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>> Mayor Reed: Rules and Open Government committee meeting for January 5th. When Elson mentions the word basketball people get interested. We'll see. Welcome back to the new year. Happy New Year everybody. I'm sure you're all excited about the first official rules committee meeting of the year. Not as much as the first council meeting of the year. Next week. Let's go over that agenda for January 11th. Do we have any changes on page 1? Start of the closed session probably needs to be 9:00 as we have one performance review to finish.

>> City Attorney Doyle: That's correct.

>> Mayor Reed: Anything else on page 1? Anything on page 2 or 3? Page 4 or 5? Item yum 2, I'd like that to be bumped to January 25th because the memo is not ready to be published. Anything else on 4 or 5?

>> There is some discussion on possibly the redistricting.

>> City Attorney Doyle: Mr. Mayor and committee, the issue this morning was the effective date of the redistricting commission. And I think we can go forward with the appointments of the effective date being February 1st, which is your deadline that they have to be seated. The reason is we want to push this back as far as possible given the time sensitivity or the limited time they have to act. We have to get the federal census data and everything, and we want to give the commission as much information as much time to do the action as they have to do. So we had talked initially about deferring the action, but I think we can, if the council is ready to go forward, make the appointments, but not being effective until February 1st.

>> Mayor Reed: Okay, if not we've got to wait a couple of weeks until whatever the first meeting in February is.

>> February 1st.

>> Mayor Reed: Might as well do this and make it effective out in the future, so people know who they are or start thinking about it anyway.

>> Councilmember Constant: We do have one more meeting in January, so we could do it the 25th.

>> Mayor Reed: It's also the same issue. The charter structures this in an odd sort of way. Must be in plagues and must be finished but doesn't take into account they don't have the data.

>> City Attorney Doyle: In a perfect world we would rewrite that charter amendment.

>> Mayor Reed: You redrafted it but we didn't have enough money to put it on the ballot for a change. So I think the bottom line of that conversation is this can go ahead on the 11th might as well because we have other things to do on the 25th, probably. Anything else on four or five?

>> I think we need to ask for sunshine waivers on four or five. 3.2 the legal docs?

>> City Attorney Doyle: We're still waiting for word from rating agencies. They aren't ready, we'll have those posted when they are ready but we'll need the sunshine waiver.

>> Mayor Reed: That is on the letter of credit review?

>> City Attorney Doyle: The memo is out. There will be a supplemental memo after they hear from Fitch, and we'll move forward from there.

>> Mayor Reed: Any other sunshine waivers?

>> Yes, Item 3.3, service efforts and accomplishments, the City Auditor requested a sunshine waiver on that item. I believe the report was distributed today.

>> Mayor Reed: Yeah, I know it's on the web. And that, it's just a discussion, right, accept the report, we're not taking action, it is just the report is the report. Sure we'll have some conversation about it though. Anything else

on four or five? Page six or seven any changes? I have some written requests for additions, the commendation on Martha's kitchen by Councilmember Liccardo. And national blood donor month in the city as well. Some excused absence requests. Councilmember Constant from some meetings, authorized city business. Councilmember Nguyen from meeting of January 5th, would be today. And Councilmember Campos travel to Sacramento for league of cities. Councilmembers academy, Councilmember Campos travel to La for league of California cities event and then we need to add, some oaths of office for newly elected councilmembers opportunity ceremonial item category. There are fives or six new and returning that we'll do at the beginning of the meeting. Any other additions that anybody's got?

>> Councilmember Constant: So I will make a motion to provide a sunshine waiver on 3.2 and 3.3 and a motion to approve the agenda with the adds.

>> Councilmember Herrera: Second.

>> Mayor Reed: Motion is to approve with the waivers. All in favor, opposed, none opposed, those are approved. January 18th, there is no meeting, due to the Martin Luther King holiday. Upcoming study session agendas, we don't have anything listed here but I know we have some dates that we have held for study sessions, one of which would be the 18th, those are -- there's nothing --

>> We don't have any topics for the 18th.

