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>> Mayor Reed: I'd like to call to order the meeting for December 14th, 2011, the last meeting of the year, which we're always happy to have come around. We have only the January 10th council agenda to look at in draft, so let's do that first. I assume there aren't any changes to the agenda order since there's not much on here to do. Anything on page 1? Page 2 or there? Page 4 or 5? Page 6 or 7?

>> City Attorney Doyle: Mayor, just for clarification, item 3.3 which is the health care trust, you've seen this pop up on the agenda from time to time. We keep deferring it. We are asking to drop it at this point and we're going to bring it back but we're working with icemiller as our tax counsel and the issue is pretax versus after tax deductions and I think that's the issue.

>> Mayor Reed: That's an important issue.

>> City Attorney Doyle: We need to resolve it before we bring it back and we won't bring it back until we're ready.

>> City Manager Figone: Excuse me, mayor, 2.8, my travel to San Antonio, I've expanded that in the recommendation to also give me the flexibility to go to Dallas, Texas, to attend the American library association conference in the event we're in recruitment mode for our library director, and that's not reflected in the heading, it just says --

>> Mayor Reed: The caption should be larger, San Antonio and Dallas.

>> City Manager Figone: And Dallas, yes. Thank you.

>> Mayor Reed: And points in between, if you wish. Anything else on page 6, 7 or preceding pages? Page 8? We have some requests for additions, excused absence requests for Councilmember Constant to go to a Lafco meeting, and actually a league of California cities Public Safety committee meetings in conference in San Diego so this is a year's worth of Lafco meetings because there's a conflict periodically. Okay. Travel request for

Councilmember Constant for another league of California cities, we have the absence requests and the travel requests for these meetings and to add the service efforts and accounting report to the City Auditor onto the agenda.

>> Councilmember Constant: Motion to approve as amended.

>> Councilmember Nguyen: Second.

>> Mayor Reed: Motion to approve as amended. Any other items to add or changes? All in favor, opposed, none opposed, that's approved. Redevelopment Agency, nothing. Next thing we have anything to do on is a change to the schedule of the Public Safety, Finance and Strategic Support from January 14th to January 26th, bump it a week.

>> Councilmember Constant: Motion to approve.

>> Councilmember Nguyen: Second.

>> Mayor Reed: Motion is to approve that change, we'll take up the meeting dates in the first week of January. Changes of the Public Safety, Finance and Strategic Support, all in favor, opposed, none opposed, that's approved. I skipped the public record, comments on the public record, Mr. Wall.

>> Item number D, this deals with the costs of the office of the intergovernmental relations. For a long time I've said that the information gleaned from these lobbyists should be free of charge for the taxpayers, I mean that sincerely because we have assembly people senate people all over the place, so I ran the public record information request, and thanks to Mr. Tom Norris who does an outstanding job for everybody, not just me but everybody, the cost of this program is \$509,000 a year. Now, this is not an essential service. The information we heard last week Pearl Harbor day, December 7th you could easily hear on the news. And that's where I've heard all of this, just the regular news. So why are we paying \$509,000 a year for this program, in other words, we're

spending good money for bad news. We know it already. And nothing really comes of it. So when you have firefighters and police officers you're laying off those are essential services. Mr. Mayor, Patton Boggs is \$144,000 a year alone, that's for the Washington people. That's just a pricey newsletter. And for the director, a legislative research specialist and part-time secretary, the \$365,000, some of those folks could be reassigned I think. But then again \$144,000 minimum cut and possibly more to this \$365,000 balance. I think it's time that councilmembers put pressure on these elected people at that time state house and the federal house to get off their rear ends and do their jobs or we can hold them accountable by use of our television station. Thank you.

>> Mayor Reed: That concludes the open forum. I'm sorry, that was the public record.

>> Councilmember Constant: Motion to note and file public record.

>> Councilmember Nguyen: Second.

>> Mayor Reed: We have a motion to note and file public record, all in favor, opposed, none opposed, now I think we're at open forum. Mr. Wall.

>> Thank you. There's a memo before you, it speaks loudly for itself. It deals with funding for the ecopass program. Now, the ecopass is coming to an end unless it's funded. It's been said it's part of the City Hall traffic mitigation in part of the California Environmental Quality Act obligations. We heard last week of this mysterious but great \$1 million surplus to the parking fund. Now, word is true, the downtown business association is looking for creative funding sources since the redevelopment funding is not going to be there. But it would be fortuitous to go ahead and use part of this money if you can't find it from other sources and I know this fund is not stable or this surplus is not stable long term, and you are correct, Mr. Mayor, on this incremental increase or this windfall type profit, those are my words but something has to be done. Now with reference to the downtown business association, our good friends have come up with a very good business plan. The business plans require vigilance, okay? People have all sorts of business plans that come here and you're wise not to jump onto the band wagon too quickly. And I believe that part of this new-found business plan from the DVA should require quarterly audits

funded by the downtown business association because we are not communists and we need a funding structure to pay for the people that will look over their business plans and their performance targets so you don't end up with another Team San José. Now, the bigger issue and why the Mercury News hasn't gotten all over you about this, how did you come up with a million dollars, when you're blaming city employees and retirees from running the city into the ditch. When you don't even know where you got money to -- that's coming up, a million dollars over here, a million dollars over there. And then we lose one of our great attorneys to the VTA because you couldn't save him by paying him what he could get, it's just rewards, it's just due for service.

>> Mayor Reed: Your time is up. Open forum is done, our meeting is done, we're adjourned.