

Chair—Michael Smith  
Vice Chair—Rolanda Pierre Dixon, Esq.  
Member—Linda Edgeworth  
Member—Leon Louie  
Member—Chris Peacock

Arlene Silva, Deputy City Attorney—Staff  
Toni Taber, Acting City Clerk—Staff  
Cecilia McDaniel, Deputy City Clerk—Staff

---

AMENDED AGENDA

5:30 p.m.

October 9, 2013

San José City Hall  
Wing – Room 262

**I. Call to Order & Orders of the Day**

**II. Closed Session - None**

**III. Consent Calendar**

- A. [Approve the Minutes of August 14, 2013 – Regular Meeting](#)
- B. [Approve the Minutes of September 11, 2013 – Regular Meeting](#)

**IV. Reports**

- A. Chair
- B. City Attorney
  - 1. Legislative update
- C. Department Staff
  - 1. Legislative update
  - 2. Status of compliance with Commission resolutions
  - 3. Status report on filings (Form 700, Campaign Statements, Lobbyists)
  - 4. Elections update
- D. Investigator/Evaluator

**V. Old Business**

- A. Discussion and action on assessing effectiveness and efficiency of compliance monitoring process and revising process as required. (City Clerk)
- B. Report and action regarding suggested amendments to the San José Municipal Code Title 12. (City Clerk)
  - 1. [Ordinance 29310 – Adopted on September 24, 2013](#)

**VI. New Business**

- A. Review and action on revised Gift Ordinance. (City Attorney)
  - 1. [Draft Gift Ordinance](#)
  - 2. [Fair Political Practices Commission Fact Sheet: Limitations and Restrictions on Gifts, Honoraria, Travel and Loans](#)
  - 3. [California Code of Regulations – Chapter 9.5 Ethics](#)
- B. Review and action on the Ethics Commission’s policies and resolution. (City Clerk)
  - 1. [August 20, 2013 City Council Memo \(Item 3.4\) – Memo to the Honorable Mayor and City Council from Toni J. Taber, Acting City Clerk dated August 8, 2013](#)

regarding Ethics Commission Title 12 Revisions and Revisions to Administrative Procedures

2. [August 20, 2013 Supplemental City Council Memo \(Item 3.4\) – Memo to the Honorable Mayor and City Council from Richard Doyle, City Attorney dated August 15, 2013 regarding Ethics Commission Title 12 Revisions and Revisions to Administrative Procedures](#)

**VII. Public Comment** (*Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the Ethics Commission*).

**VIII. Future Agenda Items and Adjournment**

The next regular meeting is Wednesday, November 13, 2013 at 5:30 p.m. in City Hall, Wing Room 262.

***The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.***

You may speak to the Commission about any discussion item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the Commission. Please be advised that, by law, the Commission is unable to discuss or take action on issues presented during Open Forum. Pursuant to Government Code Section 54954.2, no matter shall be acted upon by the City Commission unless listed on the agenda, which has been posted not less than 72 hours prior to meeting.

Agendas, Staff Reports and some associated documents for the Commission items may be viewed on the Internet at <http://www.sanjoseca.gov/index.aspx?nid=3578>.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the City Clerk's Office located at 200 E. Santa Clara St., Wing 2<sup>nd</sup> Floor, San Jose, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft resolutions or other items posted on the Internet site or distributed in advance of the commission meeting may not be the final documents approved by the commission. Contact the Cecilia McDaniel, Deputy City Clerk, by e-mail at [cecilia.mcdaniel@sanjoseca.gov](mailto:cecilia.mcdaniel@sanjoseca.gov) or by telephone at (408) 535-1263 for the final document.

On occasion the Commission may consider agenda items out of order.

The Ethics Commission meets the 2<sup>nd</sup> Wednesday of the month at 5:30 p.m., unless otherwise noted. If you have any questions, please direct them to the Commission staff. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

**To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1263 as soon as possible, but at least three business days before the meeting.**

**Please direct correspondence and questions to:**

City of San José  
City Clerk's Office  
Attn: Cecilia McDaniel  
200 E. Santa Clara St., Wing – 2<sup>nd</sup> Floor  
San José, California 95113  
Tel: (408) 535-1263 / Fax: (408) 292-6207  
Email: [cecilia.mcdaniel@sanjoseca.gov](mailto:cecilia.mcdaniel@sanjoseca.gov)