



CITY COUNCIL AGENDA

SEPTEMBER 28, 2010

AMENDED AGENDA

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
NORA CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO
MADISON P. NGUYEN
ROSE HERRERA
JUDY CHIRCO, VICE MAYOR
NANCY PYLE

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- **Strategic Support Services** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **Community & Economic Development** — Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.
- **Neighborhood Services** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Transportation & Aviation Services** — A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- **Environment and Utility Services** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Public Safety Services** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

Items listed in Section 9 require approval of both the City Council and the San José Redevelopment Agency Board.

You may speak to the City Council about any item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council or Redevelopment Agency Board. If you wish to speak to the City Council, please refer to the following guidelines:

- **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
- When the Council reaches your item on the agenda, Mayor Reed will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk's table.
- Each speaker generally has two minutes to speak per item. The amount of time allotted to speakers may vary at the Mayor's discretion, depending on the number of speakers or the length of the agenda.
- To assist you in tracking your speaking time, there is a display on the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

The San José City Council meets every Tuesday at 1:30 p.m. and every first and third Tuesday at 7 p.m., unless otherwise noted. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at www.sanjoseca.gov/clerk/agenda.asp. Council Meetings are televised live and rebroadcast on Channel 26.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Council Wing, 2nd Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for the final document.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1260 or (408) 294-9337 as soon as possible, but at least three business days before the meeting.

On occasion the City Council may consider agenda items out of order.

- **Call to Order and Roll Call**
9:30 a.m. - Closed Session, Call to Order in Council Chambers
Adjourn to Closed Session in Council Chambers Conference Room, W133
[See Separate Agenda](#) [See RDA Agenda](#)
1:30 p.m. - Regular Session, Council Chambers, City Hall

- **Invocation (District 8)**
Evergreen Studio of Music and the Arts Youth Chorus

- **Pledge of Allegiance**
- **Orders of the Day**

* Items marked with an asterisk denote changes or additions to the previously published Agenda for this meeting.

**ITEM 9.1 IS TO BE CONSIDERED IN A JOINT CITY COUNCIL/
REDEVELOPMENT AGENCY BOARD SESSION.**

Items recommended to be added, dropped, or deferred are usually approved under Orders of the Day unless the Council directs otherwise.

* **PLEASE SEE NEW ITEM 1.2 “Presentation of a proclamation declaring the Month of September 2010 as . . .”**

- **Closed Session Report**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to AchieveKids for their commitment to nurturing and educating children with severe mental and physical disabilities for the past 50 years. (Chu)
(Rules Committee referral 9/15/10)
* (Deferred from 9/21/10 – Item 1.7)
- 1.2 Presentation of proclamation declaring the Month of September 2010 as “National Alcohol and Drug Addiction Recovery Month” in the City of San José. (Constant)
* (Orders of the Day)

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council, staff, or public requests discussion on a particular item, that item will be removed from the Consent Calendar and considered separately.

2.1 Approval of Minutes.

2.2 Final adoption of ordinances.

Recommendation: Final adoption of ordinances.

- (a) ORD. NO. 28811 – Amending Section 20.200.740 of Chapter 20.200 of Title 20 of the San José Municipal Code to clarify the definition of a Massage Parlor Use to not include State-Certified Massage Therapists or Practitioners.

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- (a) Rules and Open Government Committee Report of September 8, 2010. (Mayor)
* **RECOMMEND DEFERRAL TO 10/5/10 PER CITY CLERK**
- (b) [Transportation and Environment Committee of September 13, 2010.](#) (Liccardo)
- (c) Public Safety, Finance and Strategic Support Committee of September 16, 2010.
(Nguyen)
* **RECOMMEND DEFERRAL TO 10/5/10 PER CITY CLERK**
- (d) [Rules and Open Government Committee Report of September 1, 2010.](#) (Mayor)
* [Deferred from 9/21/10 – Item 2.3(a)]
- (e) [Neighborhood Services and Education Committee Report of September 9, 2010.](#)
(Campos)
* [Deferred from 9/21/10 – Item 2.3(b)]

