



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

SAN JOSE, CALIFORNIA

WEDNESDAY, JANUARY 13, 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 2:02 p.m. in Committee Rooms 118-120, Council Wing, City Hall.

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

ABSENT: Herrera. (Excused)

STAFF: City Attorney Richard Doyle, Assistant City Manager David Sykes, City Clerk Toni J. Taber, Agenda Services Manager Gloria Schmanek, Mayor's Assistant Margaret Le and Deputy City Clerk Susan M. Davis.

- A. City Council (City Clerk)**
1. Review January 19, 2016 Final Agenda

The Meeting was canceled.

- A 2. Review January 26, 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)

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: Martha O'Connell expressed support to the salary increase for the Mayor and Council Members.

Action: Upon motion by Council Member Chappie Jones, seconded by Council Member Johnny Khamis and carried unanimously, the Committee accepted the January 26, 2016 Agenda. (3-0-2. Absent: Carrasco, Herrera.)

B. Review of Upcoming Study Session Agendas

There were none.

C. Legislative Update

1. State
2. Federal

There was no Legislative Update.

D. Meeting Schedules

1. **Release of Date for Study Session. (City Manager)**
Recommend release of date held for a Study Session on January 19, 2016 at 9:00 a.m. – Noon.

Action: Upon motion by Council Member Chappie Jones, seconded by Council Member Johnny Khamis and carried unanimously, the hold for a study session on January 19, 2016 was released. (3-0-2. Absent: Carrasco, Herrera.)

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated January 8, 2016, transmitting the Public Record for the Week of December 18 – January 7, 2016.

Action: Upon motion by Council Member Chappie Jones, seconded by Council Member Johnny Khamis and carried unanimously, the Committee noted and filed the public record. (3-0-2. Absent: Carrasco, Herrera.)

F. Boards, Commissions and Committees

There were none.

G. Rules Committee Reviews, Recommendations and Approvals

1. **Consent Calendar**
 - a. **Approval of African American History Month Flag Raising Ceremony and Reception sponsored by Council District 2 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Kalra)**
 1. **Approve the African American History Month Flag Raising Ceremony and Reception scheduled on February 5, 2016 as a City Council sponsored Special Event and approve the expenditure of funds.**
 2. **Approve and accept donations from various individuals, businesses or community groups to support the event.**
 3. **Place the item on the January 26, 2016 Council Agenda for action.**

- G 1. b. Approval of Fire Station 21 Grand Opening and Dedication Celebration sponsored by District 8 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Herrera)**
- 1. Approve the Fire Station 21 Grand Opening and Dedication Celebration scheduled on January 23, 2016 as a City Council sponsored Special Event and approve the expenditure of funds.**
 - 2. Approve and accept donations from various individuals, businesses or community groups to support the event.**
 - 3. Place the item on the January 26, 2016 Council Agenda for action.**
- c. Approval of the Evergreen Village Square Lighting Ceremony sponsored by Districts 8 and 10 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Herrera/Khamis)**
- 1. Approve the Evergreen Village Square Lighting Ceremony scheduled on January 15, 2016 as a City Council sponsored Special Event and approve the expenditure of funds**
 - 2. Approve and accept donations from various individuals, businesses or community groups to support the event.**
 - 3. Place the item on the January 26, 2016 Council Agenda for action.**
- d. Retroactive Approval of the Vinci Park Community Dumpster Day sponsored by the Mayor and District 4 as a City Council sponsored Special Event to expend City funds and accept donations of materials and services for the event. (Mayor/M. Nguyen)**
- 1. Retroactively approve the Vinci Park Community Dumpster Day scheduled on January 9, 2016 as a City Council sponsored Special Event and approve the expenditure of funds.**
 - 2. Approve and accept donations from various individuals, businesses or community groups to support the event.**
 - 3. Place the item on the January 26, 2016 Council Agenda for action.**

Documents Filed: (1) Memorandum from Council Member Ash Kalra, dated January 7, 2016, requesting the addition of the African American History Month Flag Raising Ceremony and Reception on February 5, 2016 to the Agenda. (2) Memorandum from Vice Mayor Rose Herrera, dated January 6, 2016, requesting the addition of Fire Station Grand Opening on January 23, 2016 to the Agenda. (3) Memorandum from Vice Mayor Rose Herrera and Council Member Johnny Khamis, dated January 6, 2016, requesting the Evergreen Village Square Lighting Ceremony on January 15, 2016 to the Agenda. (4) Memorandum from Mayor Sam Liccardo and Council Member Manh Nguyen, dated January 7, 2016, requesting retroactively approving the Vinci Park Community Dumpster Day on January 9, 2016 to the Agenda.

