
RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
October 9, 2013

- PRESENT:** Vice-Mayor Madison Nguyen, Councilmember Rose Herrera and Councilmember Pierluigi Oliverio.
- ABSENT:** Mayor Chuck Reed and Councilmember Pete Constant.
- STAFF:** Deputy City Manager Norberto Dueñas, City Attorney Richard Doyle, Acting City Clerk Toni Taber, Mayor's Agenda Services Manager Ahmad Chapman, Agenda Services Gloria Schmanek, and Deputy City Clerk Kathy Carrillo.

A. City Council (City Clerk)

1. Review October 15, 2013 Final Agenda Meeting Cancelled.
2. Review October 22, 2013 Draft Agenda
 - 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 Comment: David Wall pulled Items 4.1, 5.2 and 7.1 for further comments.

Action: The Committee approved the agenda with the additions:
2.4 (Mayor and Council Excused Absence Requests)

B. Review of Upcoming Study Session Agenda(s)

C. Legislative Update

1. State - None.
2. Federal - None.

D. Meeting Schedules

E. The Public Record

1. Environmental Services Department's verbal update in reference to Item E.e of the Public Record on 10/2/2013 from Jim Piazza dated September 25, 2013, regarding TCE's effects on the human Body.

Action: No Verbal Report.

Documents Filed: Memorandum from the Acting City Clerk Toni Taber to Mayor and City Council dated October 4, 2013, transmitting the Public Record for the week of September 27, 2013 – October 3, 2013.

E. The Public Record (Cont.)

Public Comment: David Wall, Martha O'Connell, and Jim Piazza pulled Items E.c-d, and expressed their concerns regarding TCE contamination in San José neighborhoods.

Action: The Committee noted and filed the public record.

F. Boards, Commissions and Committees

1. Appointments

None.

2. Work Plans

None.

3. Annual Reports

None.

G. Rules Committee Reviews, Recommendations and Approvals

1. Workload Assessment for Council Requests and Referrals.

None.

2. City Clerk Compensation Package/Employment Agreement (Mayor)

Agendize the following for the October 22, 2013 City Council Meeting:

Adopt a resolution approving the terms as detailed below for Toni Taber for services as City Clerk consistent with the following terms and the attachment, effective October 22, 2013.

Documents Filed: Memorandum from Mayor Chuck Reed to the Rules and Open Government dated October 3, 2013, forwarding the recommendation.

Action: The Committee approved Item G.2 and forwarded it to the City Council for formal action on October 22, 2013.

3. Charter School Development Standards:

Approve direction to staff in preparation for the next Council hearing on charter school development to: (Mayor/Rocha)

a. Communicate with staff at the Santa Clara County Office of Education (SCCOE) about their Board's recent direction to consult with the City regarding development standards for charter schools.

b. Determine if there are any existing state development standards for possible use as guidance for charter schools until such time as other standards are adopted by SCCOE.

(Deferred from Rules and Open Government Committee October 2, 2013 Item G.7)

Documents Filed: Memorandum from Mayor Chuck Reed and Councilmember Don Rocha to the Rules and Open Government dated September 26, 2013, forwarding the recommendation.

Action: The Committee approved Item G.3 with the recommendations for staff, to address this on the October 29, 2013, Council Agenda.

Rules Committee Reviews, Recommendations and Approvals (Cont.)

4. Resolution regarding Sister City Relationship with Ekaterinburg:
Agendize the following item for an upcoming council agenda:
Adoption of the attached resolution demonstrating the City of San José's commitment to maintaining its Sister City relationship with Ekaterinburg, Russia and, in keeping with the Sister City Program's mission of creating cultural and educational exchanges, utilizing this relationship to denounce the recent anti-gay propaganda legislation and rhetoric by the Russian Federation and to encourage the protection of the equal rights of the lesbian, gay, bisexual and transgender (LGBT) community in Russia. (Kalra/Campos/Constant)

Documents Filed: Memorandum from Councilmember's Ash Kalra, Xavier Campos and Pete Constant to the Mayor and City Council dated October 3, 2013, forwarding the recommendation.

Discussion: The Committee had a brief discussion Councilmember Kalra provided further details on the reasons for bringing the memorandum forward and was available to answer the Committee's questions. Economic Development International Program Manager Joseph Hedges provided a brief history of the City of San José Sister City of Ekaterinburg and supports the continued relationship with the City of Ekaterinburg.

Public Comment: Martha O'Connell spoke in support of Item G.4.

Action: The Committee approved Item G.4 and forwarded it to the City Council for formal action on October 22, 2013.

H. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee
None.
2. Neighborhood Services and Education Committee
None.
3. Transportation and Environment Committee
None.
4. Public Safety, Finance and Strategic Support Committee
None.

I. Open Government

1. Appeals of Public Records Act Request
None.

J. Open Forum

David Wall spoke on the history of the Water Pollution Control Plant.

K. Adjournment.

The meeting adjourned at 2:22 p.m.

A handwritten signature in cursive script that reads "Chuck Reed". The signature is written in black ink and is positioned above a horizontal line.

Mayor Chuck Reed
Rules and Open Government Committee