2. CONSENT CALENDAR

2.4 Mayor and Council Excused Absence Requests.

Recommendation:

- (a) [Request for an excused absence for Councilmember Campos from the Evening Session of the City Council on September 21, 2010 due to illness. \(Campos\)](#)
* (Rules Committee referral 9/22/10)

- (b) [Request for an excused absence for Councilmember Herrera from the Regular Meeting of the Community & Economic Development Committee on September 27, 2010 and the Joint Redevelopment Agency/City Council Proposed FY 2010-2011 Operating and Capital Budget Study Session Meeting on September 30, 2010 due to Authorized City Business: Silicon Valley Leadership Group Advocacy Trip to Washington, D.C. \(Herrera\)](#)
* (Rules Committee referral 9/22/10)

- (c) [Request for an excused absence for Councilmember Nguyen from the Closed Session and Regular City Council Meeting on September 28, 2010 due to Authorized City Business: Silicon Valley Leadership Group Advocacy Trip to Washington, D.C. \(Nguyen\)](#)
* (Rules Committee referral 9/22/10)

2.5 City Council Travel Reports.

2.6 [Agreement for Mobile Identification Interface Services.](#)

Recommendation: Adopt a resolution authorizing the Director of Finance to:

- (a) Execute the Second Amendment to the existing Mobile Identification Interface Services [Agreement](#) with Mobizent LLC (Edison, NJ) to expand the scope of remote real-time finger print identification services to Santa Clara County public safety agencies, including software licenses and three years of maintenance and support, and increase the total compensation by \$480,677 to a revised not to exceed annual amount of \$1,091,544;
- (b) Execute change orders not-to-exceed contingency amount of \$164,123 to add or delete equipment or services as may be required for the Santa Clara County Mobile ID expansion project, subject to appropriation of funds;
- (c) Execute options to renew software maintenance and support for the Santa Clara County Mobile ID Expansion project after the initial three year term, subject to the annual appropriation of funds; and
- (d) Execute purchase orders for the purchase of additional handheld devices and accessories as required for the San José Police Department and other public agencies participating in the Santa Clara County Mobile ID Expansion project, subject to the annual appropriation of funds.

CEQA: Not a Project, File No. PP10-066(a) Agreements and Contracts. (Finance)

2. CONSENT CALENDAR

2.7 [Amendments to the City Pay Plan for Various Classifications.](#) [Supplemental – Memo from the Director of Human Resources](#)

- * **Recommendation:** Adopt a [resolution](#) to:
- (a) Amend the City of San Jose Pay Plan effective September 28, 2010 to create the following classifications:
 - (1) Debt Administrator (1288)
 - (2) Audiovisual Engineer (8034)
 - (3) Sign Shop Technician (3717)
 - (4) Apprentice Plant Mechanic (3627)
 - (b) Amend the City of San Jose Pay Plan effective September 28, 2010 to change the job classification title of:
 - (1) School Safety Supervisor (formerly titled Supervising School Crossing Guard (2443)

CEQA: Not a Project, File No. PP10-068(b), Municipal Code, Title 3. (Human Resources)

2.8 [Grant Applications for the Thompson Creek Reach 1A Trail Project](#)

Recommendation:

