

**REGULAR MEETING OF THE SAN JOSÉ
COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

SAN JOSÉ, CALIFORNIA

MONDAY, AUGUST 24, 2009

The Community and Economic Development Committee of the City of San José convened in regular session at 1:33 p.m. in Conference Rooms 118 and 119, Council Wing, City Hall.

PRESENT: Council Member Nancy Pyle, Chair; Council Member Sam Liccardo, Vice Chair; Council Members Rose Herrera and Ash Kalra.

ABSENT: None.

STAFF: Chief Development Officer Paul Krutko, Assistant City Attorney Ed Moran, Deputy Executive Director Redevelopment Agency John Weis and Legislative Secretary Susan Davis.

REVIEW OF WORKPLAN

(1) Report on Affordable Housing Outreach Policy. (Housing)

Action: Deferred to September 28, 2009.

(2) Competition Policy. (City Manager's Office)

Action: Deferred to the September 28, 2009 Community & Economic Development Committee Meeting, with Staff directed to respond to issues raised in the letter from Working Partnerships USA, dated August 21, 2009.

REPORTS TO COMMITTEE

(1) Accept Chief Development Officer's Monthly Verbal Report on August 24, 2009. (Economic Development)

Action: The Committee accepted the report.

REPORTS TO COMMITTEE (Cont'd.)

- (3) (a) Accept this report regarding the status of County-wide efforts for reducing single-use carryout bags and encouraging shopping with reusable bags, San José stakeholder engagement efforts; 2009 Municipal Regional Water Permit litter mitigation requirements and program options to address plastic and paper bag usage in San José.**
- (b) Direct Staff to incorporate the City Council input on the options contained in the report to reduce carryout bags into a proposal for Council consideration in November 2009.**
- (c) Authorize Staff to continue developing an outreach campaign to promote the use of reusable bags in collaboration with other similar regional initiatives.**
- (d) Direct Staff to incorporate the City Council input on the options contained in the report into City's legislative priorities in support of a State-wide program to reduce the use of single-use carryout bags.**

(Environmental Services)

Documents Filed: (1) Memorandum from Vice Mayor Chirco and Council Members Liccardo, Chu and Campos, dated August 24, 2009, recommending direction to Staff as outlined in "Action" below. (2) Memorandum from Director of Environmental Services John Stufflebean, dated August 7, 2009, recommending as described in Item (3)(a)-(d) above. (3) Staff presentation on Single Use Disposable Shopping Bags dated August 24, 2009. (4) Letter from Louisa Chu, Lynx Metals and Resources, Inc., dated August 19, 2009, regarding recycling plastic bags and film. (5) Letter from the Neighborhood Market Association, People's Advocate, Inc., 7-Eleven Convenience Stores, California Restaurant Association, California Independent Grocers Association and Progressive Bag Affiliates of the American Chemistry Council to Council Member Pyle, dated August 19, 2009, expressing opposition to the ban on plastic bags.

Public Comments: Speaking in support to the issue of the reduction of single-use carryout bags were Christine Dindia, Diocese of San José, David Wall, Steve Jones, Garden City Sanitation, Glen Ledet, California Waste Solutions, Trish Mulvey, Clean South Bay, Tim James, California Grocers Association, Virginia Palafox, GreenTeam of San José, Felecia Madsen, Brian Schmidt, Committee for Green Foothills, Laura Reinhard, Save the Bay, Evelyn Thorne, San José State University Environmental Club, Patty Moore, Moore Recycling Association, Eugene Imperato, Lynx Recyclers, Phil Cornish, Friends of Guadalupe River Gardens, Kerri Hamilton, Citizens for Environmental & Economic Justice, Michael Gross, Zanker Road Resource Management, Emily Hanson, Greenwaste Recovery, Eric Hon, PBID, Jaime Contreras, Generation Engage and Janie McLeod.

Speaking in objection to the issue of the reduction of single-use carryout bags were Long Nguyen, Ashok Kumar, 7-Eleven Owners PAC Subchapter, Christine Carr, Ricky Tatom, 7-Eleven, Inc., James Duran, Hispanic Chamber of Commerce and Ryan Kenny.

REPORTS TO COMMITTEE (Cont'd.)

(3) (Cont'd.)

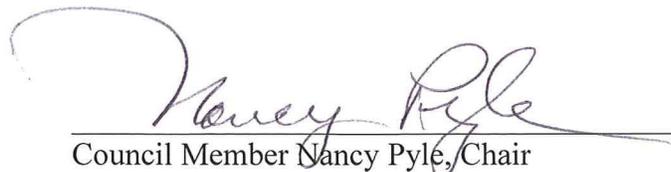
Action: The Committee accepted the report. Staff was directed to incorporate the City Council input on the options contained in the report to reduce carryout bags into a proposal for Council consideration in November 2009. Staff was authorized to continue developing an outreach campaign to promote the use of reusable bags in collaboration with other similar regional initiatives. Staff was directed to incorporate the City Council input on the options contained in the report into City's legislative priorities in support of a State-wide program to reduce the use of single-use carryout bags. The memorandum from Vice Mayor Chirco and Council Members Liccardo, Chu and Campos, dated August 24, 2009, was approved with a recommendation that Council approve the following direction: (1) Staff be directed to return to the full City Council with an ordinance to prohibit the use of single-use carryout plastic and paper bags. (2) The ordinance shall: (a) Apply to all retailers, but exclude restaurants; (b) Exempt non-profit and social service organizations; (c) Exempt the use if "green" paper bags, containing at least 50% recycled content. Staff be directed to work with retail industry and return with a recommendation on whether a .10 to .25 cent fee for retailers to cover additional costs of "green" paper is appropriate; (d) Be effective no earlier than December 31, 2010, to allow for sufficient consumer education and "ramp-up" time; (e) If the California legislature passes legislation relating to a fee or ban on single-use bags before the date of December 31, 2010, this item should return to Council to determine whether to maintain, alter or eliminate the municipal ordinance; (f) Exempt bulk or off the shelf purchases of plastic or paper bags. (3) Staff be directed to continue to support legislation that would implement a statewide program that would significantly reduce use of single-use carryout bags. (4) Staff be directed to continue its aggressive outreach campaign to promote the use of reusable bags in collaboration with similar regional initiatives prior to the implementation of the ordinance.

OPEN FORUM

There was no testimony from the floor.

ADJOURNMENT

Council Member Pyle adjourned the meeting at 3:10 p.m.



Council Member Nancy Pyle, Chair
Community and Economic Development Committee

NP/smd

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