



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

SAN JOSE, CALIFORNIA

WEDNESDAY, JUNE 15, 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 Assistant Ahmad Chapman, City Clerk Toni J. Taber, and Deputy City Clerk Susan M. Davis.

A. City Council (City Clerk)

- 1. Review June 21, 2016 Final Agenda and June 21, 2016 Special Evening 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 requested a moment of silence for Police Officer Michael Katherman who was killed in the line of duty on June 14, 2016.

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: Mario Ramos and Delbert Ng, Appellate, requested Item 11.8, Actions Related to 2500 Senter Road be deferred to the June 28, 2016 Evening Session. David Wall offered various comments pertaining to the June 21, 2016 Agenda. Patricia Ramos-Anderson, Shaunn Cartwright and Martha O'Connell requested a deferral of Item 11.9, Winchester Boulevard and Williams Road to June 28, 2016 or August 2016.

A. 1. Review June 21, 2016 Final Agenda and June 21, 2016 Special Evening Agenda. (Cont'd.)

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Magdalena Carrasco and carried unanimously, the Committee accepted the June 21, 2016 Agenda, as amended, with a 9:00 a.m. Closed Session (subsequently amended to 8:30 a.m. on June 16, 2016), Regular Session to begin at 11:00 a.m. (subsequently tentatively amended to 1:30 p.m. on June 16, 2016), Item 2.22 Downtown High-Rise Development Incentive Parkland Fee Reduction moved from Consent Calendar to Section 4, Item 3.7, The Policy and Municipal Code Updates for Boards and Commissions was deferred to August 2016, Sunshine Waivers granted for Item 2.28, Agreements with the Santa Clara Valley Open Space Authority, Item 3.8, Actions Related to an Initiative Ordinance Amending Title 4 (Work Hours), Item 3.10, Request for Proposal to provide Medical Insurance Plans, Item 3.12, Potential Business Tax Modernization Measure and Item 2(a)(b) The San José Financing Authority Item 2.44, and Actions Related to Mayor Sam Liccardo's Travel to Baltimore, Maryland and Item 2.45, The Olympic Flag Raising Ceremony were added to the Agenda; the Committee accepted the June 21, 2016 Special Evening Agenda, as amended, with Ceremonial Items moved to August 2016 – Council Offices to confirm, one week turnaround on Ordinances and Item 11.8, Real Property Located at 2500 Senter Road was deferred to June 28, 2016. (5-0.)

2. Review June 28, 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)**

Interim Assistant Director of Housing David Bopf, Homelessness Response Team Manager Ray Bramson and Senior Development Officer Patrick Heisinger addressed concerns from Council Member Pierluigi Oliverio pertaining to Item 4.5, Actions Related to Leasing Property to Abode Services for Evans Lane Interim Community Housing Project. Council Member Oliverio requested the item be deferred to August 2016.

Committee discussion ensued.

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: Karen Shrum, Martha O'Connell, David Wall, Patricia Ramos-Anderson and Shaunn Cartwright expressed support to deferring Item 4.5.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Johnny Khamis and carried unanimously, the Committee accepted the June 28, 2016 Agenda, as amended, with Closed Session at 9:00 a.m., Regular Session to begin at 11:00 a.m., Item 4.5, Actions Related to Leasing Property to Abode Services for Evans Lane Interim Community Housing Project was deferred to August 2016, Item 3.5, revise caption language to reflect Market Survey Results and Salary Adjustments and Item 4.2, Update on the Pilot Sanctioned Encampment Program to be heard last in the afternoon. (5-0.)

B. Review of Upcoming Study Session Agendas

There were none presented.

C. Legislative Update – Verbal Report

1. State
2. Federal

There were none presented.

D. Meeting Schedules

There were none presented.

E. The Public Record

Documents Filed: Memorandum from City Clerk Toni J. Taber, dated June 10, 2016, transmitting the Public Record for the Week of June 3 – June 9, 2016.

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: David Wall suggested the Council consider providing free Eco Passes for Senior Citizens.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Magdalena Carrasco 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
 - a. Airport Commission Fiscal Year 2016-2017 Work Plan and Fiscal Year 2015-2016 Annual Report. (Airport)
 - (1) The Airport Commission Work Plan for Fiscal Year 2016-2017 recommended by Staff and unanimously approved by the Commission.
 - (2) The Annual Report on the Fiscal Year 2015-2016 Commission Work Plan.

