



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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, MARCH 11, 2020**

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 March 17, 2020 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.)**

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Sylvia Arenas, and carried unanimously, the Committee accepted the March 17, 2020 Agenda, including approval of Addsheet with Sunshine Waiver, with an excused absence and the addition of the moratorium on evictions and income loss due to covid 19. (5-0)

- 2. Review March 24, 2020 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.)**

Action: Upon motion by Councilmember Chappie Jones, seconded by Councilmember Dev Davis, and carried unanimously, the Committee accepted the March 24, 2020 Draft Agenda with no changes. (5-0)

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

None presented.

**C. Legislative Update.**

None presented.

**D. Meeting Schedules**

**Release Dates for Study Sessions. (City Manager)**

Action: Upon motion by Councilmember Dev Davis to move approval, seconded by Vice Chair Chappie Jones, and carried unanimously, the Release Dates for Study Sessions was accepted. (5-0.)

**E. The Public Record for March 1, 2020 - March 5, 2020. (City Clerk).**

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Chair 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 Hoffman Via Monte Beautification Day 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)
- (b) Approval of the Great American Litter Pick-Up as a City Sponsored Special Event, to Expend City Funds and Authorization to Accept Donations of Materials and Services for the Event. (City Clerk)

Action: Upon motion by Councilmember Johnny Khamis, seconded by Vice Chair Chappie Jones, and carried unanimously, the Committee approved the Consent Calendar, and added to the March 24, 2020 Council Agenda for action. (5-0)

## **END OF CONSENT**

### **2. Monthly Report of Activities for February 2020. (City Auditor)**

City Auditor Joe Rois gave a presentation and responded to question.

Action: Upon motion by Councilmember Johnny Khamis to move approval, seconded by Vice Chair Chappie Jones, and carried unanimously, the Committee approved the Monthly Report of Activities for February 2020. (5-0)

### **3. Bay Area News Group's (BANG) Public Records Act Request. (Mayor/Police)**

City Attorney Rick Doyle explained the concept of an agreement and noted that the City need to have a realistic timeline for the police department to meet, following which it is brought before the Council for feedback.

Public comments: Offering comments were: Mr. Robinson, (from the Bay News Group), and Paul Soto.

Action: Upon motion by Vice Chair Chappie Jones to move approval, seconded by Councilmember Dev Davis, and carried unanimously, the Committee directed the City Attorney to sit down with Bay Area News Group to fashion an agreement that ensures there is an acceptable rate of production of these top reports with subsequent case files to follow based on their discussions and to come back to the Committee in the second week of April 2020 if that timeline is realistic. (5-0)

### **4. SB 1025 (Umberg) Libraries: Student Success Cards. (Library)**

Library Policy Analytics Manager Ann Grabowski gave a presentation and responded to questions.

Action: Upon motion by Councilmember Johnny Khamis to move approval, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the SB 1025 (Umberg) Libraries: Student Success Cards. (5-0)

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

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

Update to the January - June 2020 Community and Economic Development Committee Workplan and the Neighborhood Services and Education Workplan. (Housing)

Action: Upon motion by Councilmember Johnny Khamis to move approval, seconded by Vice Chair Chappie Jones, and carried unanimously, the Committee approved the Update to the January - June 2020 Community and Economic Development Committee Workplan and the Neighborhood Services and Education Workplan. (5-0)

**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.**

Update to the January - June 2020 Smart Cities and Service Improvements Committee Work Plan. (City Manager)

Action: Upon motion by Councilmember Dev Davis to move approval, seconded by Vice Chair Chappie Jones, and carried unanimously, the Committee approved the Update to the January - June 2020 Smart Cities and Service Improvements Committee Work Plan. (5-0)

**I. Open Government**

None presented.

**J. Open Forum**

1. Paul Soto commented that it's disappointing that the City is waiting to be sued because we already know what's in that record.

## **ADJOURNMENT**

Mayor Sam Liccardo adjourned the meeting at 2:55PM.

### **DRAFT**

Mayor Sam Liccardo, Chair  
Rules and Open Government Committee

SL/lo