



**REGULAR MEETING OF THE SAN JOSÉ
RULES AND OPEN GOVERNMENT COMMITTEE**

SAN JOSE, CALIFORNIA

WEDNESDAY, May 6, 2009

The Rules and Open Government Committee of the City of San Jose convened in regular session at 2:00 p.m. in Conference Rooms 118 and 119, Council Wing, City Hall.

PRESENT: Mayor Reed, Council Member's Pyle and Constant

ABSENT: Vice Mayor Chirco (Excused)

STAFF: City Attorney Richard Doyle, City Clerk Lee Price, City Manager Debra Figone, Redevelopment Agency Assistant Director Gary Miskimon, Deputy City Manager Deanna Santana, Mayor's Council Agenda Manager Nikhil Warrior and Deputy City Clerk Nora Pimentel.

CITY COUNCIL AGENDA REVIEW

3.1 Review of May 12, 2009 Final City Council Agenda.

Action: The Committee approved the May 12, 2009 final Council Agenda, as amended.

3.2 Review of May 19, 2009 Draft Agenda.

Action: The Committee approved the May 19, 2009 draft Council Agenda, as amended.

REDEVELOPMENT AGENCY (RDA) AGENDA REVIEW

4.1 Review of May 12, 2009 Final Agenda.

Action: The Committee approved the May 12, 2009 final RDA Agenda.

4.2 Review of May 19, 2009 Draft Agenda.

Action: The Committee approved the May 19, 2009 draft RDA Agenda.

LEGISLATIVE UPDATE

6.1 State

a. Adopt support position SB 497 (Correa) School Recycling Programs. (Environmental Services)

Documents Filed: Memorandum from Director of Environmental Services John Stufflebean dated April 28, 2009 forwarding the recommendation.

Action: The Committee approved a support position to SB 497 and forwarded the bill to the City Council for action on May 12, 2009.

8. Public Record

Documents Filed: Memorandum from City Clerk Lee Price, dated May 1, 2009, transmitting items for the Public Record for the period of April 14-30, 2009.

Councilmember Constant pulled Item (c), letter from the Martha O'Connell regarding Mobilehome Advisory Commission, and noted for the record that it is important for City staff to continue to recruit qualified applicants to serve on City boards and commissions.

Action: The Committee noted and filed the Public Record.

APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEE

9.1 Re-appointment Incumbents to the following Commissions:

- a. Library Commission
- b. Traffic Appeals Commission.
- c. Housing and Community Development Advisory Commission.
- d. Early Care and Education Commission. (Oliverio/Nguyen/Chirco)

Documents Filed: (1) Memorandum from Councilmember Oliverio dated April 28, 2009 recommending re-appointments of Donna Lydon and Catherine M. Graham to the Library Commission. (2) Memorandum from Councilmember Nguyen dated April 15, 2009 recommending re-appointment of Arul Edwin to the Traffic Appeals Commission. (3) Memorandum from Councilmember Nguyen dated April 15, 2009 recommending re-appointment of Timothy Tom, Tamon Norimoto and Bonnie Mace to the Housing and Advisory Commission. (4) Memorandum from Vice Mayor Chirco dated April 28, 2009 recommending re-appointment of Sharlyn Hintz Maeda to the Early Care and Education Commission.

Action: The Committee approved the recommended re-appointments.

RULES COMMITTEE REVIEWS, RECOMMENDATIONS AND APPROVALS

- 10.1 (1) **Direct Staff to conduct an analysis in preparation for a resolution to be placed on a future City Council agenda to oppose Berryessa as the end terminus station for the Silicon Valley Rapid Transit Corridor Project.**
- (2) **Direct Staff to explore other alternatives for the end terminus station with VTA and return to the City Council within 60 days with station proposals.**
- (3) **Direct Staff to return to the City Council with a report on the progress of improving transit transfer connection for BART and Light Rail.**

Documents Filed: (1) Memorandum from Councilmember Chu dated April 30, 2009 forwarding the recommendation.

Public Comments: Mike Flaucher, (President of Berryessa Citizens Advisory Council) and Kerri Hamilton spoke in support of Councilmember Chu's recommendations and encouraged public outreach.

Action: The Committee deferred the item and asked staff to return with answers to the following questions: (1) what is the City's position, (2) when does the City Council need to make a recommendation on phasing, and (3) what is the status of the VTA's work on the Environment Impact Statement?

REVIEW OF ADDITIONS TO COUNCIL COMMITTEE AGENDAS

- 11.1 **Add the Santa Clara Valley Habitat Conservation Plan status update to the Community and Economic Development (CED) Committee agenda for June 22, 2009. (PBCE)**

Documents Filed: Memorandum from Director of Planning, Building and Code Enforcement Joseph Horwedel dated April 28, 2009 forwarding the recommendation.

Action: The Committee approved the addition to the CED Committee Workplan.

- 11.3 **Add the Private Sector Green Building Ordinance to the Transportation and Environmental (TE) Committee agenda for June 1, 2009. (PBCE)**

Documents Filed: Memorandum from Director of Planning, Building and Code Enforcement Joseph Horwedel dated April 30, 2009 forwarding the recommendation.

Action: The Committee approved the addition to the TE Committee Workplan.

OPEN FORUM

David Wall provided suggestions for water conservation.

ADJOURNMENT

The meeting was adjourned at 2:32 p.m.



Mayor Chuck Reed
Rules and Open Government Committee