

RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
September 23, 2009

PRESENT: Vice Mayor Chirco, Councilmembers Constant, Pyle and Nguyen

ABSENT: Mayor Reed (Excused)

STAFF: City Attorney Rick Doyle, City Clerk Lee Price, Chief Deputy City Manager Ed Shikada, Redevelopment Agency Assistant Director Gary Miskimon, Redevelopment Agency Deputy Executive Director Abi Maghamfar, Deputy City Manager Deanna Santana, Mayor Council Agenda Manager Nikhil Warrior and Deputy City Clerk Nora Pimentel.

A. City Council

1. Review September 29, 2009 Final Agenda

Action: The Committee approved the September 29, 2009 Final Council Agenda, as amended.

2. Review October 6, 2009 Draft Agenda

Action: The Committee approved the October 6, 2009 Draft Council Agenda.

B. Redevelopment Agency (RDA)

1. Review September 29, 2009 Final Agenda

Action: The Committee approved the September 29, 2009 Draft RDA Agenda.

2. Review October 6, 2009 Draft Agenda

Action: October 6, 2009 meeting was canceled.

C. Review of Upcoming Study Session Agenda (s)

There were none.

D. Legislative Update

1. State

- a. Recommend a Support Position for SB 402 (Wolk); and refer to the full Council on September 29, 2009 for action.

Document Filed: Memorandum from Director of Environmental Services John Stufflebean dated September 16, 2009 forwarding the recommendation to support.

Staff responded to questions and concerns expressed by individual Committee members.

Action: The Committee agreed to recommend a neutral position and forward the matter to the September 29, 2009 Council meeting for action.

2. Federal

There were none.

E. Meeting Schedules

There were none.

F. The Public Record

Document Filed: Memorandum from City Clerk Lee Price dated September 18, 2009 transmitting the Public Record for the week of September 11-17, 2009.

Action: The Committee referred Items (b) and (c), letters from to the Senior Citizens Commission, to the City Clerk and noted and filed the Public Record.

G. Appointments to Boards, Commissions and Committees

1. Approve appointment of David Walker to the Downtown Parking Board and refer to the full Council on September 29, 2009 for Action.

Document Filed: Memorandum from Mayor Reed and Councilmember Liccardo dated September 14, 2009 forwarding the recommendation.

Action: The Committee approved the appointment to the Downtown Parking Board.

2. Approve Appointment of John Salah to the Airport Noise Advisory Committee and refer to the full Council on September 20, 2009 for action.

Document Filed: Memorandum from Director of Aviation William F. Sherry dated September 15, 2009 forwarding the recommendation.

Action: The Committee approved the appointment to the Airport Noise Advisory Committee.

H. Rules Committee Reviews, Recommendations and Approvals

- 1. Direct the City Attorney to return to the City Council with an amendment to the San Jose Municipal Code, Section 2.,08, Part 34, to expand the Mobilehome Advisory Commission from five members to seven members to allow an additional resident and park owner.**

Document Filed: Memorandum from Councilmembers Chu and Campos dated September 17, 2009 forwarding the recommendation.

Action: The Committee referred this item to the City Clerk.

- 2. Verbal Report on the date that the administration will respond to the referral from September 16, 2009 regarding a request by Councilmembers Campos, Chu and Kalra to prepare a resolution for full City Council consideration to amend sections 4.04.020A.3 b, c and e of the City Municipal Code to reduce the contract authority of the City Manager for a 12-month pilot period.**

Deputy City Manager Deanna Santana reported that the Administration is in the process of drafting the report and proposed to return to the Rules and Open Government Committee on October 14, 2009.

I Review of additions to Council Committee Agendas

- 1. Community and Economic Development Committee**
- 2. Neighborhood Services and Education Committee**
There were none.

- 3. Transportation and Environment (TE) Committee**
 - Add the to the TE Committee Workplan for the November 2, 2009 meeting an item regarding implementation of the City's Environmentally Preferable Procurement Policy in FY 08-09.**

Document Filed: Memorandum from Chief Development Officer Paul Krutko dated August 24, 2009 forwarding the recommendation.

Action: The Committee approved the addition to the TE Committee work plan.

- 4. Public Safety, Finance and Strategic Support Committee**
There were none.

J. Open Government Initiatives

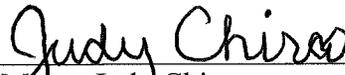
- 1. Reed Reforms**
- 2. Sunshine Reform Task Force (SRTF)**
- 4. Significant Public Records Act Requests**
- 5. Council Policy Manual Update**
There were none.

K. Open Forum

David Wall suggested serious consideration of expanding the toxicology of the water pollution control plant laboratory and shared his thoughts about material land use.

K. Adjournment

The meeting adjourned at 2:35 p.m.



Vice Mayor Judy Chirco
Rules and Open Government Committee