G. 1. Consent Calendar

Action: Upon motion by Council Member Chappie Jones, seconded by Council Member Johnny Khamis and carried unanimously, the Committee approved the Consent Calendar as described previously on Pages 2 and 3, was added to the January 26, 2016 Agenda. (3-0-2. Absent: Carrasco, Herrera.)

**2. City Auditor Monthly Report of Activities for December 2015. (City Auditor)
Hear the City Auditor's Office Monthly Report of Activities for the month of
December 2015.**

Documents Filed: Memorandum from City Auditor Sharon W. Erickson, dated January 5, 2016, recommending approval of the Auditor's Office Monthly Report of Activities for December 2015.

Council Member Magdalena Carrasco arrived to the meeting at approximately 2:08 p.m.

City Auditor Sharon W. Erickson offered the report with additions as described below in "Action" to the Council Committee work plans.

Action: Upon motion by Council Member Johnny Khamis, seconded by Council Member Chappie Jones and carried unanimously, the Committee accepted the Auditor's report with the following additions: (1) Measuring San José's Financial Condition to the February 16, 2016 Public Safety, Finance and Strategic Support Committee Agenda. (2) Audit of Technology Deployment to the March 17, 2016 Public Safety, Finance and Strategic Support Committee Agenda. (3) Audit of Recycled Water to the March 7, 2016 Transportation and Environment Committee Agenda. (4) Audit of Street Sweeping to the Transportation and Environment Committee March 7, 2016 Agenda. (4-0-1. Absent: Herrera.)

**3. Approval of District 9 Council Office Grant for Branham High School.
(Rocha)
Approve a Council Grant for Branham High School in the amount of
\$1,500.00 to support a school improvement project (tree planting program)
to be paid by Council District 9's Office Appropriation.**

Documents Filed: Memorandum from Council Member Donald Rocha, dated January 6, 2016, requesting approval of a Council Office Grant for Braham High School.

Action: Upon motion by Council Member Johnny Khamis, seconded by Council Member Magdalena Carrasco and carried unanimously, the Committee approved the Council Grant for Branham High School in the amount of \$1,500.00 to support a school improvement project to be paid by Council District 9's Office Appropriation. (4-0-1. Absent: Herrera.)

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

1. Community and Economic Development Committee Work Plan. (Mayor/Khamis)

Approval of the Community and Economic Development Committee Work Plan for the period January through June 2016, and setting its meeting schedule on the fourth Monday of each month at 1:30 p.m. in Rooms W118-119.

Documents Filed: Memorandum from Mayor Sam Liccardo and Council Member Johnny Khamis, dated January 6, 2016, requesting approval of the Community and Economic Development Committee Work Plan for the period of January through June 2016.

Action: Upon motion by Council Member Johnny Khamis, seconded by Council Member Chappie Jones and carried unanimously, the Committee approved the Community and Economic Development Committee Work Plan. (4-0-1. Absent: Herrera.)

I. Open Government

1. Appeals of Public Records Act Request

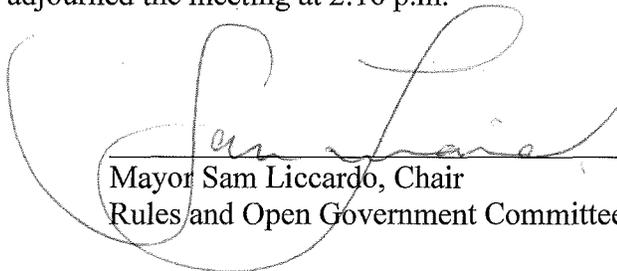
There were none presented.

OPEN FORUM

- (1) Martha O'Connell pointed out that "trailers" should not be confused with "mobilehomes."
- (2) Bob Parker and Dave Williams suggested that the Council consider keeping Los Lagos Golf Course open for public use and enjoyment and for other community uses.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 2:16 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/smd