

>> Mayor Reed: Call in meeting to order.

This is the Rules and Open Government Committee meeting for February 24th.

Any changes to our agenda order?

No, okay.

We'll take up the March 2nd agenda for the city council meeting.

Any changes on page 1?

What about time of start?

>> City Attorney Doyle: Closed session I think 9:00 would be the recommendation.

>> Mayor Reed: Okay, because we have some additional work to do.

>> City Attorney Doyle: We can talk about that when we get to the 9th, but we're going to ask for a 9:00 start to the 9th, as well.

The IPA item is coming on that date, and so I think we'll need the additional time.

>> Mayor Reed: Okay.

9:00 start on the 2nd.

On page 2 or 3, item 2.7, the clean tech legislative agenda we'd like to defer to March 9th.

That would be on the same time as the Green Vision update item, do those together.

>> You want it heard with that item?

>> Mayor Reed: Yeah.

Not on the consent calendar, so take them up at the same time.

Anything else on page 2 or 3?

>> Yes, mayor, on page 3, the 3.2 report on the open government initiatives, staff has requested that that be heard after 3.4.

So just close a little bit --

>> Mayor Reed: So we do 3.4, the sunshine reform recommendations on nonprofit strategic engagement and communications by mayor and city council and then the report on all the other open government initiatives.

>> Correct.

>> Mayor Reed: Okay, we can do it in that order, that's fine, I think.

Anything else on 2 or 3?

Item 3.5, on 3, is actions related to the card room ballot measures.

The 9th is the last date to take official action, so we're contemplating having a discussion on the 2nd.

And we might have to change the language, and that will be back on the 9th.

>> City Attorney Doyle: That's correct.

>> Mayor Reed: Okay.

Page 4 or 5, anything on those?

The sign code ordinance update, we'll do at the end, as we have in the past.

I can't remember all that we have left, but I think we can probably finish it at this meeting.

>> Ed Shikada: About an hour is what planning is expecting.

>> Mayor Reed: Okay.

Anything else on 4 or 5 or 6?

I have some requests for additions, a proclamation for nutrition month, a proclamation as peace corps week, and I think Councilmember Pyle has another add on commendation.

Did you have something?

>> Councilmember Pyle: I don't think I brought it with me regarding Irish week.

>> Mayor Reed: Irish week?
A proclamation or commendation?

>> Lee Price: Our office did receive it, not in time to put it on here, but we have it and I have coordinated with Dick here and we can add it, no problem.

>> Mayor Reed: Okay.
That is Irish week, right?
When is Irish week, the beginning or the middle?

>> Councilmember Pyle: The 3rd of March.

>> Mayor Reed: Begins the 3rd of March.
We have an excused absence request for Councilmember Campos' travel to Sacramento.
Any other requests for additions or changes?
No?

>> Councilmember Constant: Motion to approve.

>> Councilmember Chirco: Second.

>> Mayor Reed: Motion is to approve, as amended and added to.
All in favor, opposed, none opposed, that's approved.
Go to the March 9th council meeting, page 1, 9:00 start time for a closed session, and as I understand, the schedule for dealing with the selection of the new IPA, the council would be looking at all of the resumes to decide how many we want the community panel to review.

>> City Attorney Doyle: That's correct.
And I think the -- anticipate the community panel interviewing the end of the month, end of March, and with the council probably reviewing all of that making a decision April or May.

>> Mayor Reed: So we'll need some time to review that which is why the 9:00 start.
And I'm thinking, that depending what else is on that agenda, we might even have to go earlier than that, or figure out in the rest of the day when we might finish the closed session work.
Because I don't know how much time our labor negotiators might need, and I really don't know how much this time this will take, as well.
But we'll look at that probably next week, decide if it needs to be earlier, or just to alert councilmembers that we're going to go into the noon hour, however we might handle it or maybe it will be one of those days where there's nothing to do.
We haven't seen those yet.
Anything on 1?
Page 2 or 3?
4 or 5?
Page 6 or 7?
I have no written requests for additions.
Any other requests for changes?
None?
Okay.

>> Councilmember Pyle: Move to approve.

>> Councilmember Chirco: Second.

>> Mayor Reed: Motion is to approve as amended.

All in favor?

Opposed, none opposed, that's approved.

Redevelopment agency agenda for March 2nd or March 9th.

>> City Attorney Doyle: Mr. Mayor, the one item on card rooms, because we will have a one-week turnaround between the March 2nd and March 9th, actually come back with the ballot language and the ordinances, we would ask for a sunshine waiver.

We can ask for that next week, but it will be -- direction will hopefully be given on Tuesday and we would only have one week.

>> Mayor Reed: We can go ahead and put it on the agenda for the 9th, so it shows on there, even though it's going to be a referral from the 2nd to the 9th, most likely.

>> City Attorney Doyle: It's getting the actual documents, the ballot language and the ordinance and the resolution.

>> Mayor Reed: So you need a sunshine waiver for the meeting on the 2nd or --

>> City Attorney Doyle: The 9th.

>> Mayor Reed: The 9th, okay.

Because probably we won't know what we're going to do until the meeting on the 2nd. How we might tweak it.

Do we do the sunshine waiver then?

Or do you just go ahead --

>> City Attorney Doyle: Raise it today, we could do it today or next Wednesday.

>> Mayor Reed: Might as well do it today on the meeting of the 9th knowing that we're not going to meet the --

>> Councilmember Constant: So moved.

>> Mayor Reed: The motion is to do the sunshine waiver for the card room ballot measure.

All in favor, opposed, none opposed, that's approved.

On to the redevelopment agency agenda March 2nd.

>> Mr. Mayor, members of the committee, the agency has no items for the March 2nd.

