

2.12 Retroactive Approval of Cesar Chavez Day Flag Raising Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

Recommendation:

As recommended by the Rules and Open Government Committee on April 24, 2024:

- (a) Retroactively approve the Cesar Chavez Day Flag Raising scheduled on March 29, 2024 as a City Council sponsored Special Event and approve the expenditure of funds; and
- (b) Approve and accept donations from various individuals, businesses, or community groups to support the event.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Jimenez)

[Rules Committee referral 4/24/2024 - Item B.2]



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Toni J. Taber, CMC
City Clerk

SUBJECT: SEE BELOW

DATE: April 30, 2024

SUBJECT: Retroactive Approval of Cesar Chavez Day Flag Raising Sponsored by Council District 2 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event

Recommendation

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[Rules Committee referral 4/24/2024 - Item B.2]



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Councilmember Jimenez
District 2

SUBJECT: SEE BELOW

DATE: April 17, 2024

APPROVED:

**SUBJECT: RETROACTIVE APPROVAL OF THE CESAR CHAVEZ DAY FLAG
RAISING SPONSORED BY COUNCIL DISTRICT 2 AS A CITY COUNCIL
SPONSORED SPECIAL EVENT TO EXPEND CITY FUNDS AND ACCEPT
DONATIONS OF MATERIALS AND SERVICES FOR THE EVENT**

RECOMMENDATION

1. Retroactive approval of the Cesar Chavez Day Flag Raising scheduled on March 29, 2024, as a City Council sponsored Special Event and approve the expenditure of funds.
2. Approve and accept donations from various individuals, businesses, or community groups to support the event.
3. Place the item on the April 30, 2024, Council Agenda for action.

BACKGROUND

On February 1, 2005, the City Council adopted Resolution No. 72517 which requires Councilmembers to submit a memorandum to the Rules Committee regarding proposed City Council sponsored Special Events and the proposed use of any funds.

The Cesar Chavez Day Flag Raising was held on Friday, March 29, 2024, at San Jose City Hall and sponsored by Councilmember Sergio Jimenez. The raising of the flag celebrates the legacy of Cesar Chavez, labor leader and civil rights activist who, with Dolores Huerta, co-founded the National Farm Workers Association (later the United Farm Workers Union, UFW) in 1962. Cesar Chavez is an important figure in San Jose history where his former home is a Historical Landmark.

The display of the United Farm Workers Flag on March 29, 2024, is permitted under Council Policy 2-1, Section C.3 - Flags Displayed in Conjunction With Official Ceremonial Items: "Other flags may be displayed in conjunction with official actions, ceremonial items, or proclamations of the City Council."

HONORABLE MAYOR AND CITY COUNCIL

April 17, 2024

Subject: Cesar Chavez Flag Raising Ceremony

ANALYSIS

Approval by the City Council of the event will ensure compliance with the Council's prior direction regarding Council Special Events. In observance of existing fundraising disclosure requirements, Councilmember Jimenez will report any cash or in-kind donations received for the event on their Disclosure of Fundraising Report (DFR-1). Approval of this memorandum will enable Council District 2, City departments and the Office of the City Clerk to proceed with the event. Any cash donations received will be processed pursuant to the City's normal financial and budgetary procedures.

PUBLIC OUTREACH/INTEREST

The Office of the City Clerk will post the item on the City's Website for the April 24, 2024, Rules Committee Agenda and the April 30, 2024, City Council Meeting Agenda.

CEQA

Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment.

Reviewed by:

TONI J. TABER, CMC
City Clerk

For questions, please contact Toni Taber, City Clerk, at (408) 535-1260.