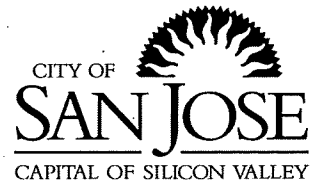
Council Agenda: 6/10/08
Agenda Item: 3.3



RULES AND OPEN GOVERNMENT COMMITTEE
Meeting Report
May 28, 2008

PRESENT: Mayor Reed, Council Members Chirco, Constant and Nguyen.

ABSENT: Vice Mayor Cortese. Excused)

STAFF: City Attorney Richard Doyle, City Clerk Lee Price, Assistant City Manager Christine Shippey, Deputy City Manager Norberto Duenas, Redevelopment Agency Assistant Director Gary Miskimon, Senior Executive Analyst Vilcia Rodriguez, Council Agenda Manager Alicia Bosco and Legislative Secretary Susan Davis.

A. City Council

1. Review of June 3, 2008 Final Agenda.

Action: The Committee approved the June 3, 2008 City Council Agenda with the following amendments:

- 9:00 a.m. Closed Session time. Mayor Reed noted that the 9:00 a.m. Closed Session times may need to continue for the Council Meetings of June 10, 17 and 24, 2008 and that the June 17 and June 24, 2008 Regular Meetings will begin at 10:00 a.m. to 12:00 Noon; break; continue at 1:30 p.m.
- Item 1.5 deferred to August 19, 2008 and Item 1.7 deferred to June 17, 2008 in the evening.
- Item 3.4, Agreement to purchase office supplies deferred to June 10, 2008.
- Item 4.2, Japantown Historic Context and Intensive Survey Phase III to be dropped and rescheduled.
- Item 3.8, Actions related to the General Obligation Bonds, Series 2008 to be heard immediately before the San José Financing Authority.
- Item 4.5, Predevelopment Loans and Second Mortgages to be dropped and to return to Rules and Open Government on June 4, 2008 to reset the date with the consultant present.

A. City Council (Cont'd.)

2. Review of June 10, 2008 Draft Agenda.

Action: The Committee approved the June 10, 2008 City Council Draft Agenda with the following additions and amendments:

- The request of approval for excused absences for Council Member Constant to be added to the Consent Calendar.
- 9:00 a.m. Closed Session time.
- Item 3.6, Sunshine Reform Task Force to be assigned a time certain.
- Remove Special Tenant Improvements (Item 2.6) from the Consent Calendar and agendize under Community and Economic Development (Item 4.3).

B. Redevelopment Agency

1. Review of June 3, 2008 Final Agenda.

2. Review of June 10, 2008 Draft Agenda.

Action: The Committee approved the June 3, 2008 Redevelopment Agency Agenda and the June 10, 2008 Draft Redevelopment Agency Agenda.

C. Legislative Update

1. State

(a) AB2640 (Huffman) Solid Waste: Compostable Organics Management.

(b) SB1321 (Correa): School Recycling Programs.

Documents Filed: Memoranda from Director of Environmental Services John Stufflebean, both dated May 21, 2008, recommending support of AB2640 and SB1321, with a one week turnaround for Mayor and City Council review.

Action: The Committee approved the position of support of AB2640 and SB1321; and approved both items to be added to the June 3, 2008 Agenda.

2. Federal

There were none.

D. Meeting Schedules

(1) Rules and Open Government Summer Meeting Schedule

Documents Filed: Memorandum from City Clerk Lee Price, dated May 20, 2008, recommending the cancellation of the Regular meetings of the Rules and Open Government Committee on June 25, July 2, July 9 and July 16, 2008 and reschedule Rules-in-Lieu meetings for July 24 and July 30, 2008 at 2:00 p.m. in the Office of the City Clerk.

Action: The Committee approved the Rules and Open Government Summer Meeting schedule.

E. The Public Record

Documents Filed: Memorandum from City Clerk Lee Price, dated May 23, 2008, transmitting items for the Public Record for the period of May 16-22, 2008.

Action: The Committee noted and filed the Public Record.

F. Appointments to Board, Commissions and Committee

- **2 new appointments to the Airport Commission**
- **1 re-appointment and 4 new appointments to the Arts Commission**
- **1 new appointment to the Early Care and Education Commission**
- **2 new appointments to the Historic Landmarks Commission**
- **2 new appointments to the Library Commission**
- **2 re-appointments and 2 new appointments to the Parks and Recreation Commission**
- **1 re-appointment and 2 new appointments to the Senior Citizens Commission**
- **1 new appointment to the Traffic Appeals Commission**

Documents Filed: (1) Memorandum from Council Member Chu, dated May 20, 2008 recommending Frank Kent and Susan Gustafson for appointment to the Airport Commission. (2) Memorandum from Council Member Williams, dated May 19, 2008, recommending five individuals for appointment to the Arts Commission. (3) Memorandum from Council Member Pyle, dated May 20, 2008, recommending James Westman, Annette Howell and Susan Souza for appointment to the Disability Advisory Commission. (4) Memorandum from Council Member Chirco, dated May 21, 2008, recommending Meera Mani for appointment to the Early Care and Education Committee. (5) Memorandum from Council Member Chirco, dated May 21, 2008, recommending Steven Cohen and Heather Jackson for appointment to the Historic Landmarks Commission. (6) Memorandum from Council Member Oliverio, dated May20, 2008, recommending Harish Chinai and Jean Lee Ling for appointment to the Library Commission. (7) Memorandum from Council Member Pyle, dated May 20, 2008, recommending, the appointment of Leslee Hamilton, Julie Matsushima, Paul Kramer and Winston Chew to the Parks and Recreation Commission. (8) Memorandum from Council Member Constant, dated May 20, 2008, recommending Bansi Tikku for reappointment for a second term to the Senior Citizens Commission. (9) Memorandum from Council Member Constant, dated May 27, 2008, recommending the appointment of Ron Layman and Martha O'Connell to the Senior Citizens Commission. (10) Memorandum from Council Member Nguyen, dated May 16, 2008, recommending the appointment of Dan Collen to the Traffic Appeals Commission.

City Attorney Richard Doyle responded to Mayor Reed's questions about potential conflicts of interest for members of the Arts Commission.

Action: The Committee approved the appointments of all the commissions, except the Arts Commission. The Arts Commission appointments were deferred to the June 4, 2008 Rules and Open Government Committee Meeting. City Attorney Richard Doyle to provide follow-up information relative to potential conflict of interests.

G. Rules Committee Reviews, Recommendations and Approvals
There were none.

H. Review of additions to Council Committee Agenda
1. **Community and Economic Development Committee**
2. **Neighborhood Services and Education Committee**
3. **Transportation and Environment Committee**
4. **Public Safety, Finance and Strategic Support Committee**

There were none.

I. Open Government Initiatives
1. **Reed Reforms**
2. **Sunshine Reform Task Force**
   a. **Review of remaining provisions of Sunshine Reform Task Force Phase I Report and Recommendations. (Deferred from 3/5/08)**
3. **Significant Public Records Act Requests**
4. **Council Policy Manual Update**

There were none.

J. Open Forum
None were presented.

K. Adjournment
The meeting was adjourned at 2:26 p.m.

Chuck Reed

Mayor Chuck Reed
Rules and Open Government Committee

5-28-08 smd