- (a) Adopt a [resolution](#) that:
 - (1) Authorizes the City Manager, or designee, to submit a grant application in an amount not to exceed \$200,000 to the State of California (Natural Resources Agency) under the Habitat Conservation Fund Program for the Thompson Creek Reach 1A (Tully Road to Quimby Road) Trail project;
 - (2) Certifies that City will have available, prior to commencement of any work on the Project included in the application, the required match of \$200,000 and sufficient funds of approximately \$1,222,000, which includes the required local match of \$200,000, to complete the \$1,422,000 Project if the grant is awarded;
 - (3) Certifies that City has or will have sufficient funds to operate and maintain the Project;
 - (4) Certifies that City has reviewed, understands, and agrees to the provisions contained in the contract shown in the grant administration guide;
 - (5) Delegates the authority to the City Manager or designee to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the Project; and
 - (6) Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines for the Project.
- (b) Adopt a [resolution](#) authorizing the City Manager, or designee, to:
 - (1) Subject to City receiving the grant in Recommendation #1 above, submit an additional grant application to the Santa Clara County Open Space Authority (OSA) under the 20% Funding Program in the amount of \$200,000 for the Project to be used as a local match for the HCF grant; and

(Item continued on the next page)

2. CONSENT CALENDAR

2.8 Grant Applications for the Thompson Creek Reach 1A Trail Project. (Cont'd.)

Recommendation:

- (b) (2) Accept any grant funds awarded to the City and negotiate and execute all necessary documents related to any grant funding.

CEQA: Mitigated Negative Declaration, File No. PP04-283. (Parks, Recreation and Neighborhood Services)

2.9 [Grant Application to Support Construction of the Lower Guadalupe River Trail - Tasman Drive Under-Crossing Project.](#)

Recommendation: Adopt a [resolution](#) that:

- (a) Authorizes the City Manager or designee to submit a grant application in an amount not to exceed \$165,000 to the State of California Department of Parks and Recreation, under the Recreational Trails Program for the Lower Guadalupe River Trail: Tasman Drive Under-Crossing project;
- (b) Certifies that City will have available prior to commencement of any work on the Project included in the application, a local match of \$45,000 and sufficient funds to complete the Project if the grant is awarded;
- (c) Certifies that City will operate and maintain the proposed Project in perpetuity;
- (d) Certifies that City has reviewed, understands, and agrees to provisions contained in the contract shown in the grant procedural guide; and
- (e) Delegates the authority to the City Manager or designee to conduct all negotiations, execute and submit all documents, including, but not limited to, applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the Project.

CEQA: Mitigated Negative Declaration, File No. PP04-323. (Parks, Recreation and Neighborhood Services)

2.10 [Grant Agreements with Our City Forest.](#)

Recommendation: Adopt a resolution authorizing the City Manager to negotiate and execute the following grant agreements with Our City Forest:

- (a) An Annual Operating Grant Agreement for 2010-2011, not to exceed \$148,878;
- (b) A Matching Grant Agreement in an amount not to exceed \$120,000 for Our City Forest to apply towards its local match required for an AmeriCorps Grant.

CEQA: File No. PP10-151. (Transportation)

2.11 [Actions Related to Mayor Reed's Travel to Washington, D.C.](#)

Recommendation:

- (a) Approve Mayor Reed's travel to Washington, D.C. on September 28-29, 2010 to participate in the Silicon Valley Leadership Group's "CEO/Senior Officer Advocacy Trip". Source of Funds: Mayor's Office Budget.

(Item continued on the next page)

2. CONSENT CALENDAR

2.11 Actions Related to Mayor Reed's Travel to Washington, D.C. (Cont'd.)

Recommendation:

- (b) Request an excused absence for Mayor Reed from the Regular City Council Meeting on September 28, 2010 due to Official City Business: Silicon Valley Leadership Group's "CEO/Senior Officer Advocacy Trip". (Mayor)

* (Rules Committee referral 9/22/10)

2.12 Measure B – VTA's Local Transportation Investment Fund.

Recommendation: As recommended by the Rules and Open Government Committee on September 22, 2010, adopt a support position for Measure B, the Local Transportation Investment Fund, on the November 2, 2010 General Election Ballot. (Transportation/City Manager's Office)

* [Rules Committee referral 9/22/10 – Item H(2)]

