



CITY COUNCIL AGENDA

FEBRUARY 15, 2011

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
XAVIER E. CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO
MADISON NGUYEN, VICE MAYOR
ROSE HERRERA
DONALD ROCHA
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 Tuesday at 7 p.m. as needed, 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
 - 1:30 p.m. - Regular Session, Council Chambers, City Hall
 - 7:00 p.m. - Public Hearings, Council Chambers, City Hall
- **Invocation (District 2)**
 - Valley Christian High School Conservatory Women's Ensemble
- **Pledge of Allegiance**
- **Orders of the Day**

ADJOURNMENT: This meeting will be adjourned in memory of Arya V. Pathria, known affectionately as "Dr. Laugh", a longtime San José resident and community activist. (Herrera)

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

- **Closed Session Report**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to San José resident, Juan Valencia, for his courageous efforts to rescue a woman being attacked by two pit bull dogs. (Herrera)
- 1.2 Presentation of a proclamation declaring February 23, 2011 as “Rotary Day” in the City of San José. (Pyle)

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 may 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. 28885 – Amending Chapter 3.28 of Title 3 of the San José Municipal Code to incorporate provisions related to primary purpose of the Federated City Employees Retirement Plan, use of retirement plan assets, prohibited retirement plan transactions, pension benefit vesting, pension benefit and contribution limits, required benefit payments, permissive purchases of service credit, rollover of employee contributions into other tax qualified plans and accounts, permissive retirement plan investment vehicles, qualified domestic relations orders and contributions, benefits, service credit for qualified military service, date of establishment of medical benefits account, and to make other technical amendments related to Internal Revenue Code provisions for qualified governmental retirement plans.
- (b) ORD. NO. 28886 – Amending Chapter 3.36 of Title 3 of the San José Municipal Code, to incorporate provisions related to primary purpose of the Police and Fire Department Retirement Plan, use of retirement plan assets, prohibited retirement plan transactions, pension benefit vesting, pension benefit and contribution limits, required benefit payments, permissive purchases of service credit, rollover of employee contributions into other tax qualified plans and accounts, permissive retirement plan investment vehicles, qualified domestic relations orders and contributions, benefits, service credit for qualified military service, date of establishment of medical benefits account, and to make other technical amendments related to Internal Revenue Code provisions for qualified governmental retirement plans.

2. CONSENT CALENDAR

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- (a) Rules and Open Government Committee Report of January 26, 2011. (Mayor)

2.4 Mayor and Council Excused Absence Requests.

2.5 City Council Travel Reports.

2.6 [Agreement with the Silicon Valley Community Foundation for the Implementation of the Community Energy Championship Fund.](#)

Recommendation: Approve an [agreement](#) with the Silicon Valley Community Foundation in an amount not to exceed \$350,000 for the purpose of implementing the Community Energy Championship Fund. CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (Environmental Services)

2.7 [Actions Related to Master Service Agreements for Environmental Consulting Services.](#)

Recommendation: Approve Consultant Master Service Agreements with the following firms for various City projects:

- (a) [Cornerstone Earth Group](#) for a variety of on-call environmental consulting services from the date of execution through December 31, 2013 in an amount not to exceed \$250,000.
- (b) [URS Corporation](#) for a variety of on-call environmental consulting services from the date of execution through December 31, 2013 in an amount not to exceed \$250,000.
- (c) [Environmental Resource Management, Inc.](#) for a variety of on-call environmental consulting services from the date of execution through December 31, 2013 in an amount not to exceed \$250,000
- (d) [Kleinfelder, Inc.](#) for a variety of on-call environmental consulting services from the date of execution through December 31, 2013 in an amount not to exceed \$250,000

CEQA: Not a Project, File No. PP10-066 (a), Agreements and Contracts for purchase of professional services. (Environmental Services)

2.8 [Memorandum of Understanding with Habitat for Humanity, Silicon Valley for Operation of a Building Materials Reuse Store.](#)

Recommendation: Adopt a resolution authorizing the City Manager to negotiate and execute a Memorandum of Understanding between the City of San Jose and Habitat for Humanity, Silicon Valley regarding their intent to develop lease terms to occupy 15,000 square feet at the San Jose Environmental Innovation Center to operate a building materials reuse store. CEQA: Mitigated Negative Declaration for San José Environmental Innovation Center adopted 12/1/09, File No. PP09-138. (Environmental Services)

2. CONSENT CALENDAR

2.9 [Actions Related to Phase One of a Pilot Project for Improvements at the Donna Bradford Apartment Complex.](#)

Recommendation:

- (a) Adopt a resolution authorizing the Director of Housing to negotiate and execute the agreements and any amendments or other documents necessary to implement Phase One of a pilot project for improvements at the Donna Bradford Apartment complex.
- (b) Adopt the following Appropriation Ordinance amendments in the General Fund:
 - (1) Establish a city-wide appropriation to the Housing Department for the Donna Bradford Improvement Project in the amount of \$300,000; and
 - (2) Decrease the Neighborhood Capital Improvements Fund Reserve by \$300,000.

