

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

**SAN JOSE, CALIFORNIA**

**WEDNESDAY, JANUARY 20, 2021**

*Consistent with the California Governor's Executive Order No. N-29-20, Resolution No. 79450 from the City of San José and the Santa Clara County Health Officer's March 16, 2020 Shelter in Place Order, the City Council meeting was not physically open to the public. Public comments were accepted via eComment, email, by phone/Webinar or online.*

The Council meeting was teleconferenced from remote locations and convened at 2:03 p.m.

Present: Councilmembers - Liccardo, Jones, Esparza, Cohen, Davis.

Absent: Councilmembers - All Present.

Staff: City Manager, David Sykes; Office of the City Manager, Chief of Staff, Lee Wilcox; City Attorney, Nora Frimann; City Clerk, Toni Taber; City Manager's Office, Gloria Schmanek; Henry Smith, Mayor's Office; and Yasmin Garcia, City Clerk's Office.

**A. City Council (City Clerk)**

**1. Review January 26, 2021 Final Agenda**

Public Comment: Blair Beekman thanked staff for allowing him to speak on the digital divide to bring trust in the community.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Maya Esparza and carried unanimously, the Committee accepted the January 26, 2021 Agenda, as amended, including adds, and with Sunshine Waivers as required. (5-0.)

**2. Review February 2, 2021 Draft Agenda**

Public Comment: (1) Blair Beekman addressed the COVID-19 vaccination distribution process. (2) Paul Soto spoke on the need for City issues to be addressed to the County in a non-passive manner.

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## **A.2 (Cont'd.)**

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Maya Esparza and carried unanimously, the Committee accepted the February 2, 2021 Draft Agenda, as amended, including adds, and with Sunshine Waivers as required. (5-0.)

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

None provided.

### **C. Legislative Update**

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

There were none presented.

### **D. Meeting Schedules**

#### **1. Release Date for Study Session. (City Manager)**

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the Committee approved the release date held for the Study Sessions on Thursday, January 28, 2021. (4-0-1. Absent: Liccardo)

#### **2. Community Healing and Economic Recovery Listening Session. (City Manager)**

Public Comments: (1) Paul Soto stated he was encouraged to see institutionalized racism being discussed and hoped for honest conversations on this item.

Councilmember Maya Esparza inquired if small businesses and nonprofits would be included in the presentation discussion; Office of the City Manager, Chief of Staff, Lee Wilcox stated there would be an opportunity for small businesses and nonprofits to be included in the study session.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the Committee approved the City Council Study Session entitled Community Healing and Economic Recovery Listening Session for Friday, February 5, 2021 from 9:00 a.m.- 12:00 p.m. and approved a draft Study Session agenda. (4-0-1. Absent: Liccardo)

**3. City Roadmap - From COVID to Recovery Special Meeting. (City Manager)**

Public Comments: Blair Beekman expressed his appreciation for the COVID-19 eviction moratorium extension.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the Committee approved the City Council Special Meeting entitled City Roadmap - From COVID to Recovery for Thursday, February 25, 2021 from 1:30 p.m.- 4:30 p.m. and approved a draft Special Meeting agenda. (4-0-1. Absent: Liccardo)

**E. The Public Record**

Public Comment: Blair Beekman spoke to open public policy practices.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Dev Davis and carried unanimously, the Public Record for January 7, 2021– January 14, 2021 was noted and filed. (4-0-1. Absent: Liccardo)

**F. Boards, Commissions and Committees**

None provided.

**G. Rules Committee Reviews, Recommendations and Approvals**

**1. Consent Calendar**

**a. Approval of American Heart Month Sponsored by Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Davis)**

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the City Council Sponsored Special Event was approved and placed the item on the February 2, 2021 Council Agenda for action. (4-0-1. Absent: Liccardo)

**b. Approval of International Holocaust Remembrance Day Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jimenez)**

Public Comments: Paul Soto addressed the reconciliation and remembrance needed for Native Americans as well. He spoke on the Peter Burnett Middle School name change in San José, and the California genocide of Native Americans.

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## **G.1b (Cont'd.)**

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the City Council Sponsored Special Event was approved and placed the item on the January 26, 2021 Council Agenda for action. (4-0-1. Absent: Liccardo)

### **c. Approval of the African American History Month Flag Raising Ceremony Sponsored by Council District 1 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Jones)**

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the City Council Sponsored Special Event was approved and placed the item on January 26, 2021 Council Agenda for action. (4-0-1. Absent: Liccardo)

### **d. Approval of Vietnamese Heritage and Freedom Flag Raising Sponsored by Mayor's Office as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event. (Mayor)**

Public Comments: Blair Beekman spoke to the accountability and respect needed to address the current state of Vietnam.

Action: Upon motion by Councilmember Dev Davis seconded by Councilmember Maya Esparza and carried unanimously, the City Council Sponsored Special Event was approved and placed the item on January 26, 2021 Council Agenda for action. (4-0-1. Absent: Liccardo)

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

### **1. Cancellation of the January 25, 2021 Meeting of the Community and Economic Development Committee. (City Manager)**

Public Comments: Blair Beekman gave a remembrance of the previous Councilmember Johnny Khamis as the past and recent Committee Chair.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Maya Esparza and carried unanimously, the Committee approved the cancellation of the January 25, 2021 meeting and deferred the meeting's work plan items: 1) Economic Development Activities and Committee Orientation Verbal Report and 2) Construction Crane Policy Status Report to the February 22, 2021 scheduled committee meeting. (4-0-1. Absent: Liccardo)

2. **Neighborhood Services and Education Committee**
3. **Transportation and Environment Committee Work Plan. (Mayor and Davis)**
4. **Update to the Public Safety, Finance and Strategic Support Committee Work Plan. (Fire)**
5. **Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
6. **Smart Cities and Service Improvement Committee**

**I. Open Government**

None provided.

**J. Open Forum**

1. Blair Beekman was thankful for the inauguration and staff for the meeting.
2. Paul Soto thanked Councilmember Maya Esparza for being an advocate for nonprofits and expressed the need for Tribal Recognition.
3. Scott Largent addressed the filming he has done on the Valley Medical Psychiatric Ward to try and study the process and address the programs needed for these mentally-ill individuals.

**K. Adjournment**

Vice Mayor Chappie Jones adjourned the Committee meeting at 2:42 p.m.



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Mayor Sam Liccardo, Chair  
Rules and Open Government Committee

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