

RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
November 14, 2012

PRESENT: Mayor Reed, Vice-Mayor Nguyen, Councilmembers Oliverio and Constant

ABSENT: None

STAFF: City Attorney Rick Doyle, City Clerk Dennis Hawkins, Assistant City Clerk Toni Taber, Agenda Services Gloria Schmanek, Mayor's Council Agenda Manager Sara Wright, and Deputy City Clerk Kathy Carrillo

A. City Council

1. Review of Final Agenda for November 20, 2012
Meeting was cancelled.
2. Review of Draft Agenda for November 27, 2012
 - a. Add New Items to Draft Agenda
 - b. Assign "Time Certain" to Agenda Items (if needed)
 - c. Review of Items that Meet Exception Rule (if needed)

Public Comments: David Wall expressed concern about Item 2.7, the ordinance to amend the municipal code related to discharging firearms within the perimeter of the airport.

Action: The Committee approved the agenda as amended with the following additions:
1.x (Presentation of a proclamation declaring November 28, 2012 as "Albanian Independence Day" in the City of San José, in honor of the 100th Anniversary of Albanian Independence),
1.x (Presentation of a commendation to the Bridges Academy AVID (Achievement Via Individual Determination) program and participants for their commitment to closing the achievement gap by preparing all students for college and their service to the community),
Item 2.4 (Mayor and Council Excused Absence Request), Item 1.2 deferred to 12/4/12, Item 6.1 moved to the Consent Calendar, Item 6.2 deferred to 12/4/12, Items 11.1, 11.2, and 11.3 deferred to 12/4/12 and cancelling the Evening Session.

B. Review of Upcoming Study Session Agenda(s)

C. Legislative Update

1. State – None.
2. Federal – None.

D. Meeting Schedules

Approve 2013-2014 City Budget Calendar and Budget Study Session Calendar. (City Manager's Office).

Document(s) Filed: Memorandum from Budget Director Jennifer A. Maguire to the Rules and Open Government Committee forwarding recommendations.

Public Comment: David Wall opposed the use of budget telephone surveys.

Action: The Committee approved the 2013-2014 City Budget Calendar and Budget Study Session Calendar.

E. The Public Record

Document(s) Filed: Memorandum from City Clerk Dennis Hawkins to Mayor and City Council dated November 9, 2012 transmitting the Public Record for the week of November 5 – November 8, 2012.

Public Comments:

David Wall provided additional comments on Item E.c.

Martha O'Connell provided additional comments on Item E.b.

Action: The Public Record was noted and filed.

F. Boards, Commissions and Committees

1. Appointments
2. Workplans
3. Annual Reports

G. Rules Committee Reviews, Recommendations and Approvals

1. Workload Assessment for Council Requests and Referrals
2. Approve the Sikh Awareness Month Reception as a sponsored special event, to expend City funds and accept donations of materials and services for the event on Tuesday, November 6, 2012, and Place the Item on November 27, 2012 City Council Agenda for Action. (Councilmember Ash Karla)

Documents Filed: Memorandum from Councilmember Ash Karla to Mayor and City Council dated November 6, 2012 forwarding recommendations.

Action: The Committee approved Item G.2 and placed it on the City Council Meeting Agenda on November 27, 2012, for formal action

3. Approve the Coyote Valley Celebration Event as a Council sponsored special event, to expend City funds and accept donations of materials and services for the event on Tuesday, November 17, 2012, and Placed the Item on November 27, 2012 City Council Agenda for Action. (Councilmember Ash Kalra)

Document(s) Filed: Memorandum from Councilmember Ash Karla to Mayor and City Council dated November 9, 2012, forwarding the recommendations.

Public Comment: David Wall expressed his appreciation to Councilmember Kalra for sponsoring the Coyote Valley Celebration Event.

Action: The Committee approved Item G.3 and placed it on the City Council Meeting Agenda on November 27, 2012, for formal action.

4. Approve the naming rights and sponsorship for San Jose Civic Auditorium and Center for Performing Arts (City Manager's Office/Office of Economic Development)

Document(s) Filed: Memorandum from the Director of Economic Development Chief Strategist Kim Walesh Office to Mayor and City Council dated November 7, 2012, forwarding the recommendations.

Public Comment: David Wall spoke in favor of Item G.4 and made recommendations.

Action: The Committee approved Item G.3 and placed it on the City Council Meeting Agenda on November 27, 2012, for formal action.

5. Approve the Prevailing Wage Exemption for Property Based Improvement District (Councilmembers Herrera, Liccardo, and Pyle)

Document(s) Filed: Memorandum from Councilmember's Herrera, Liccardo, and Pyle to the Rules and Open Government Committee dated November 8, forwarding the recommendations.

Public Comment: David Wall spoke in favor of Item G..

Action: The Committee deferred Item G.5 back to the Rules and Open Government Committee on November 28, 2012.

6. Approve the City Clerk to expend \$10,000 in payment of a reward for assistance in the arrest and conviction of perpetrator of a violent crime. (City Clerk's Office)

Document(s) Filed: Memorandum from City Clerk Dennis Hawkins to Mayor and City Council dated November 9, 2012, forwarding the recommendations.

Public Comment: David Wall referred to the \$10,000 reward as a "Bounty".

Action: The Committee approved Item G.6 and placed it on the City Council Meeting Agenda on November 27, 2012, for formal action.

H. Review of additions to Council Committee Agendas/Workplans – None

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. Rules and Open Government Committee

I. Open Government – None

1. Appeals of Public Records Act Request

J. Open Forum

David Wall spoke on various issues

Martha O'Connell provided recommendations for the Housing and Community Development Advisory Commission (HCDAC).

K. Adjournment

The meeting adjourned at 2:35 p.m.



MAYOR CHUCK REED

Rules and Open Government Committee