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City of San José Rules and Open Government Committee.

>> Councilmember Chirco: The Rules and Open Government Committee for April 21st to order. Are there any changes to the agenda as printed? The first item is the council agenda for April 27th. Page 1. Page 2 and 3? Page 4 and 5?

>> Excuse me, Vice Mayor.

>> Councilmember Chirco: Yes.

>> On page 5, item 3.2, which later on, I guess, we'll be adding the item from the mayor's office, related to compensation for the mayor, city council, and city council appointees, but that item along with 3.2 and 3.3 on the agenda will all be heard in the evening.

>> Councilmember Chirco: Yeah, I got that. I was looking to see if there was -- you mentioned something about adding? Do I have that page?

>> I don't think you are aware of it. It is already in the packet.

>> Councilmember Chirco: Oh, it's already in the packet. Oh, okay, thank you. Okay, so those will be heard in the evening before land use.

>> Correct.

>> Councilmember Chirco: Okay, and then we'll deal with the mayor's item when we get to that. Okay, page 6 and 7.

>> On page 6 item 4.3, the public hearing on an ordinance to specify parking requirements for business destination areas, that item's going to be deferred to May 18th. It goes to the Planning Commission on May 5th.

>> Councilmember Chirco: Oh, okay.

>> So that's why we're deferring it.

>> Councilmember Chirco: Well, it got ahead of itself. Page 8 and 9? Page 10 and 11? And there are -- so if I -- there are two adds to the final agenda. The first one is from the mayor. And that is appointing LaDoris Cordell for services as the independent police auditor.

>> City Attorney Doyle: Vice Mayor, we have some proposed language changes that on that, we've worked it out with the mayor's office.

>> Councilmember Chirco: Okay.

>> City Attorney Doyle: She has current language as well as proposed change. Just to clarify.

>> Councilmember Chirco: Okay.

>> City Attorney Doyle: Both of them are clarifying with respect to the other idea.

>> Councilmember Chirco: A 1 A 1, and the next one is A 1 A 2, mayor city council city council appointee compensation and benefits.

>> City Attorney Doyle: Correct. And the language that says, change language that says the mayor city council and city council appointees. Mayor's office wants to make sure that that also includes the redevelopment director so that's going to be added as well.

>> Councilmember Chirco: The RDA appointees?

>> City Attorney Doyle: No just RDA director.

>> Councilmember Chirco: RDA director. There you go, now if I can have a motion to approve with all those changes.

>> Councilmember Pyle: Motion with amendments.

>> Councilmember Chirco: Okay we have a motion and second. All those in favor? All those opposed hearing none that motion carries. And then item 3.2, and 3.3, and the mayor's item will come first thing in the evening.

>> Correct.

>> Councilmember Chirco: Okay.

>> City Attorney Doyle: And one other item. Excuse me.

>> I was just going to mention the financing authority item that was deferred from yesterday will also appear on this agenda. So those were the CRAF items.

>> Councilmember Chirco: Just to clarify your motion, were those items included in your motion Nancy?

>> Councilmember Pyle: Yes.

>> City Attorney Doyle: And to clarify we need a sunshine waiver.

>> Councilmember Chirco: On the two additions?

>> City Attorney Doyle: Right. Until they're adopted we won't have the legal documents prepared. We won't know if the council will take final action. So we're going to wait to see what the council does specifically with respect to the compensation changes.

>> Councilmember Chirco: Okay, could we have a sunshine waiver for items A1 A2 and A1 A1. I feel like I'm stuttering. Do I have a second?

>> Lee Price: Just clarifying, that's for the legal document. The items obviously have the 10 days requirement, the noticing, but we're just clarifying it's the legal documents that will meet the ten-day.

>> Councilmember Chirco: All in favor, all those opposed, all right, I'm expecting the next one to be easier. Okay. The next item is the city council agenda for May 4th. Page 1. Page 2 and 3. 4 and 5? Page 6? And there are some additional items by the mayor and councilmembers. I notice that the second one, the item 2A, there's been a request to defer that for clarification. That's the absent -- excused absence for Councilmember Constant. So that will be deferred until that can be clarified with the councilmember. If I can have a motion?

>> Councilmember Pyle: So modified.

>> Councilmember Nguyen: Second.

>> Councilmember Chirco: Motion and second to prove the May 4th agenda. All those in favor, all those opposed hearing none that motion is carried. We have the redevelopment agency agenda for April 27th. Page 1. Page 2 and 3. 4 and 5. There are no additions, Gary?

>> No ma'am, no additions or changes to that agenda.

>> Councilmember Pyle: Move to approve.

>> Councilmember Nguyen: Second.

>> Councilmember Chirco: I have a motion and second to approve April 27th redevelopment agency agenda. All those in favor? All those opposed? Hearing none that motion carries. The next item is the public record. Does anybody want to pull anything? Oh, item A, let me get there. Okay I have a speaker card for item A on the public record. Mr. Wall. Two minutes.

>> David Wall: With everything that's going on with the different departments, I would think that this letter bears special merit to be -- to give thanks to the San José police department and the San José fire department. It would be my prayer to this committee that, as the Rules Committee, that you draft some form of hey, thanks, guys and gals for doing a great job and send it under that cover to the police and fire department as a token to my gratitude and probably everyone in this room's gratitude. Thank you.

>> Councilmember Chirco: I don't think that's a bad idea. Can we pull this one and have it sent to both the police chief and the fire chief? And if I could have motion to note and file the rest.

>> Councilmember Nguyen: So moved.

>> Councilmember Pyle: And second.

>> Councilmember Chirco: Okay I have a motion and second to note and file. All those in favor? All those opposed, hearing none the motion carries. And Mr. City Attorney, there was a question on G-1. If we needed to do this. After yesterday's action.

>> Lee Price: I can answer that question if you like, Lee Price, City Clerk. Yes, during agenda review with council assistants we pondered this one. I did check what the council's action was yesterday, and the council approved or authorized the mayor to make the appointments. And this now --

>> Councilmember Chirco: Okay.

>> Lee Price: -- constitutes the appointments themselves. So we do need to you go ahead and take action to approve these aches.

>> Councilmember Pyle: Move to approve.

>> Councilmember Nguyen: Second.

>> Councilmember Chirco: I have a motion and second to approve these appointments. All those in favor? All those opposed? Hearing none, that motion carries. That takes us to the open forum. If there's anyone that would like to speak to the committee, you have two minutes. So this would be Mr. Wall. I represent self.

>> David Wall: That's all else, but I just wanted to convey to the Rules Committee my thanks for your efforts during this time of trials. The other councilmembers will have to stand in line to get thanked, but they'll be thanked eventually. But I will thank you for all what you have to put up with and heap praises upon you for the sorrow that you have to endure. I also don't agree with the 10% pay and benefit cut for you folks. I believe you've -- Councilmember Pyle, almost worked yourself in the grave with the Irish folks and we're glad you made a triumphant recovery. I think citizens don't realize that you're 24/7 on the clock. And I just don't think that you should suffer a pay cut. Although we see the land of milk and honey at ESD all those deputy directors and we take note that they're creating more division managers and program managers one of which, get this, this is what you might look into. You have an Annapolis graduate, service academy. United States naval Annapolis graduate, retired, commander United States

navy. Younger than I am. He's been a supervisor at ESD for I don't know how long. He doesn't have anybody underneath him and now they deny him the ability to even go for a program manager position with other people without any service experience or whatever, supervisor experience, can go for this promotional opportunity. This is wrong! And other than that my praises still stand for you. Thank you.
>> Councilmember Chirco: Thank you. And that closes our meeting.