



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

SAN JOSE, CALIFORNIA

WEDNESDAY, JANUARY 30, 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 2:02 p.m. in Wing Rooms W118-120, 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 February 5, 2019 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 commented on dialogue about the future of Google and how to do it in open space.

Action: Upon motion by Councilmember Dev Davis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee accepted the February 5, 2019 Agenda, with Addsheet approved. (5-0)

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2. **Review February 12, 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 comments: Blair Beekman commented on surveillance technologies in downtown, clean energy future and how smart meters are a serious problem and people should have right to opt out if they so choose.

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the February 12, 2019 Draft Agenda, with Item 3.5 heard not before 3:30 p.m. and the Evening Session cancelled. (5-0)

B. Review of Upcoming Special Meeting Agenda(s)

None presented.

C. Legislative Update.

None presented.

D. Meeting Schedules

None presented.

E. The Public Record.

None presented.

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) Retroactive Approval of the Pancake Breakfast Sponsored by Council District 5 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Carrasco)
- (b) Retroactive Approval of Coffee Hour Sponsored by Council District 8 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Arenas)

Documents Filed: (1) Memorandum from Councilmember Magdalena Carrasco, District 5, dated January 24, 2019. (2) Memorandum from Councilmember Sylvia Arenas District 8, dated January 18, 2019.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the Consent Calendar, and added to the February 5, 2019 Agenda Council Agenda for action. (5-0)

END OF CONSENT

2. Update to the San José Wage Theft Prevention Ordinance (Perez, Jones, Carrasco, Jimenez)

Documents Filed: (1) Memorandum from Councilmember Raul Perez, Vice-Mayor Chappie Jones, Councilmember Magdalena Carrasco, and Councilmember Sergio Jimenez, dated January 24, 2019. (2) Letters from the Public. (3) Priority Setting Form.

City Attorney Richard Doyle noted that the item in question is in the middle of legal concerns and it is a private issue. The administration may bring it forward as part of Council priority.

City Manager Dave Sykes designated this as yellow light based on work that's required to review and advise Council. Council has an opportunity to add the item to priority setting.

Public comments: Offering comments were. Louise Auerhahn Bruce, Maria Marroquin, Ruth Silver Taube, (representing Alexander Community Law Center); Eddie Truong, Steve Flores, (UA393); Mauricio Velarde, Dominic Torrealan, (SMW 109); Will Smith, ((IBEW 332); Stacey Casados, Josue Garcia,(MCPS); David Urhausen, (SBLE); Jordan Jensen, Blair Beekman, Scott Knies, Reginald Swilley, (Minority Business Consortium); Daniel Casanova, (Community Unions); Maria Maldonado, Thomas Margain and Forrest Peterson, Stanford University Graduate student, (representing Professor Mark Fisher).

Action: No motion was required. No action taken. Staff is to include Item in March 1, 2019 Priority Setting Session for action. (5-0)

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.

I. Open Government

None presented.

J. Open Forum

1. Blair Beekman commented on law enforcement, Park Rangers, and community involvement process.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 2:56 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/lo