We would recommend, with your concurrence, that meeting be cancelled.

There will be joint items probably with the council and possibly with the closed session so we would not close those portions, just the agency's afternoon session.

>> Mayor Reed: I think we did enough work for the agency yesterday to cover at least a meeting or two.

All right, is there a motion to do that?

>> Councilmember Constant: So moved.

>> Councilmember Chirco: Second.

>> Mayor Reed: The motion is to cancel that particular agency agenda, or meeting.

All in favor, opposed, none opposed, that's approved.

And the 9th, we have nothing for the 9th or we're not ready to cancel it?

>> Mr. Mayor, no, we have no items at this time for the 9th.

We will come back next week if that should be cancelled.

>> Mayor Reed: All right, let's move on then to upcoming study session agendas.

We have the agenda out for the March 8th study session regarding airport economic budget and competitive issues.

Looks fine to me.

Study session, any other changes to it?

>> Councilmember Chirco: Move approval.

>> Councilmember Pyle: Second.

>> Mayor Reed: Motion is to approve.

All in favor, opposed, none opposed, that's approved.

Next is legislative update. State update.

Betsy Shotwell.

>> Betsy Shotwell: Thank you, Mr. Mayor, members of the committee Betsy Shotwell, Director of Intergovernmental Relations.

You have before you actually our first example of implementing the council-approved expedited bill process.

We had legislation last year, in fact the mayor. You brought this bill forward AB 560 on net energy metering to the Rules Committee and the council for support.

It did not pass last year but was reintroduced as AB 510.

So this we thought was an opportunity and hopefully a successful example of where we had legislation almost identical.

Our lobbyist had I want to say 48 plus hours to act on this, as far as indicating our support.

We brought the measure forward to the mayor's office, the city attorney's office, and the City Manager's office for review and confirmation of indication of support, and we went to bat.

It has since passed the senate and the assembly and is on the governor's desk.

So again, thank you for your support in December for modifying our methodology of action.

It was a perfect example, from my vantage point, of being able to move very quickly from a Wednesday afternoon to a Friday to a Monday, and we had no window for other options at that point in time.

So this is a request for support for reaffirming support for what was once 560 and now AB 510, and on the governor's desk.

>> Councilmember Constant: Motion to approve.

>> Councilmember Pyle: Second.

>> Mayor Reed: Motion is to approve.

I'd just like to speak about this bill a little bit, because I was involved in an expedition to Sacramento specifically on this bill last year.

If the governor doesn't sign this, and I believe he will, but we are bumpering up against the net metering limit in PG&E territory, because PG&E has so many more solar installations than other parts of the state or other parts of the country, and the net metering is what makes it possible for people to run their meters backwards.

Which is are a very important sales point for the solar industry, really important to continue the efforts that solar industry has made and the progress they've made.

So I'm glad this finally got through the legislature.

We'll communicate to the governor our support for it.

>> Betsy Shotwell: Yes.

>> Mayor Reed: He's already heard that in person, but always good to do it in writing. Anything else on this?

We have a motion to approve?

>> Betsy Shotwell: If I could ask for a one week turn around.

>> Mayor Reed: So it would be on the March 2nd agenda.

>> Betsy Shotwell: Thank you.

>> Mayor Reed: All in favor, opposed, none opposed, that's approved.

Good work.

>> Betsy Shotwell: Thank you very much.

>> Mayor Reed: We have nothing on federal for update.

Meeting schedules is our next item.

We have already approved the study session item March 8th, we already did the agenda, 1:30 to 5:00 p.m., we didn't talk about the time, but that I think was part of the approval.

Unless anybody wants to reconsider that, we'll just move on.

Public record, anything from the public record the committee would like to pull to discuss?

I had a comment on the communications from Scott Soper.

I don't know if his data and his analysis is accurate, but I would like the staff to respond to it so we have something in writing.

And found an interesting quote that he used from former mayor Susan Hammer talking about cost overruns on the arena when it was built back quite some time ago.

She said, "I think what we need to do is have the staff spend a little time reviewing the process they use and come up with something that is going to serve us better if we build a stadium."

I would like to say to Scott or anybody else that's listening, we took that to heart, and we're talking about trying to get a stadium built here that will be privately financed, privately built, privately operated.

That's -- I think it would serve us very well to do that and that is very different than what we are able to do with the arena.

I would like staff to look at the data and if there are problems in the data or the analysis that we need to respond so we have accurate information out there, as Mr. Soper did a lot of work, and we appreciate his interest.

So I'd like to refer that to staff.

>> Councilmember Constant: Make the motion for that referral and note and file the balance.

>> Councilmember Pyle: Second.

>> Mayor Reed: Motion is to refer that to staff and note and file the balance.

All in favor, opposed, none opposed, that's approved.

Appointments to boards commissions, committees, a request from City Clerk to reappoint Jeannie Lofranco to the project diversity screening committee for a second term ending December 31, 2011.

>> Councilmember Constant: Motion to approve.

>> Second.

>> Mayor Reed: Motion is to approve the appointment, all in favor.

>> Lee Price: Can we go ahead and put that on for next week, thank you.

>> Mayor Reed: March 2nd agenda, city council.

All in favor, opposed, none opposed, that's approved.

We have a request to make a modification to the transportation and environment committee, add an amendment to the airport master plan to the April 5th committee

agenda and to the April 26th CED committee agenda, so both committees' agendas to talk about the airport master plan.

>> Councilmember Chirco: Move approval.

>> Councilmember Pyle: Second.

>> Mayor Reed: Motion is to approve those additions, all in favor, opposed, none opposed, that's approved.

We have no other items on our agenda except open forum.

Anybody here to speak on open forum?

Seeing none, we're adjourned.