

**MINUTES OF THE
JOINT MEETING OF THE RULES AND OPEN GOVERNMENT COMMITTEE
AND COMMITTEE OF THE WHOLE**

SAN JOSE, CALIFORNIA

WEDNESDAY, NOVEMBER 02, 2016

The Joint Meeting of the Rules and Open Government Committee and Committee of the Whole of the City of San José convened in Regular Session at 2:03 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

PRESENT: Mayor Sam Liccardo, Chair; Vice Mayor Rose Herrera, Vice Chair; Council Member Johnny Khamis, Council Member Chappie Jones and Council Member Magdalena Carrasco, Members.

ABSENT: All Present.

STAFF: City Attorney Richard Doyle, Assistant City Manager David Sykes, Senior Executive Analyst Gloria Schmanek, Mayor's Policy Analyst Candace Le, City Clerk Toni Taber, and Deputy City Clerk Susan Davis.

A. City Council (City Clerk)

- 1. Review November 8, 2016 Final Agenda**
 - a. Add new items to Draft Agenda**
 - b. Assign "Time Certain" to Agenda Items (if needed)**
 - c. Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

Action: Upon motion by Council Member Johnny Khamis seconded by Council Member Chappie Jones and carried unanimously, the Committee accepted the November 8, 2016 Agenda, as amended, Item 2.10, Actions Related to Travel by Mayor Liccardo's Staff to Las Vegas, Nevada, including a sunshine waiver, was added to the Agenda. (5-0.)

- 2. Review November 15, 2016 Draft Agenda**
 - a. Add new items to Draft Agenda**
 - b. Assign "Time Certain" to Agenda Items (if needed)**
 - c. Review of Notice Waiver Requests for Agenda Items or Documents (if needed)**

A. 2. Review November 15, 2016 Draft Agenda. (Cont'd.)

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Chappie Jones and carried unanimously, the Committee accepted the November 15, 2016 Agenda, as amended, with a start time of 11:00 a.m. and Item 10.5, General Plan Amendment and Rezoning: Land Use/Transportation Diagram Amendment on the North Side of Samaritan Drive, Approximately 700 feet east of South Bascom Avenue and Samaritan Drive deferred to December 6, 2016. (5-0.)

B. Review of Upcoming Study Session Agendas

There were none presented.

C. Legislative Update – Verbal Report

There was none presented.

D. Meeting Schedules

There were none presented.

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated October 28, 2016, transmitting the Public Record for the Week of October 21 – October 28, 2016.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Chappie Jones and carried unanimously, the Committee noted and filed the public record. (5-0.)

F. Boards, Commissions and Committees

- 1. Appointments**
- 2. Work Plans & Annual Reports**

There were none presented.

G. Rules Committee Reviews, Recommendations and Approvals

- 1. Consent Calendar**

There was none presented.

- 2. Monthly Report of Activities for October 2016.
Approve the Auditor's Office Monthly Report of Activities for the month of October 2016.**

Documents Filed: Memorandum from City Auditor Sharon W. Erickson, dated October 27, 2016, recommending approval of the report.

G. 2. Monthly Report of Activities for October 2016. (Cont'd.)

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Chappie Jones and carried unanimously, the Committee accepted the Auditor's Office Monthly Report of Activities for the month of October 2016. (5-0.)

3. Park Maintenance.

Direct Staff to provide additional information, as directed in the memorandum, as part of the Park Condition Assessment item when it comes before the December 2016 Meeting of the Parks and Recreation Commission and the February 2017 Meeting of the Neighborhood Services and Education Committee.

Documents Filed: Memorandum from Council Member Donald Rocha, dated October 27, 2016, providing recommendations for Park Maintenance.

Assistant City Manager David Sykes, Chief of Staff for District 9 Peter Hamilton and Director of Parks, Recreation and Neighborhood Services Angel Rios, Jr. responded to Committee questions.

Motion: Council Member Johnny Khamis moved approval of the memorandum from Council Member Donald Rocha. The issue was referred to Staff with direction to return to Council and Committees/Commissions with additional information regarding the number of maintenance Staff assigned to each park in each district, including all outsourcing for each park. Vice Mayor Rose Herrera seconded the motion.

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: Expressing support to the memorandum from Council Member Donald Rocha were Larry Ames, James Reber, San José Parks Foundation; Mike Flaughter, Linda Wilson, Martin-Fontana Parks Association; Pat Pizzo and Heather Lerner, Happy Hollow Foundation.

Action: On a call for the question, the motion carried unanimously, the Committee approved the memorandum from Council Member Donald Rocha. Staff was directed to return to Council and Committees/Commissions with additional information regarding the number of maintenance Staff assigned to each park in each district, including all outsourcing for each park. (5-0.)

H. Review of additions to Council Committee Agendas/Work Plans

- 1. Community and Economic Development Committee**
- 2. Neighborhood Services and Education Committee**
- 3. Transportation and Environment Committee**
- 4. Public Safety, Finance and Strategic Support Committee**
- 5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**

There were none presented.

I. Open Government

1. Appeals of Public Records Act Request

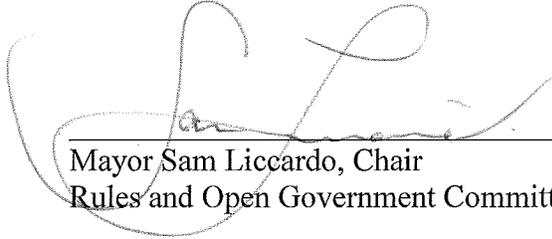
There were none presented.

OPEN FORUM

Blair Beekman provided his thoughts about the approval to construct a 50-foot tall wireless communication facility (monopole), associated equipment enclosure, and emergency generator located at the southeast corner of Bollinger Road and Miller Avenue.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 3:01 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/smd