CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

COUNCIL AGENDA: 12-12-06
ITEM: 3.2 (b)

RULES/AGENCY RULES COMMITTEE

Meeting Report
December 6, 2006

PRESENT: Chair Chavez, Members Campos, Chirco

ABSENT: Member Williams

STAFF: City Attorney Rick Doyle, City Clerk Administrative Manager Dennis Hawkins, Deputy City Manager Deanna Santana, Agenda Services Manager Nadine Nader, Redevelopment Agency Liaison Gary Miskimon, and Council Agenda Manager for the Mayor's Office Emily Moody

A. Redevelopment Agency

1. Review of the December 19, 2006, Draft Agenda

None-Meeting Cancelled

2. Add New Items to December 12, 2006 Agenda

Action: The Committee approved the following additions to the December 12, 2006 Redevelopment Agency Agenda:

a. Redevelopment Board Requests

- There were none.

b. Executive Director Requests

- Approval of an Agreement to Terminate Easement and Close the Alleyway, allowing for the partial closure of the Washington Alleyway bounded by Edwards Avenue, Almaden Avenue, Oak Street, and Vine Street.

- Approval of an Owner Participation Agreement (OPA) with First Street Associates Two, in the amount of $190,000, to be used as supplemental rent payments for the leased space housing Works/San Jose, located at 451 South First Street.

- Disclosure of Ownership of Property located within a Redevelopment Project Area by an employee of the Redevelopment Agency.

c. RDA Counsel Requests

- There were none.

3. **List of Reports Outstanding**
Documents Filed: Report from the Redevelopment Agency dated December 6, 2006, listing (2) two reports outstanding for the December 12, 2006 City Council meeting.

Action: The Committee noted and filed the Redevelopment Agency Report.

B. **City Council**

1. **Review of the December 19, 2006 Draft Agenda**
None-Meeting Cancelled

a. **Mayor and Councilmember Requests**
- There were none.

b. **Council Appointee Requests**
- There were none.

- There were none.

2. **Add New Items to the December 12, 2006 Agenda**
Action: The Committee approved the following additions to the December 12, 2006 City Council Agenda:

a. **Mayor and Councilmember Request**
- Authorize the City Manager to negotiate and execute an amendment to a Regulatory Agreement with Kimberly Woods. (Cortese)

- Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement between the City of San Jose and San Jose State University. (Mayor)

- Presentation of a commendation to Pastor Joseph Leon. (LeZotte)

- Presentation of commendations to Helen Azbill, San Chuang, Robb Cutler, Alan Depew, David Down, Thea French, Mack Johansen, Lori and Dan Kahn, Ken Kelly, Christine Landau, Mark Warlick, and Jason West. (LeZotte)

- Presentation of a commendation to Lumileds. (Chavez)

- Presentation of a commendation to Cultural Initiatives Silicon Valley. (Chavez)

- Presentation of a commendation to the Silicon Valley Leadership Group. (Chavez)

- Presentation of a commendation to San Jose Police Officer Darrell Cortez. (Chavez)

- Presentation of a commendation in recognition of Mayor Gonzales by the Early Care Education Commission. (Chirco)

- Discussion of Key Aspects related to the Evergreen East Hills Vision Strategy (EEHVS). (Planning, Building and Code Enforcement)

  Documents Filed: (1) Memorandum from Joseph Horwedal Director of PBCE dated December 5, 2006 recommending Rules Committee accept the list of Oustanding Issues associated with the Evergreen-East Hills Vision Strategy as the framework for the discussion at the December 12, 2006 Council meeting. (2) Memorandum from Councilmember Cortese dated December 5, 2006 recommending the Rules Committee defer items 6.3, 6.4 and 10.9 (b2, b3 and b4) from the December 12, 2006 City Council Agenda until January 23, 2007 evening City Council Meeting or a date specified by staff. (3) Outline of Proposed Funding and Request that City Council vote on the General Plan Amendment submitted by Myron Crawford. (4) Questions Dealing with the EEHVS Project submitted by Bonnie Mason.

  Public Comments: (1) Joe Head expressed support for staff's recommended framework for discussion. (2) Myron Crawford (Berg & Burt) requested that the Rules Committee recommend to the City Council that they take action on the certification of the EIR and the General Plan Amendments as well as the Berg proprosal and funding terms on December 12th. (3) Jim Zito and Bonnie Mason urged the Committee to recommend deferral and to seek more input from the community.

  Action: The Committee accepted staff's recommended framework for discussion on December 12, 2006 and Councilmember Cortese's memo; and requested staff provide a timeline for future community outreach and Council decisions.

b. **Council Appointee Requests**

- Adoption of Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund for Council District 4. (City Clerk)
  Documents Filed: Memorandum from Lee Price City Clerk dated December 5, 2006 recommending that the City Council adopt an

Appropriation Ordinance and Funding Source Resolution amendments in the General Fund to:
a. Increase the Other Revenue estimate by $39,036; and b. Increase the Council District 4 appropriation by $39,036.

3. **List of Reports Outstanding**
Documents Filed: Report from the City Manager's Offfice dated December 5, 2006, listing (5) five reports outstanding for the December 12, 2006 City Council meeting.

Action: The Committee noted and filed the City Manager's Report.

C. **Legislative Update**

1. **State**
   a. **State Upate**
   No Report.

2. **Federal**
   b. **Federal**
   No Report.

D. **Meeting Schedules**

1. **Approval to cancel the Regular Rules Committee Meeting on December 20 and 27, 2006 and set a Rules In-Lieu Meeting for January 3, 2007. (City Clerk)**
Documents Filed: Memorandum from Lee Price City Clerk dated December 1, 2006 recommending to cancel the Regular Rules Committee meetings for December 20 and 27, 2006 and schedule a Rules In-Lieu on January 3, 2007 at 11:30 a.m. in the Office of the City Clerk.

Action: The Committee approved the cancellation of the Regular Rules Committee Meetings of December 20 and 27, 2006 and to schedule a Rules In-Lieu Meeting on January 3, 2007.

E. **The Public Record**
Documents Filed: Memorandum from the City Clerk dated November 30, 2006 transmitting the Public Record for the week of November 21-30, 2006.

Action: The Committee noted and filed the Public Record.

F. **Appointments to Boards, Commissions and Committees**
There were none.

G. Rules Committee Reviews, Recommendations and Approvals

1. Approve Travel by Councilmember Campos to attend the League of CA Cities-Latino Caucus Board Meeting on January 5, 2007. (Campos)

Documents Filed: Memorandum Councilmember Campos recommending approval to travel to San Diego, California on January 5, 2007 to attend the League of CA Cities-Latino Caucus Board Meeting.

Action: The Committee approved Councilmember Campos travel request.

H. Review of Significant Public Records Act Requests

I. Review of Council Policy Updates per Sunshine Reforms (PIR #12)

J. Open Forum

K. Adjournment

The meeting was adjourned at approximately 2:35 p.m.

Cincy Chavez, Chair
Rules/Agency Rules Committee