>> Mayor Reed: And then what about the 31st? I think there's another place holder on there.

>> I don't think we have anything there. Our study sessions start in February, the 14th and then the 22nd.

>> Mayor Reed: Okay, do we need to get the word out that we're not going to book those dates, or do we want to just hang on to them for a little bit longer?

>> That's what we do, we kind of wait until that last minute before we release it.

>> Mayor Reed: I think that's good, because it's hard to book it. But right now there's nothing for the 18th.

>> Right.

>> Mayor Reed: Legislative update. I can give you a brief update on the stateside. I just got off a conference call with the big 10 city mayors. We have a meeting scheduled with the governor on January 26th, to talk about budget. But we're trying to get organized around some of the proposals that are being floated as trial balloons that would affect Redevelopment Agencies, enterprise zones and some other things. We will work on that and perhaps try get in to see the governor next week before these things get too far along. But right now we don't have concrete proposals from the Governor's Office or even proposals from the Governor's Office officially. But there has been a lot of conversation and quite a bit of newspaper stories written about redevelopment in particular. And a question of course that everybody has is, what is the governor trying do, because we have proposition 22 that just got passed, and we don't know what the governor's trying to do. But that's the update on that and I'm assuming we'll go ahead with the meeting on the 26th in Sacramento. And maybe before. Any other meeting schedules to talk about? Public record? Anything from the public record the committee wants to pull for discussion? I have one request to speak, Mr. Wall.

>> David Wall: First of all, it's good to see all of you back in the prime of health. Especially our two new members, to welcome to the soiree, this is a very interesting place to be. In particular, Mr. Mayor, TPAC, we had that last discussion concerning that digester experiment with the wood pulp coming in from a variety of sources and its potential odors. I recommend that you not only ask them about that but also make inquiries as to all types of wood. It is for my discussions it's just clean wood that is coming into this process which is fine. But that doesn't really take into the overall Green Vision picture, taking in wood from all sources that aren't obviously -- I mean, to exclude hazardous waste contaminated wood, but painted wood is going to be rejected. Latex, it shouldn't be a big deal. Lead-based paint, obviously it would be a big deal. Bit you should have them discuss the process of these different coated woods coming in. Whether it's pressure-treated wood, creosote, lead-based paint

wood. This has just been left out of the discussion, versus all clean wood coming in for the digester thing. And also focus in on what this is going to smell like. Thank you.

>> Mayor Reed: Anything else on the public report? Is there a motion?

>> Councilmember Constant: I'll make a motion to note and file and a comment to Mr. Wall, I think this is the latest agenda, you must have really enjoyed your vacation on your writing. But I'll be waiting for next week. We'll leave it at that.

>> Mayor Reed: Motion is to note and file public record.

>> Second.

>> Mayor Reed: All in favor, opposed, none opposed, that's approved. I think that completes our work except for the open forum. Mr. Wall.

>> David Wall: I want you to really start considering looking at the city charter. It's a very, very archaic document, process to run the city. The city charter as it stands forth, gives really a sense of lack of accountability and lack of leadership. The council for example can always defer to the City Manager to run the city. And if there's a screw up in decision make, they can come back and look like a hero by saying, hey, we're on top of this. Just referencing Team San José, for example. I put the onus of Team San José on the office of City Manager because to me from my perspective it's very simple to monitor these things. This business with the police department I draw exceptional umbrage at the firing of this police officer. Now, the city charter gives the City Manager full authority in this matter without question. However, I can argue as a citizen, that's been involved in city matters for decades, that there's been nothing but incompetent interference by the office of the City Manager in not only the police department but the fire department as well. And it's time for this to stop. And it's time for this to change. So this year, I want you because you're real good at talking and doing things. Especially, Mr. Mayor, it's time to start

changing what's really inefficient about government in San José and that's the San José city charter. Thank you, and welcome back, glad you're all here.

>> Mayor Reed: Anybody else under open forum? No takers? We're done, we're adjourned. Thank you.