



**REGULAR MEETING OF THE SAN JOSE  
PUBLIC SAFETY, FINANCE AND STRATEGIC SUPPORT COMMITTEE**

**SAN JOSE, CALIFORNIA**

**THURSDAY, APRIL 15, 2010**

The Public Safety, Finance and Strategic Support Committee of the City of San José convened in regular session at 1:35 p.m. in Committee Rooms 118 and 119, Council Wing, City Hall.

**PRESENT:** Council Member Madison Nguyen, Chair, Council Member Peter Constant, Vice Chair and Council Members Pierluigi Oliverio and Kansen Chu.

**ABSENT:** None.

**STAFF:** Deputy City Manager Deanna J. Santana, Chief Deputy City Attorney Patricia Deignan, Redevelopment Agency Chief Financial Officer David Baum, Mayor's Assistant Antonio Guerra and Legislative Secretary Susan M. Davis.

**WORK PLAN**

Action: The Committee voted to waive the 7-day noticing requirement and consider Item (7), Executive Home Loan Program and Item (9), Audit of the City's Licensing and Permitting of Cardroom Owners and Employees.

**CONSENT CALENDAR**

Action: The Committee voted to consider the following Reports to Committee, Items (1), (4), (5) and (6), under the Consent Calendar, with Item (4) heard first.

**(4) Accept the Bi-Monthly Financial Report for January/February. (Budget)**

Documents Filed: Memorandum from Budget Director Jennifer Maguire, dated April 5, 2010, recommending acceptance of the report.

Action: The Committee accepted the report.

## CONSENT CALENDAR

**(1) Accept the Redevelopment Agency Monthly Financial Reports. (RDA)**

Documents Filed: Memorandum from Redevelopment Agency Executive Director Harry S. Mavrogenes, dated April 7, 2010, transmitting the reports.

Action: The Committee accepted the reports.

**(2) Accept the Status Report on False Alarm Administration Citation Program CR: 032409. (Police)**

Documents Filed: Memorandum from Police Chief Robert L. Davis, dated April 1, 2010, recommending acceptance of the report.

Action: The Committee accepted the report.

**(5) Accept the Report on Key Legislative Items. (Intergovernmental Relations)**

Documents Filed: Memorandum from Director of Intergovernmental Relations Betsy Shotwell and Legislative Representative Roxanne Miller, dated April 2, 2010, recommending acceptance of the report.

Action: The Committee accepted the report.

**(6) Accept the Status Report on Customer Contact Center. (IT)**

Documents Filed: Memorandum from Chief Information Officer Stephen R. Ferguson, dated April 1, 2010, recommending acceptance of the report.

Action: The Committee accepted the report.

## REPORTS TO COMMITTEE

**(9) Accept the Audit of the City's Licensing and Permitting of Cardroom Owners and Employees. (Auditor)**

Documents Filed: (1) The Report from the Office of the City Auditor dated April 2010 on the Audit of the City's Licensing and Permitting of Cardroom Owners and Employees. (2) Memorandum from Garden City Casino dated April 15, 2010, recommending the Committee accept the audit report in its entirety and to forward the recommendations to the full City Council for implementation. (3) Administration's Response to "Audit of the City's Cardroom Regulatory Oversight Function", from City Manager Debra Figone, dated April 9, 2010, including attachments.

City Auditor Sharon W. Erickson presented an in-depth overview of the audit of the City's Licensing and Permitting of Cardroom Owners and Employees.

## REPORTS TO COMMITTEE

### (9) (Cont'd.)

Deputy City Manager Deanna J. Santana summarized the Administration's Response, noting that there is agreement with five out of six recommendations. She indicated that the Administration is reserving judgment, pending further evaluation, of Recommendation #1 (Retain the City's licensing of Cardroom owners and propose amendments to Title 16 – See Audit for complete recommendation.), and noted preliminary options, as outlined in the Response.

Extensive Committee questions followed to Staff regarding the process for licensing and permitting cardroom owners and employees.

Public Comments: Ronald Werner, Co-Owner Bay 101, spoke in favor of the Auditor's recommendations, including allowing the State to do the key licensing. Matthew Love, Garden City Casino, urged the Committee to accept and implement the City Auditor's Report in its entirety.

Action: Staff was directed to return to the Public Safety, Finance and Strategic Support Committee in thirty days with responses to the questions raised in the discussion, including: (1) More details on the scope of the City's background investigation as contrasted to the State's background investigation. (2) A detailed plan for how the Department could become caught up on the backlog under any scheme that is proposed and what it would take to ensure that everyone who has applied for a permit or license, and/or has a temporary permit or license, has been fully permitted or licensed and what time period would be needed to accomplish these tasks. If the Committee is not satisfied, the Committee will refer this matter to the next Council Meeting with a recommendation to implement the City Auditor's Recommendations in their entirety.

### (1) **Accept the Status Report on False Alarm Administration Citation Program CR: 032409. (Police)**

Action: Heard under Consent Calendar Item (2).

### (2) **Accept the Status Report on the Implementation of Public Intoxication Task Force Recommendations. (Police)**

Documents Filed: Memorandum from Police Chief Robert L. Davis, dated April 5, 2010, recommending acceptance of the report.

Council Member Constant suggested that Staff consider reducing the number of strikes from six to three.

## REPORTS TO COMMITTEE

**(2) (Cont'd.)**

Action: The Committee accepted the report. The Committee forwarded the Status Report on the Implementation of Public Intoxication Task Force Recommendations to the full Council for action on May 4, 2010.

**(3) Accept the Status Report on the Fire Department's Response to the County Jail. (Fire)**

Documents Filed: Memorandum from Fire Chief Darryl Von Raesfeld, dated April 5, 2010, recommending acceptance of the report.

Action: The Committee accepted the report.

**(4) Accept the Bi-Monthly Financial Report for January/February. (Budget)**

Action: Heard under Consent Calendar Item (4).

**(5) Accept the Report on Key Legislative Items. (Intergovernmental Relations)**

Action: Heard under Consent Calendar Item (5).

**(6) Accept the Status Report on Customer Contact Center. (IT)**

Action: Heard under Consent Calendar Item (6).

**(7) Accept the Executive Home Loan Program. (City Manager)**

Documents Filed: Memorandum from City Manager Debra Figone, dated April 1, 2010, recommending acceptance of the report containing recommended changes to the Executive Home Loan Program and to forward it to the full City Council for acceptance and approval.

Action: The Committee accepted the report. The Committee referred the San José Executive Home Loan Program to the full Council for action in May 2010.

**(8) Accept the Audit of the Airport's Parking Management Agreement. (Auditor)**

Documents Filed: The Report from the Office of the City Auditor dated April 2010 on the Audit of the Airport's Parking Management Agreement.

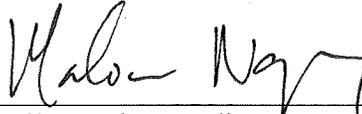
Action: The Committee accepted the report. The Audit of the Airport's Parking Management Agreement was referred to the full Council for action on April 27, 2010.

## OPEN FORUM

There was no public testimony from the floor.

## ADJOURNMENT

Council Member Nguyen adjourned the meeting at 3:34 p.m.



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Council Member Madison Nguyen, Chair  
Public Safety, Finance and Strategic Support Committee

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