3. STRATEGIC SUPPORT SERVICES

3.1 Report of the City Manager, Debra Figone (Verbal Report)

3.2 Ratification of Final Expenditures in Various Appropriations for FY 2009-2010.

Recommendation:

- (a) Adopt an ordinance ratifying the final 2009-2010 appropriation increases detailed in the report.
- (b) Adopt the following 2009-2010 Appropriation Ordinance and Funding Sources Resolution amendments in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Central Fund:
 - (1) Increase the Earned Revenue estimate by \$1,573,665;
 - (2) Increase the Transfer to Council District 1 by \$95,692;
 - (3) Increase the Transfer to Council District 2 by \$67,110;
 - (4) Increase the Transfer to Council District 3 by \$97,815;
 - (5) Increase the Transfer to Council District 4 by \$65,096;
 - (6) Increase the Transfer to Council District 5 by \$120,497;
 - (7) Increase the Transfer to Council District 6 by \$91,509;
 - (8) Increase the Transfer to Council District 7 by \$115,876;
 - (9) Increase the Transfer to Council District 8 by \$92,071;
 - (10) Increase the Transfer to Council District 9 by \$82,892;
 - (b) (11) Increase the Transfer to Council District 10 by \$61,552;
 - (12) Increase the Transfer to City-Wide by \$444,055; and
 - (13) Increase the Transfer to the General Fund – Parks Eligible Maintenance Costs by \$239,500.

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.2 Ratification of Final Expenditures in Various Appropriations for FY 2009-2010. (Cont'd.)

Recommendation:

- (c) Adopt the following 2009-2010 Appropriation Ordinance and Funding Sources Resolution amendments in the Convention and Cultural Affairs Fund:
 - (1) Increase the Earned Revenue estimate by \$625,000;
 - (2) Increase the Non-Personal/Equipment appropriation by \$758,000; and
 - (3) Decrease the Ending Fund Balance estimate by \$133,000.
- (d) Adopt the following 2009-2010 Appropriation Ordinance amendments in the Stores Fund:
 - (1) Increase the Workers' Compensation Claims appropriation by \$13,493; and
 - (2) Decrease the Ending Fund Balance estimate by \$13,493.

CEQA: Not a Project, File No. PP10-067, Appropriation Ordinance. (City Manager's Office)

3.3 [Annual Review and Proposed Amendments of the City's Investment Policy.](#)

Recommendation: As recommended by the Public Safety, Finance and Strategic Support Committee on September 16, 2010, accept the Annual Review and Proposed Amendments of the City's Investment Policy, and adopt a [resolution](#) approving revisions to City Council Policy 1-12, the City of San Jose Investment Policy, including but not limited to, clarifying technical terms, increasing portfolio diversification, and reducing portfolio concentration risk. (Finance)

* [Public Safety, Finance and Strategic Support Committee referral 9/16/10 – Item D(4)]

3.4 [Audit Report of the City's Procurement Card Transactions.](#)

Recommendation: As recommended by the Public Safety, Finance and Strategic Support Committee on September 16, 2010, accept the Audit Report of the City's Procurement Card Transactions. (City Auditor)

* [Public Safety, Finance and Strategic Support Committee referral 9/16/10 – Item D(6)]

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 [Public Hearing on the Consolidated Annual Performance Evaluation Report, the Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan.](#) [Attachment – Draft Consolidated Annual Performance Evaluation Report \(CAPER\)](#) [Attachment – Draft Analysis of Impediments](#) [Attachment – Draft Consolidated Plan Citizen Participation Plan](#) [Supplemental – Memo from the Director of Housing](#) [Supplemental – Memo from the Director of Housing](#)

Recommendation: Conduct a Public Hearing on the Consolidated Annual Performance Evaluation Report FY 2009-2010, the Analysis of Impediments to Fair Housing Choice and the Citizen Participation Plan and Approval of the Documents. CEQA: Not a Project, File No. PP10-069, Staff Reports, Assessments, Annual Reports, Informational Memos. (Housing)

