



# **Charter Review Commission**

## **City of San José**

### **MINUTES**

<https://sanjoseca.zoom.us/j/94141759036>

**5:30 PM**

**Monday, October 4, 2021**

Present: Chair- Frederick Ferrer; Members- Barbara Marshman, Christina Johnson, Elizabeth Monley, Elly Matsumura, Garrick Percival, Huy Tran, Jeremy Barousse, Jose Posadas (5:35 p.m.), Lan Diep (5:35 p.m.), Linda LeZotte, Louis Barocio, Magnolia Segol, Maria Fuentes, Sammy Robledo, Sherry Segura (6:02 p.m.), Thi Tran, Tobin Gilman, Veronica Amador (5:39 p.m.), Yong Zhao

Absent: Enrico Callender, Frank Maitski, George Sanchez

Staff: Lawrence Grodeska, Consultant; Megan Roche, Legislative Secretary; Toni J. Taber, City Clerk; Mark Vanni, Senior Deputy City Attorney

#### **I. Call to Order & Orders of the Day**

The meeting was called to order at 5:31 p.m.

#### **II. Public Record- N/A**

#### **III. Consent Calendar**

- a) Approve Charter Review Commission Minutes.**
- b) Receive and File Letters from the Public.**

Action: Upon motion by Commissioner Monley and seconded by Commissioner Barousse, the Commission moved to approve the minutes of August 23, 2021 and also to receive and file the letters from the public. (17-0-5; Absent: Amador, Callender, Maitski, Sanchez, Segura)

Public Comment: The following members of the public provided comments: Tessa Woodmansee and Blair Beekman.

#### **IV. Reports & Information- N/A**

#### **V. Public Hearing- N/A**

#### **VI. New Business**

- a) Final Voting on Timing of Mayoral Elections Recommendation.**

Commissioner Percival presented Draft Recommendation #1 from the Voting and Elections subcommittee regarding the timing of mayoral elections. Commissioners asked questions and discussion ensued.

Public Comment: The following members of the public provided comments: Tessa Woodmansee, Jeffrey Buchanan, Chava Bustamante, Blair Beekman, Roland, Tam Nguyen, and Krista De La Torre.

Action: Chair Ferrer called the question and the Commission moved to approve Draft Recommendation #1 from the Voting and Elections subcommittee for submission to City Council. (17-1-4; Noes: Gilman; Absent: Callender, Maitski, Sanchez, Zhao)

**b) Discussion and Possible Action on Governance Structure Subcommittee Recommendations.**

The Governance Structure subcommittee presented each of their four draft recommendations separately. Commissioners asked questions and discussed the recommendations.

**Draft Recommendation #1: Future Charter Review Commissions**

Public Comment: The following members of the public provided comments: Tessa Woodmansee, Ellina, Jeffrey Buchanan, Blair Beekman, and Roland.

Action: Commissioner Barousse made a motion, which was seconded by Commissioner Posadas, to move forward the first draft recommendation from the Governance Structure subcommittee regarding future Charter Review Commissions. (9-10-3; Noes: Amador, Barocio, Diep, Gilman, LeZotte, Marshman, Monley, H. Tran, T. Tran, Zhao; Absent: Callender, Maitski, Sanchez) This motion did not pass.

Public Comment: The following members of the public provided comments: Tessa Woodmansee, Roland, Blair Beekman, and Ellina.

Action: Commissioner Matsumura proposed a substitute motion, which was seconded by Commissioner T. Tran, to move forward the first draft recommendation from the Governance Structure subcommittee regarding future Charter Review Commissions, with the exception of the portion that allows the Commission to place items directly on a ballot. (19-0-3; Absent: Callender, Maitski, Sanchez) This motion passed.

**Draft Recommendation #2: Adding Council Districts**

Public Comment: The following members of the public provided comments: Tessa Woodmansee and Roland.

Action: Upon motion by Commissioner LeZotte and seconded by Commissioner Marshman, the Commission voted to move forward the second draft recommendation

from the Governance Structure subcommittee regarding the addition of Council districts. (19-0-3; Absent: Callender, Maitski, Sanchez)

### **Draft Recommendation #3: Expansion of Mayoral Powers**

Public Comment: The following members of the public provided comments: Tessa Woodmansee, Blair Beekman, Ellina, and Roland.

Action: Upon motion by Commissioner Segura and seconded by Commissioner H. Tran, the Commission voted to move forward the third draft recommendation from the Governance Structure subcommittee regarding the expansion of mayoral powers. (18-1-3; Noes: Diep; Absent: Callender, Maitski, Sanchez)

### **Draft Recommendation #4: Emergency Powers of the Mayor**

Public Comment: The following members of the public provided comments: Robert Brownstein, Tessa Woodmansee, Ellina, Jeffrey Buchanan, Blair Beekman, and Roland.

Action: Upon motion by Commissioner Monley and seconded by Commissioner Marshman, the Commission voted to move forward the third draft recommendation from the Governance Structure subcommittee regarding the expansion of mayoral powers. (10-9-3; Noes: Amador, Barousse, Fuentes, Gilman, Johnson, Matsumura, Posadas, Segol, Segura; Absent: Callender, Maitski, Sanchez)

## **VII. Old Business**

### **1. Discussion and possible action on Charter Review Commission Work Plan.**

- a) Report from Chair**
- b) Report from Clerk**
- c) Report from Consultant**

Consultant Lawrence Grodeska noted new revisions to the Commission's Work Plan and upcoming schedule. Commissioners asked questions and discussion ensued. The Reimagining Community Safety Advisory Group presentation was tentatively moved to November 6, 2021. Chair Ferrer stated that there will be an update on community engagement during the meeting on October 18, 2021.

Public Comment: The following members of the public provided comments: Blair Beekman, Tessa Woodmansee, and Roland.

## **VIII. Public Comment/Open Forum**

- 1. Blair Beekman discussed the surveillance and technology ordinance's goal of civil protection and how it can be useful in working towards future progressive practices.
- 2. Tessa Woodmansee wished for additional focus to be devoted to the climate emergency and for more public outreach.

3. Roland discussed Carl Guardino's involvement in Santa Clara County politics and suggested that it be made possible for Mayor Sam Liccardo to run for Mayor once more.

## **IX. Adjournment**

The Commission adjourned at 10:05 p.m.

*Megan Roche*

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Prepared by:  
Megan Roche, Deputy City Clerk

*Frederick J. Ferrer*

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Frederick Ferrer  
Chair, Charter Review Commission