

**CITY OF SAN JOSE
SMALL BUSINESS DEVELOPMENT COMMISSION**

Synopsis (Not Approved)
February 8, 2012

200 E. Santa Clara St. – Tower 1352

START TIME: 6:23 ADJOURNMENT 8:18

COMMISSIONERS PRESENT:

Johnny Khamis
Brian Ho
John Horton
Molly Uzoh
Raj Bhanot
David Clancy
Richard Reed

COMMISSIONERS ABSENT

Stephen Reiss
Miguel Olivo
Harmeet Bhugra
Leo Cortez
Zheng Huang (though present via conference call)

Council Liaison
Anh Tran

City Staff
Dhez Woodworth (work2future)
BJ Sims (work2future)
Nina Grayson (Public Works/ Office of Equality Assurance)

Public Present

1. CALL TO ORDER
 Called to order by Khamis at 6:23 pm

2. APPROVAL OF AGENDA

Corrections:

- Remove item 6 (Helen Wang)

Motion: Approval

Motion: 1) Reed 2) Horton X App no

3. APPROVAL OF NOVEMBER 9, 2011 MINUTES

Motion: Approval

Motion: 1) Ho 2) Clancy X App no

4. APPROVAL OF JANUARY 11, 2012 MINUTES

Motion: Approval

Motion: 1) Clancy 2) Reed X App no

5. OPEN FORUM/ PUBLIC COMMENT / ORAL PETITION PERIOD

- Raj Bhanot is a CPA and small business operator with previous experience serving on other Commissions.

6. ACKNOWLEDEMENT OF COMMISSIONER HELEN WANG'S PARTICIPATION ON COMMISSION

- Removed from the Agenda

7. NON-PREFERENTIAL, NON-DISCRIMINATION POLICIES

- Nina Grayson, Director of the Office of Equality Assurance presented information on the policies
- OEA handles prevailing wage and disadvantaged business enterprise oversight
- Prior to passage of proposition 209, OEA set goals for DBE participation beyond that held for Federal programs. 209 forbids discrimination based on race and gender in state and local government contracts and doesn't permit affirmative action efforts. Where Federal funds are used Federal law applies which does allow affirmative action.
- All City contracts include a section requiring affirmation by the bidder that no discrimination will or has occurred.
- Prevailing wages are state mandates based on surveys of construction – related positions.
- Living wages are a minimum set by the City of San Jose based on poverty levels plus a local geographic adjustment. Varies based on

benefits versus non-benefitted. There are more guidelines and exemptions based on hours and seasonality.

8. DISCUSSION ABOUT PUBLIC MEETING REGARDING STRUCTURAL IMPROVEMENTS AND POTENTIAL CONSOLIDATION AND ELIMINATION OF BOARDS AND COMMISSIONS

- The Rules Committee expects to receive the Clerk’s report on 2/29 at 1:30pm.
- Council will consider the recommendations as part of the budget process.
- Council Aide Ahn Tran indicated that Councilmember Chu is considering the public input and welcomes additional thoughts and anticipates submitting his own recommendations.
- There were a lot of public comments pro and con for the recommendations.
- Attending the 2/29 meeting will provide an additional venue.
- Commissioner Clancy recommends continuing the group’s efforts to demonstrate value while awaiting the further consideration by Council
- Former Commissioner Charles spoke in favor of continued Commission activities and encouraged disadvantaged business support.
- Commissioner Uzoh pointed out that the Commission hasn’t been provided with much time to refocus.

9. WORKPLAN DISCUSSION

- Reviewed Commission approved workplan with focus on timeframe.
- Woodworth provided staff reflection on workplan elements

Motion: Formation of Ad-Hoc Committee of 5- 6 members Authorized to develop and submit an Annual Report with the Workplan

Motion: 1) Clancy 2) Uzoh X App no

- Committee composed of
 - i. Clancy – lead
 - ii. Cortez
 - iii. Horton
 - iv. Uzoh
 - v. Olivo
 - vi. Harmeet
 - vii. Khamis (alternate)

Woodworth to send contact information

Motion: Formation of an Ad-Hoc Committee to create a recommendation memo regarding procurement recommendations for consideration by the Commission in the May meeting.

Motion: 1) Clancy 2) Horton X App no

- Committee composed of
 - i. Khamis (Lead)
 - ii. Horton
 - iii. Reed
 - iv. Bhanot

10. STAFF REPORT

- None

11. CHAIR REPORT

- None

12. NEW AGENDA ITEMS

- Review of Memo
- Staff presentation on procurement

13. ADJOURNMENT 8:18