



COUNCIL AGENDA: 5-4-10  
ITEM: 2.3(b)

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## **RULES AND OPEN GOVERNMENT COMMITTEE**

Meeting Report  
April 7, 2010

**PRESENT:** Mayor Reed, Vice Mayor Chirco, Council Members Constant and Pyle.

**ABSENT:** None.

**STAFF:** Assistant City Attorney Ed Moran, City Clerk Lee Price, Chief Deputy City Manager Ed Shikada, Redevelopment Agency Assistant Director Gary Miskimon, Agenda Services Manager Nadine Nader, Mayor's Council Agenda Manager Nikhil Warrior and Legislative Secretary Ruth Krantz.

### **A. City Council**

#### **1. Review April 13, 2010 Final Agenda**

Action: The Committee approved the April 13, 2010 final agenda, as amended.

#### **2. Review April 20, 2010 Draft Agenda**

Action: The Committee approved the April 20, 2010 draft agenda, as amended.

### **B. Redevelopment Agency (RDA)**

#### **1. Review April 13, 2010 Final Agenda**

Action: The Committee approved the April 13, 2010 final agenda, as amended. The Committee waived the 10-day noticing requirement for Items 8.3, 8.4 and 8.5 (Approval of Purchase and Sale Agreements for portions of West Saint John Street), and 8.7 (Approval of actions related to the installation of new fixed seats for the Civic Auditorium).

#### **2. Review April 6, 2010 Draft Agenda**

Action: The Committee approved the April 20, 2010 draft agenda, as amended.

### **C. Review of Upcoming Study Session Agenda (s)**

There were none.

**D. Legislative Update**

**1. State**

Intergovernmental Relations Director Betsy Shotwell and Deputy Director Environmental Services Jo Zientek provided an update on Assembly Bill 1988 (Brownley) – Plastic and Paper Carryout Bags.

Action: The Committee approved the staff recommendation with amendments as outlined by Staff (limiting the ban to supermarkets, large chain pharmacies and commute stores), and forwarded the item to the full City Council for action on April 20, 2010. Noes: Constant

**2. Federal**

None.

**E. Meeting Schedules**

None.

**F. The Public Record**

Document Filed: (1) Memorandum from City Clerk Lee Price dated April 2, 2010 transmitting the Public Record for the week of March 19 – April 1, 2010.

Councilmember Pyle pulled Item (k) to thank David Wall for alerting the authorities to a vacant house that had been left open and vulnerable to criminal activity.

Action: The Committee noted and filed the Public Record.

**G. Appointments to Boards, Commissions and Committees**

None.

**H. Rules Committee Reviews, Recommendations and Approvals**

**1. Review and consider feedback from the Mayor's Biennial Ethics Review Panel regarding four issues referred to the Panel and Elections Commission in parallel by the City Council on December 15, 2009.**

City Clerk Lee Price provided a status update on the Elections Commission's work on the four issues referred to the Commission and the Mayor's Biennial Ethics Review Panel in parallel. She noted that the Commission has not yet completed its work and requested guidance from the Rules Committee.

Action: The report was accepted. The City Clerk was directed to return to the Rules and Open Government Committee after the Elections Commission has completed it's work with a package of all the recommendations by both the Ethics Review Panel and the Elections Commission.

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MEETING REPORT**

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- I. Review of additions to Council Committee Agendas**
- 1. Community and Economic Development Committee**
  - 2. Transportation and Environment Committee**
  - 3. Neighborhood Services and Education Committee**
  - 4. Public Safety, Finance and Strategic Support Committee**
- None.

- J. Open Government Initiatives**
- 1. Sunshine Reform Task Force (SRTF)**
  - 2. Appeals of Public Records Act Requests**
  - 3. Council Policy Manual Update**
- There were none.

- K. Open Forum**
- David Wall expressed concern over a conflict of interest with the City of San José allocating resources to the unions to collect union dues from City employees. He also expressed that the funding for the advance water filtration and reclaimed water system is too far afield from the language of the sewer service and use charge, and that the City should alternatively be pursuing a moratorium on sewer hookups.

- L. Adjournment**
- The meeting adjourned at 2:26 p.m.



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Mayor Chuck Reed  
Rules and Open Government Committee