Documents Filed: Memorandum from Director of Aviation Services Kimberly J. Becker, dated June 9, 2016, recommending approval of the Work Plan and Annual Report.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Johnny Khamis and carried unanimously, the Committee accepted the Airport Commission Fiscal Year 2016-2017 Work Plan and Fiscal Year 2015-2016 Annual Report. (5-0.)

G. Rules Committee Reviews, Recommendations and Approvals

1. Consent Calendar

a. Approval of National Night Out as a City Council sponsored Special Event, to expend city funds and authorization to accept donations of materials and services for the event. City Clerk)

- (1) Approve the National Night Out scheduled for August 2, 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 June 21, 2016 Council Agenda for action.**

Documents Filed: Memorandum from City Clerk Toni J. Taber, CMC, dated June 18, 2016, recommending approval of National Night Out as a City Council sponsored Special Event, to expend city funds and authorization to accept donations of materials and services for the event.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Johnny Khamis and carried unanimously, the Committee accepted the National Night Out scheduled for August 2, 2016 as a City Council sponsored Special Event and agendized it on the June 21, 2016 Agenda for action. (5-0.)

2. Education & Digital Literacy Strategy. (Mayor)

a. Direct the City Manager to develop a citywide strategy for supporting education and digital literacy, in consultation with our schools, non-profit after-school and summer service providers, foundations, the County Office of Education, and the community. The strategy should have a clearly identified leadership within City Staff to align resources, develop the strategy, and ensure effective implementation.

Documents Filed: Memorandum from Mayor Sam Liccardo, dated June 9, 2016, recommending direction to the City Manager as described previously in Item G.2.a.

Mayor Sam Liccardo opened the floor for public testimony.

Public Comments: David Wall voiced comments relating to the Education and Digital Literacy Strategy.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Magdalena Carrasco and carried unanimously, the Committee accepted the memorandum from Mayor Sam Liccardo, dated June 9, 2016. The City Manager was directed to develop a citywide strategy for supporting education and digital literacy, in consultation with our schools, non-profit after-school and summer service providers, foundations, the County Office of Education, and the community. The strategy should have a clearly identified leadership within City Staff to align resources, develop the strategy, and ensure effective implementation. (5-0.)

- H. Review of additions to Council Committee Agendas/Work Plans**
- 5. Joint Meeting of the Rules and Open Government Committee and Committee of the Whole**
 - a. Approve the Rules and Open Government Committee Work Plan for the period from August through December 2016 and setting its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Wing Committee Meeting Rooms 118-120. The agendas will be posted as the Joint Rules and Open Government Committee and Committee of the Whole. (Mayor)**

Documents Filed: Memorandum from Mayor Sam Liccardo, dated May 29, 2016, recommending approval of the Work Plan for the period from August through December 2016 and setting its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Wing Committee Meeting Rooms 118-120.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Chappie Jones and carried unanimously, the Committee approved the work plan for the Rules and Open Government Committee for the period from August through December 2016 and setting its meeting schedule as every Wednesday at 2:00 p.m. in the City Hall Wing Committee Meeting Rooms 118-120. (5-0.)

- 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**

There were none presented.

- I. Open Government**
- 1. Appeals of Public Records Act Request**

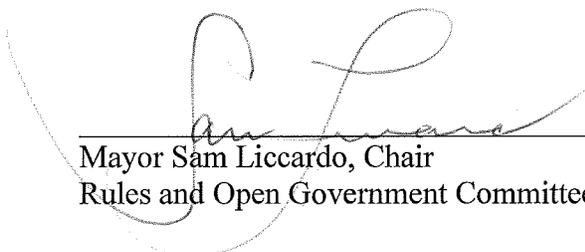
There were none presented.

OPEN FORUM

- (1) Shaunn Cartwright requested a time certain for the Item 11.8, Senter Road on the June 21, 2016. (Note: Per the Committee there is no time certain on Item 11.8.)
- (2) Martha O'Connell requested more information about Item 4.5, Actions Related to Leasing Property to Abode Services for Evans Lane Interim Community Housing Project which was deferred to August 2016.
- (3) David Wall expressed his sorrow concerning Police Officer Michael Katherman and offered various other comments.

ADJOURNMENT

Mayor Sam Liccardo adjourned the meeting at 3:28 p.m.



Mayor Sam Liccardo, Chair
Rules and Open Government Committee

SL/smd

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/civiccenter>.
For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.