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>> Mayor Reed: I think we can get this special meeting of the Rules and Open Government committee called to order. November 9, 2009. We have a limited agenda, in special meeting. We're not meeting on Wednesday because it's a holiday, and City Hall will be closed. So we have really only a couple of items on the agenda. Take up the first item, which is the November 17th council meeting agenda. See if we're ready to go with it as prepared. Anything on page 1? The 9:00 a.m. start, we're having a performance review during that 9:00, check if is the right, correct start-time. Anything on page 2 or 3? Had a question about 2.4 which is on the consent calendar, that's the elections commission and regulations procedures regarding anonymous complaints more or less, and the question is about whether that's going to be discussed, debated, or just should be on the consent calendar.

>> City Attorney Doyle: We can move it.

>> Mayor Reed: Actually, I'm trying to figure out the time. What the issues might be, the elections commission is making a recommendation.

>> City Attorney Doyle: Essentially, we had two recommendations being made. One is advice of the City Attorney, and I don't believe this is that one. I'm trying to recall the other regulations. Oh, this has to do with anonymous placement. So, yes, it will be controversial, it is likely to be controversial. They're making a recommendation on how to handle the anonymous complaints differently in light of the prior -- the most recent anonymous complaint that was filed.

>> Mayor Reed: I would suggest we get it off the consent calendar so that we can debate it whenever we get to it, later. Anything else on 2 or 3? 4 or 5? 6 or 7? 8 or 9? Item 4.3, development program budgets, those are budgetary actions necessary to bring the whole program back into balance. Anything on 10 or 11? I see we have annexations to be heard in the evening. There's four of them. And sign code, sign ordinance update to be heard in the morning.

>> I'm sorry, mayor, we're actually going to defer the sign ordinance update to December 1st.

>> Mayor Reed: Is there an evening meeting on the 1st?

>> There is.

>> Mayor Reed: Anything else on 10 or 11? Anything on 12 or 13? 14 or 15? Or 16? We have one request for an addition, that's the oath of office for citywide youth commissioner to be heard in the evening. Any other additions requested? That's all the written ones I have.

>> Councilmember Constant: Move approval.

>> Mayor Reed: Motion to approve. Let's go back and talk about time specific or afternoon-evening issues. The evening looks pretty full. There's some land use items, but there's four of those annexations, which never go down easy. The sign ordinance update will be off of the evening agenda for this meeting, so perhaps the independent police auditor recruitment ought to be on the evening agenda, that's the look at the profile. Anything else that ought to go onto the evening off of the afternoon agenda, which I think's going to be pretty long? Other than that, I think if we move that one item off of consent, other than that, we can just take it in order. I'm hoping the inclusionary housing ordinance won't be a replay of all the debates we've already had. I don't know how many times it's been on the council agenda, so that shouldn't take up a lot of time. Any other suggestions on time certain or evening? I think that works, put the IPA recruitment item on the evening. And I would I think hear that first. And then do the annexations and then the land use, in that order. We have a motion to approve with those changes. All in favor? Opposed? None opposed, that's approved. Now we have the verbal update on the actual date for Community and Economic Development committee meeting in December, due to the holidays. That got moved, we have a date for that? December meeting? There was something we were putting on that agenda at the last Rules Committee meeting, I forget what the date was with the CED committee.

>> I'll need to check with staff on that. I do believe it was a council referral that was going to be placed on the December meeting.

>> City Manager Figone: I think the issue was, was it the 21st or the 14th. I think it ended up being the 14th, is that correct, Councilmember Pyle?

>> Mayor Reed: 14th, okay. That's all that was, was just a check back.

>> City Manager Figone: Nadine, could you just make a quick call and confirm that, that's important.

>> Mayor Reed: All right, then we'll take up the request from Councilmember Nguyen and myself to add to the public safety, finance and strategic support committee for November 19th, a review of all initiatives underway dealing with the use of force by the San JosÉ police department. Got a memo that Councilmember Nguyen and I published on that, and really the purpose of today's meeting is just to get that on that committee agenda. The 17th is the day after the next rules committee meeting. Any discussion on that? There was no substance here for any action other than the agenda item.

>> Mr. Mayor.

>> Mayor Reed: Yes, Deanna.

>> With the addition of this item for the Public Safety committee, the packet is due to go out on Thursday. I would like to note on the agenda that this item will be distributed separately to allow sufficient time to complete the report.

>> Mayor Reed: I think that's okay given the time frames we've got to work with here. Motion is to approve, noting there will be a separate distribution of this item in addition to the committee packet that usually gets distributed. Further discussion on it? All in favor? Opposed? None opposed, that's approved. Public comments, open forum, Mr. Wall.

>> David Wall: Good afternoon. I just wanted to bring into the record, on how the Mercury News has mistreated and mischaracterized the San JosÉ police over this past entire year, just for an example. The public intoxication task force was also somewhat of a sham, insofar as councilmembers didn't participate in it. You delegated it to third parties, the City Manager. The City Manager did not at any time ask any of the participants if they had any criminal convictions, be it misdemeanor conviction and/or a felony conviction. The City Manager was also threatened by half of the members of this task force, several times, including la Raza round table, which I still see is for some unknown reason, part and parcel of some formulation of police policy. This is a racist organization. I don't understand this. I also don't understand why a mentally ill person sometimes gets preferential treatment in attacking a San JosÉ police officer. Just go outside here on the sidewalk and you'll see two San JosÉ police officers, a memorial to them, for dealing with a mentally deranged person, and they died. Why in this Pham case business is this guy glorified for attacking a San JosÉ police officer with a knife? I do not understand this. There's plenty more I don't understand why the San JosÉ Mercury News gets preferential treatment by this council, and I would like it to stop, and I would like you to support the police a lot more than you have. Thank you.

>> Mayor Reed: Thank you. That concludes the open forum. That concludes this meeting, we're adjourned.

>> Sorry, I think it is the 14th day. Dave Guzetta has confirmed. So we have that on the calendar.

>> Mayor Reed: Okay, December 14th. That is for the CED committee meeting. The Public Safety committee is on November 19th. It took a special meeting to beat Judy's record, though.