



RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
October 14, 2009

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

ABSENT:

STAFF: City Attorney Rick Doyle, City Clerk Lee Price, Chief Deputy City Manager Ed Shikada, Redevelopment Agency Assistant Director Gary Miskimon, Agenda Services Manager Nadine Nader, Mayor Council Agenda Manager Nikhil Warrior and Deputy City Clerk Nora Pimentel.

A. City Council

1. Review October 20, 2009 Final Agenda

Document Filed: Memorandum from Councilmember Nguyen dated October 7, 2009 Recommending approval to travel to New York City on November 9-10, 2009 to participate in Changing the Odds: Learning from the Harlem Children's Zone Model.

Action: The Committee approved the October 20, 2009 final Agenda, as amended.

2. Review October 27, 2009 Draft Agenda

Action: The Committee approved the October 27, 2009 draft agenda, as amended.

B. Redevelopment Agency (RDA)

1. Review October 20, 2009 Final Agenda

Action: The Committee approved cancellation of the October 20, 2009 RDA meeting.

2. Review October 27, 2009 Draft Agenda

Action: The Committee approved the October 27, 2009 draft agenda, as amended.

C. Review of Upcoming Study Session Agenda (s)

There were none.

D. Legislative Update

1. State

There were none.

2. Federal

There were none.

E. Meeting Schedules

- 1. Set a special City Council Meeting for Thursday, December 3, 2009 from 9:00 until 12:00 Noon in the Committee Rooms (W119-120) for the purpose of conducting interviews and making appointments to the Appeals Hearing Board, the Civil Service Commission, the Police and Fire Retirement Board and the Federated Board.**

Documents Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 forwarding the recommendation.

Action: The Committee set the special City Council Meeting.

F. The Public Record

Document Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 transmitting the Public Record for the week of October 2-8, 2009.

Action: The Committee referred Item (c) letter from ICAN regarding HNVF funds to Staff to respond and requested to review the response to decide on any further action and noted and filed the Public Record.

G. Appointments to Boards, Commissions and Committees

- 1. Approve appointment of Donna Cox to the Mobilehome Advisory Commission (Resident) for an unexpired term ending December 31, 2011.**

Documents Filed: Memorandum from Councilmember Chu dated October 6, 2009 forwarding the recommendation.

Action: The Committee approved the appointment of Donna Cox and forwarded the matter to the City Council on October 27, 2009.

H. Rules Committee Reviews, Recommendations and Approvals

- 1. Approve the City Auditor's Monthly Report of Activities for September 2009.**

Document Filed: Memorandum from City Auditor Sharon W. Erickson dated October 9, 2009 forwarding the recommendation.

Action: The Committee approved the Auditor's report.

- 2. Accept the Administration's request to defer the discussion of consideration of an amendment to sections 4.04.020A.3 (b) (c) and (e) of the San Jose Municipal Code regarding contract authority to the October 28, 2009 Rules and Open Government Committee meeting.**

Document Filed: Memorandum from Director of Finance Scott Johnson dated October 7, 2009 forwarding the recommendation.

Action: The Committee deferred the matter to October 28, 2009.

- 3. Approval of the designation of the Youth Job Fair as a City Council sponsored special event and authorization to accept donations of materials and services for the event.**

Document Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 forwarding the recommendation.

Action: The Committee approved the special event.

- 4. Approval of District 2 Edenvale Technology Park Resource Fair as a City and Redevelopment Agency sponsored special event, to expend City and Agency funds and authorization to accept donations of materials and services for the event.**

Documents Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 forwarding the recommendation.

Action: The Committee approved the special event.

- 5. Approval of District 4 Mid Autumn Festival as a City sponsored special event, to expend City funds and authorization to accept donations of materials and services for the event.**

Documents Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 forwarding the recommendation.

Action: The Committee approved the special event.

- 6. Approval of the designation of the District 5 Christmas Toy Drive as a City Council sponsored special event and authorization to accept donations of materials and services for the event.**

Documents Filed: Memorandum from City Clerk Lee Price dated October 9, 2009 forwarding the recommendation.

Action: The Committee approved the special event.

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

- **Refer to TE Committee a proposal regarding taxicab driver permits.**

Documents Filed: Memorandum from Mayor Reed, Councilmembers Liccardo and Kalra dated October 6, 2009 forwarding the recommendation to forward to the TE Committee a proposal to consider an ordinance halting the issuance of new taxi cab driver permits due to the current economic climate.

Public Comment: The following spoke in support of the Council memo: Kebede Kaba (San Jose Taxi Drivers Association), Bikpam Jeet Singh (Alpha Cab/California Cab), and Kindie T. Selegue (Green Cab). The following objected to moratorium on current taxicab companies and would like to see change in current model: Larhbir Singh Pooni (Milpitas Cab Co.), Dave Logan (Yellow Checker Cab), Mekonnen (National Cab), Kirpal Bajwa (San Jose Taxi Drivers Association) Sherry Singh (American Cab Inc.). Julia Miller representing 11 Taxi Companies suggested deferring until all stakeholders are at the table. David Wall voiced concern of any possible conflict of interest with Dan Fenton being head of Team San Jose and Chairman of Taxi San Jose.

Action: The Committee directed staff to conduct extensive outreach to all the cab companies and refer the matter to the TE Committee.

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 S. Wall reiterated his appreciation to the Mayor for taking a pay cut and suggested that the Department of Transportation does not need a Senior Policy Advisor for Public Safety.

K. Adjournment

The meeting adjourned at 3:13 p.m.

A handwritten signature in cursive script that reads "Chuck Reed". The signature is written in dark ink and is positioned above a horizontal line.

Mayor Chuck Reed
Rules and Open Government Committee