



**MINUTES OF THE
RULES AND OPEN GOVERNMENT COMMITTEE**

SAN JOSE, CALIFORNIA

WEDNESDAY, AUGUST 27, 2014

The Rules and Open Government Committee of the City of San José convened in Regular Session at 2:00 p.m. in the Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Mayor Chuck Reed, Vice-Mayor Madison Nguyen, Councilmember Pete Constant, and Councilmember Pierluigi Oliverio.

ABSENT: None.

STAFF: City Manager Ed Shikada, City Attorney Rick Doyle, City Clerk Toni Taber, Assistant City Clerk Tom Graves, Mayor's Agenda Assistant Ahmad Chapman, Agenda Services Manager Gloria Schmanek, and Deputy City Clerk Suzanne Guzzetta.

CITY COUNCIL (CITY CLERK)

(1) Review September 2, 2014 Final Agenda
None – Meeting Cancelled

(2) Review September 9, 2014 Draft Agenda
a. Add New Items to Draft Agenda
b. Assign "Time Certain" to Agenda Items (if needed)
c. Review of Items that Meet Exception Rule (if needed)

Public Comment: David Wall voiced concerns on Items 2.2, 2.17, and 3.6.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Nguyen and carried unanimously, the Committee approved the agenda including the following sunshine waivers, additions, and changes: Part (d) deleted from Item 3.3, Item 3.3 to be heard last, Item 3.4 moved to consent, Item 3.5 to be heard following consent, and part (c) deleted from Item 8.1. (4-0.)

REVIEW OF UPCOMING STUDY SESSION AGENDA(S)

None.

LEGISLATIVE UPDATE

- (1) State – None.
- (2) Federal – None.

MEETING SCHEDULE

Action: Upon motion by Councilmember Constant, seconded by Oliverio, and carried unanimously, the Committee released the Study Session hold on September 8, 2014. (4-0).

THE PUBLIC RECORD

Documents Filed: Memorandum from City Clerk Toni J. Taber transmitting the Public Record for the Week of August 15 – 21, 2014.

Public Comment: Lee Ellak pulled Item (1) and offered comments on Housing Impact Fees.

Martha O’Connell pulled Item (1) and updated the Committee on the Housing and Community Development Commission and the number of items to be reviewed at the September meeting.

David Wall pulled Items (1) and expressed concerns about the Housing and Community Development Commission membership. In addition, he pulled Items (5) and (6), and offered additional comments.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio and carried unanimously, the public record was noted and filed. (4-0.)

BOARDS, COMMISSIONS AND COMMITTEES

- (1) Appointments – None.
- (2) Work Plans – None.
- (3) Annual Reports – None.

RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS

- (1) Workload Assessment for Council Requests and Referrals. – None.

**RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS
(CONT'D)**

Items (2) – (5) were heard together.

(2) District 2 Village Fest Event. (Kalra)

- a. Approve the District 2 Village Fest Event as a City Council sponsored Special Event and approve the expenditure of funds.
- b. Approve and accept donations from various individuals, businesses, or community groups to support the event.
- c. Place the item on the September 9, 2014 City Council Agenda for action.

Documents Filed: Memorandum from Councilmember Kalra, dated August 21, 2014, entitled “Approval of the District 2 Village Fest Event 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.”

(3) Semana Jalisco 2014 Reception Sponsored by Council District 5. (Campos)

- a. Approve the Semana Jalisco 2014 Reception Sponsored by Council District 5 as a City Council sponsored Special Event and approve the expenditure of funds.
- b. Approve and accept donations from various individuals, businesses, or community groups to support the event.
- c. Place the item on the September 9, 2014 City Council Agenda for action.

Documents Filed: Memorandum from Councilmember Campos, dated August 21, 2014, entitled “Approval of the Semana Jalisco 2014 Reception 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.”

(4) District 8 Balance Awareness Walk. (Herrera)

- a. Approve the District 8 Balance Awareness Walk as a City Council sponsored Special Event and approve the expenditure of funds.
- b. Approve and accept donations from various individuals, businesses, or community groups to support the event.
- c. Place the item on the September 9, 2014 City Council Agenda for action.

Documents Filed: Memorandum from Councilmember Herrera, dated August 22, 2014, entitled “Approval of Balance Awareness Walk 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.”

(5) Vietnamese New Year Flag Raising Ceremony. (Khamis)

- a. Approve the Vietnamese New Year Flag Raising Ceremony as a City Council sponsored Special Event and approve the expenditure of funds.
- b. Approve and accept donations from various individuals, businesses, or community groups to support the event.
- c. Place the item on the September 9, 2014 City Council Agenda for action.

**RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS
(CONT'D)**

- (5) Documents Filed: Memorandum from Councilmember Khamis, dated August 14, 2014, entitled "Approval of the Vietnamese New Year Flag Raising Ceremony as a City Council Sponsored Special Event."

Action: Upon motion by Councilmember Oliverio, seconded by Councilmember Constant and carried unanimously, the recommendations for Items (2) – (5) were approved and placed on the September 9, 2014 City Council agenda for action. (4-0.)

- (6) **District 10 SAP Grant to Martin-Fontana Parks Association. (Khamis)**
Forward a recommendation to the City Council to approve a grant of \$1,000 to the Martin-Fontana Parks Association to be paid from the budgeted District 10 SAP Center at San José allocation, which is funded by the Arena Community Fund City-Wide appropriation.

Documents Filed: Memorandum from Councilmember Khamis, dated August 19, 2014, entitled "Approval of District 10 SAP Grant to Martin-Fontana Parks Association."

Action: Upon motion by Councilmember Oliverio, seconded by Councilmember Nguyen and carried unanimously, the recommendation was approved and placed on the September 9, 2014 City Council agenda for action. (4-0.)

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS/WORKPLANS

- (1) Community and Economic Development Committee – None.
- (2) Neighborhood Services and Education Committee – None.
- (3) Transportation and Environment Committee – None.
- (4) Public Safety, Finance and Strategic Support Committee – None.
- (5) Rules and Open Government Committee – None.

OPEN GOVERNMENT

- (1) Appeals of Public Records Act Request – None.

OPEN FORUM

Documents Filed: Attachment A for Item 7.2 from the October, 16, 2007 City Council Agenda regarding Comparison of Energy Generation Options at the SJ/SC Water Pollution Control Plant

Lee Ellak offered comments on immigration and asylum in the United States.

OPEN FORUM (CONT'D.)

David Wall presented Attachment A from a City Council Meeting Agenda in 2010 and offered additional comments.

ADJOURNMENT

The meeting adjourned at 2:20 p.m.



Mayor Chuck Reed
Rules and Open Government Committee

CR:slg