

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

SAN JOSE, CALIFORNIA

WEDNESDAY, JUNE 7, 2023

The Committee meeting was held in a hybrid format, both in person in the Council Chambers and teleconferenced from remote locations. The meeting convened at 2:03 p.m.

Present: Councilmembers - Davis, Jimenez, Foley, Cohen.

Absent: Councilmembers - Kamei.

Staff: Assistant City Manager, Lee Wilcox; City Attorney, Nora Frimann; City Clerk, Toni Taber; City Manager's Office, Rachelle Blattman; and Deputy City Clerk, Grace Turner.

A. City Council (City Clerk)

1. Review June 13, 2023 Final Agenda

- a) Add new items to Final Agenda
- b) Assign "Time Certain" to Agenda Items (if needed)
- c) Review of Notice of Waiver Requests for Agenda Items or Documents (if needed)

Public Comments: Jeffrey Buchanan (Working Partnerships USA), Martha O'Connell, Mathew Reed (Silicon Valley at Home), and Brian Darby offered public comments.

Motion: Councilmember Dev Davis moved approval of *only* Item "2.X" from the add sheet with the approval of the June 13, 2023 Final Agenda. Councilmember Sergio Jimenez seconded this motion.

Jim Shannon responded to Committee questions regarding Item 3.5 on the add sheet.

Amended Motion: Councilmember Dev Davis amended her original motion to also include items 3.5(a) and (b) from the Add sheet. Councilmember Sergio Jimenez accepted the amendment to the motion.

Action: On a call to question, the amended motion carried unanimously the Committee approved the final agenda for the City Council meeting on June 13, 2023, including Items "2.X", 3.5(a), and 3.5(b) from the Add Sheet. (4-0-1; Absent: Kamei)

2. Review June 20, 2023 Draft Agenda

- a) Add new items to Draft Agenda
- b) Assign “Time Certain” to Agenda Items (if needed)
- c) Review of Notice of Waiver Requests for Agenda Items or Documents (if needed)

Public Comments: Blair Beekman offered public comment.

Action: Upon motion by Councilmember Pam Foley, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the draft agenda for the City Council meeting on June 20, 2023, with a start time of Closed Session at 9:00 a.m. and Open Session at 11:00 a.m. with Ceremonial Items time certain at 1:30 p.m. (4-0-1; Absent: Kamei)

B. Consent Calendar

Public Comments: Blair Beekman offered public comment.

Action: Upon motion by Councilmember Dev Davis, seconded by Councilmember Pam Foley, and carried unanimously, the Consent Calendar was approved *as a whole*. (4-0-1; Absent: Kamei)

B. Consent Calendar

1. The Public Record for May 25 – June 1, 2023. (City Clerk)

The Public Record for May 25 – June 1, 2023, was noted and filed.

2. Update to the January - June 2023 Community and Economic Development Committee Work Plan. (City Manager)

An amendment to the January- June 2023 Community and Economic Development Committee Work Plan was approved to drop the following item from the June 26, 2023, Community and Economic Development Committee meeting: City Roadmap: Lease and Asset Management System Status Report.

3. Fiscal Year 2023 - 2024 City Council Meeting Schedule and Study Session Schedule. (City Manager)

The City Council Meeting Schedule for the period August 2023 – June 2024 and Study Session Schedule for the period August 2023 – June 2024 was approved.

4. Monthly Report of Activities for May 2023. (City Auditor)

The Auditor’s Office Monthly Report of Activities for the month of May 2023 was approved.

5. Retroactive Approval of Various Events Sponsored by Council District 5 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events. (Ortiz)

The Senior Cafecito event scheduled on April 4, 2023; Black April Community Event series scheduled on April 21, April 29, and April 30, 2023; Senior Mother's Day event at Mayfair Community Center scheduled on May 10, 2023; Foxdale Mother's Day event scheduled on May 12, 2023; Kollmar Pizza Party event scheduled on May 13, 2023; 5 Wounds Townhall event scheduled on May 15, 2023; El Rancho Verde Townhall event scheduled on May 24, 2023; Community Business Improvement District Townhall event scheduled on May 30, 2023; District 5 Budget Townhall event scheduled on May 31, 2023; and the monthly reservation of a portable restroom for the monthly Vietnamese Heritage Garden Flag Raising event scheduled to start on April 1, 2023 sponsored by the Council District 5 were *all* retroactively approved for placement on the June 13, 2023 City Council agenda.

6. Review City Council Final Public Hearing Agenda. (City Manager)

The June 12, 2023 City Council Final Public Hearing: 2023-2024 Proposed Operating and Capital Budgets and the 2023-2024 Proposed Fees and Charges for the City of San José, including a One Time Revision of Percentage Allocations of Measure E Real Property Transfer Tax Revenues was reviewed.

C. Rules Committee Reviews, Recommendations and Approvals

1. Study Session: Council Governance - Development of Council Norms and Procedures. (Mayor, Foley, and Cohen)

Public Comments: Blair Beekman offered public comments.

Action: Upon motion by Councilmember Pam Foley, seconded by Councilmember Dev Davis, and carried unanimously, the Committee approved the staff recommendation to: 1. Direct the City Clerk to set a City Council Study Session entitled City Council Governance: Developing Norms and Procedures in August or September 2023. 2. Direct the City Manager and City Attorney to develop an agenda and facilitate the Study Session with the objectives and goals mentioned in the staff memorandum. (4-0-1; Absent: Kamei)

D. Open Forum

1. Blair Beekman spoke to Measure E funding and returning to the original intention for the funds.
2. Martha O'Connell spoke to the challenge of getting in contact with Councilmember offices.
3. Brian Darby echoed the previous caller and spoke on the health impacts of bad air quality due to fires on the east and west coast.

D. Adjournment

Chair David Cohen adjourned the Committee meeting at 2:36 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,

DRAFT- Grace Turner

Grace Turner
Deputy City Clerk, City of San José

Approved at Council on:

Attest By:

Toni J. Taber, CMC
City Clerk, City of San José