* (Continued from 9/21/10 – Item 4.1)

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

6.1 [Public Meeting to Establish the Proposed Maintenance District 23, Berryessa Rd from I-680 to Piedmont Rd.](#)

Recommendation: Conduct a public meeting to receive public comments on the formation of Maintenance District 23 (Berryessa Road from I-680 to Piedmont Road). CEQA: Exempt, File No. PP10-090. Council District 4. (Public Works/Transportation)

6.2 [Grant for Federal Surface Transportation Program Street Maintenance. Attachment – Memo from Councilmember Kalra](#)

Recommendation: Adopt a [resolution](#) that:

- (a) Authorizes the City Manager, or designee, to submit a grant application to the Metropolitan Transportation Commission (MTC) in the total amount of \$7,987,000 for Federal Surface Transportation Program (STP) funding for the 2010 STP Resurfacing and Rehabilitation project (“Project”);
- (b) Commits the City to provide the required local match funds of \$1,035,000 and to pay for any additional cost to complete the Project;
- (c) Assures the Project will be completed in compliance with the submitted application, MTC Regional Funding Delivery Policy, and the grant program requirements; and
- (d) Authorizes the City Manager, or designee, to accept grant funding from the Metropolitan Transportation Commission and negotiate and execute any documents to accept the grant funds.

CEQA: Exempt, File No. PP06-066. Council Districts: 2, 8, 9 and 10. (Transportation)

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

9. JOINT COUNCIL/REDEVELOPMENT AGENCY

- * *See Items 3.1 ““Public Hearing to evaluate the progress of redevelopment under the Implementation Plan and related Redevelopment Plans for the Strong Neighborhoods Initiative Project Area . . .” and 8.1 “Approval of amendments to the FY 2010-11 City/Agency Cooperation Agreements and related fiscal actions” on the Redevelopment Agency Agenda, which will be heard and action taken only during the Redevelopment Agency Meeting that follows the Council Meeting today.*

9. JOINT COUNCIL/REDEVELOPMENT AGENCY

CONVENE REDEVELOPMENT AGENCY BOARD TO CONSIDER ITEM 9.1 IN A JOINT SESSION

9.1 [Approval of Citywide Insurance Placement.](#)

Recommendation: Adopt a [resolution](#) authorizing the Director of Human Resources to select and purchase certain City and Redevelopment Agency insurance policies (property and liability for the City; property only for the Redevelopment Agency) for the period October 1, 2010 to October 1, 2011, at a cost not to exceed \$1,900,000, with the following insurance carriers:

- (a) Coverage Property including Boiler & Machinery: Insurance Carrier(s) Factory Mutual Insurance Company or Chartis.
- (b) Coverage Airport Owners and Operators Liability including War Risks & Extended Perils Coverage (Primary and Excess); Insurance Carrier Chartis.
- (c) Coverage Secondary Employment Law Enforcement Professional Liability; Insurance Carrier; Indian Harbor Insurance Company.
- (d) Coverage Automobile Liability (Airport fleet vehicles and Shuttle Buses physical damage only/WPCP fleet vehicles); Insurance Carrier Travelers Property Casualty Insurance.
- (e) Coverage Police Aircraft Hull & Liability including War Risks & Extended Perils; Insurance Carrier Chartis

CEQA: Not a Project, File No. PP10-066(a), Agreements and Contracts for purchase of insurance. (City Manager's Office/Redevelopment Agency)

- **Open Forum**

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council or Redevelopment Agency Board.

- **Continue RDA Board Meeting**

- **Adjournment**

CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, Redevelopment Agency Board, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D.)**

3. Addressing the Council, Redevelopment Agency Board, Committee, Board or Commission:
- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - b) Meeting attendees are usually given two (2) minutes to speak on any agenda item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
 - c) Speakers should discuss topics related to City business on the agenda.
 - d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
 - f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.