

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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, DECEMBER 4, 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 PM. in Council Chambers, City Hall.

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

**ABSENT:** Councilmember Sylvia Arenas

**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 December 10, 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 the new public oversight commission and public accountability.

Action: Upon motion by Vice Mayor Chappie Jones to move approval, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the December 10, 2019 Agenda, including approval of Add sheet with Sunshine waiver for item 2.10; and changes on 3.4 to time certain not before 5pm.

(4-0-1. Absent: Arenas)

**2. Review December 17, 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.)

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## **2. Review December 17, 2019 Final Agenda. (Cont'd)**

Public Comments: Blair Beekman commented on the ongoing traffic conditioning work downtown, signal modification and surveillance technology.

Action: Upon motion by Vice Mayor Chappie Jones to move approval, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the December 17, 2019 Agenda, including the deferral of items 4.3 and 10.2 to Jan 7, 2019. (4-0-1. Absent: Arenas)

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

None presented.

### **C. Legislative Update.**

None presented.

### **D. Meeting Schedules**

**Emergency Management Study Session.** (City Manager)

Action: Upon motion by Councilmember Johnny Khamis to move approval, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee approved the Emergency Management Study Session. (4-0-1. Absent: Arenas)

### **E. The Public Record for November 14, 2019 - November 26, 2019.**

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Dev Davis, and carried unanimously, the Committee noted and filed the public record. (4-0-1. Absent: Arenas)

### **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 Palestinian Flag Raising Event Sponsored by Council District 10 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Khamis)**

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**1. Consent Calendar (Cont'd)**

- (b) Approval of City Hall Free Use on Saturday, December 21, 2019 by Council District 2 for the Homeless Memorial Observance as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)**
- (c) Retroactive Approval of District 4 Christmas Tree for the Berryessa Community Center 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. (Diep))**
- (d) Approval of District 4 Crafts Booth at the Berryessa Community Center Breakfast with Santa 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. (Diep)**
- (e) Approval of District 4 Dumpster Day 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. (Diep)**

Action: Upon motion by Councilmember Johnny Khamis to move approval, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Committee approved the Consent Calendar and placed on the December 10, 2019 Council Agenda for action.  
(4-0-1. Absent: Arenas)

**END OF CONSENT**

**2. Digital Cities Survey Awards Dinner. (Jones)**

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Digital Cities Survey Awards Dinner, was approved.  
(4-0-1. Absent: Arenas)

**(3) Spending Priorities for Potential General Fund Revenue from a Real Property Transfer Tax Measure. (Mayor, Peralez, Diep, Foley)**

There was no presentation for this item.

Public Comments: Jeff Buchanan offered comments on the need to spend the general fund revenue from a real property wisely moving forward.

Action: Upon motion by Vice Mayor Chappie Jones to move approval, seconded by Councilmember Dev Davis, and carried unanimously, the Spending Priorities for Potential General Fund Revenue from a Real Property Transfer Tax Measure, was accepted and placed on the December 10, 2019 Council Agenda for action.  
(4-0-1. Absent: Arenas)

**(4) Resolution in Support of Transforming PG&E into a Customer-Owned Utility. (Mayor)**

There was no presentation for this item.

Public Comments: Blair Beekman offered comments on accountability and sustainability ideas in relation to PG&E, as well as dialogue, issues of human rights, civil rights, and peace.

Action: Upon motion by Councilmember Dev Davis to move approval, seconded by Vice Mayor Chappie Jones, and carried unanimously, the Resolution in Support of Transforming PG&E into a Customer-Owned Utility, was accepted, (to be placed on the December Council Agenda for action.  
(4-0-1. Absent: Arenas)

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

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

None presented.

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

**Update to the August - December 2019 Neighborhood Services & Education Committee Workplan.** (Parks, Recreation & Neighborhood Services)

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Update to the August - December 2019 Neighborhood Services & Education Committee Workplan, was approved, with notation that the policy priority #25 for NSE work plan is to be extracted and brought back to Council in January.  
(4-0-1. Absent: Arenas)

**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**

Blair Beekman offered comments on the one-year anniversary City Council vote on the future of Google in San José.

**K. Adjournment**

Mayor Sam Liccardo adjourned the meeting at: 2:40 PM



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Mayor Sam Liccardo, Chair  
Rules and Open Government Committee

SL/lo