunda will be lit in yellow by City Hall facilities staff starting April 30, 2021. This special event will celebrate the Vietnamese culture and heritage in the City of San Jose and the reunification of Vietnam.

The display of the Vietnamese Heritage and Freedom Flag from April 30 to May 6, 2021, is permitted under Council Policy 2-1, Section C.3 — 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.” Pursuant to Resolution Nos. 72679 and 78064, the City of San Jose recognizes the Vietnamese Heritage and Freedom Flag as the official flag of the Vietnamese-American community in San Jose. San Jose City Council Policy 7-14, City Hall Event Lighting Policy, Sections B.1 and C.1 allows Rotunda and Tower lighting in conjunction with proclamations for official actions or ceremonial items as approved by 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, Mayor Liccardo 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 the Mayor’s Office, 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 April 21, 2021 Rules Committee Agenda and the April 27, 2021 City Council Agenda.

CEQA

- X Not a Project, File No. PP15-077, Temporary Special Events.
- ☐ Not a Project, File No. PP10-069(c), City Administrative Activities.
- ☐ 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, contact Toni Taber, City Clerk, at (408) 535-1260.