CEQA: Exempt, File No. PP10-188. Council District 9. SNI: Camden/Hillsdale. (Housing/City Manager's Office)

2.10 [Grant Acceptance from the US Environmental Protection Agency to Fund Improvements for the Japantown Sewer Infrastructure Project.](#)

Recommendation: Adopt a [resolution](#) authorizing the Director of Public Works to accept a \$485,000 grant from the Environmental Protection Agency (EPA) that will provide the City with financial assistance to fund improvements for the Japantown Sewer Infrastructure project, and allow the Director of Public Works to accept the grant and execute all grant related documents. CEQA: Exempt, File No. PP09-103, dated April 29, 2009. Council District 3. SNI: 13th Street. (Public Works)

3. STRATEGIC SUPPORT SERVICES

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

3.2 Labor Negotiations Update.

[Presentation](#)

Recommendation: Accept Labor Negotiations Update. (City Manager's Office)

3.3 [Team San José Management Agreement.](#)

Recommendation: Adopt a resolution authorizing the City Manager to execute a Second Amendment to the "[Agreement](#) for the Management of the San Jose Convention Center and Cultural Facilities between the City of San José and Team San José." CEQA: Not a Project, File No. PP10-066(e), Agreements/Contracts. (Economic Development/City Manager's Office)

3. STRATEGIC SUPPORT SERVICES

3.4 [Team San José Spending Reduction Plan for Convention Center Expansion.](#)

Recommendation:

- (a) Accept status report on an update on the Team San José Spending Reduction Plan and Convention Center and Cultural Affairs Fund Forecast for the proposed Convention Center expansion and direction to the City Manager to proceed accordingly.
- (b) Approve changes to Team San José performance and incentive measures for 2010-2011.
- (c) Adopt the following Appropriation Ordinance Changes in the Convention and Cultural Affairs Fund:
 - (1) Establish an appropriation for the Center for Performing Arts Improvements in the amount of \$700,000.
 - (2) Establish an appropriation for an Industry Advisor in the amount of \$50,000.
 - (3) Increase the appropriation for the Team San Jose Executive Management Fee by \$62,500.
 - (4) Decrease the appropriation for the Team San Jose Management Fee for Performance by \$62,500.
 - (5) Decrease the unrestricted Ending Fund Balance by \$750,000.

CEQA: Not a Project, File No.PP10-066(e), Agreements/Contracts. (Economic Development/City Manager's Office)

3.5 [Approval of Conduit Financing For Rocketship Four Public School TEFRA Hearing.](#)

Recommendation:

- (a) Hold a Tax Equity and Fiscal Responsibility Act ("TEFRA") Hearing for the issuance of \$11,000,000 of tax-exempt 501(c)(3) revenue bonds by the California Statewide Communities Development Authority ("CSCDA") for the benefit of Launchpad Development Company for the construction of Rocketship Four Public School Project to be located at 1200 Lucretia Avenue, San José, CA.
- (b) Adopt a [resolution](#) adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Rocketship Four Public School Project, originally adopted by the Rocketship Four Elementary School Board on January 10, 2011.
- (c) Adopt a [resolution](#) approving the issuance of Tax-Exempt Revenue Bonds, by the CSCDA in an aggregate principal amount not to exceed \$11,000,000 on behalf of Launchpad Development Company for the financing of the construction of Rocketship Four Public School to be located at 1200 Lucretia Avenue, San José, CA.

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.5 Approval of Conduit Financing For Rocketship Four Public School TEFRA Hearing. (Cont'd.)

Recommendation:

CEQA: The Rocketship Four Elementary School Board prepared an Initial Study and Mitigated Declaration for the construction of the Rocketship Four School in November 2010. The Rocketship Four School Board adopted the Mitigated Negative Declaration and approved the project on January 10, 2011. The resolutions from the Rocketship Board adopting the mitigated negative declaration and approving the project are attached to the staff report. The initial study and mitigated negative declaration are available on the internet at: http://www.rsed.org/downloads/lrc_4-ceqa_mnd_and_initial_study-11.4.10.pdf. Planning, Building and Code Enforcement staff has reviewed the Initial Study and Mitigated Negative Declaration and determined that the Initial Study and Mitigated Negative Declaration have been prepared in compliance with CEQA. Council approval of a resolution adopting the Mitigated Negative Declaration would provide environmental clearance for Council's actions relating to this project. (Finance)

3.6 Interview and Appoint of one (1) Public Member to the Board of Administration of the Federated City Employees Retirement System.

Recommendation:

- (a) Interview applicant(s) recommended for appointment by the Board of Administration Federated City Employees' Retirement System.
- (b) Appoint one (1) member to the Board of Administration of the Federated City Employees' Retirement System and determine term of office.

CEQA: Not a Project. (City Clerk)
(Rules Committee referral 02/02/11)

3.7 [Report on Election and Interview for the Appointment of a Fire Retiree Representative to the Board of Administration of the Police and Fire Department Retirement Plan.](#)

Recommendation:

- (a) Acknowledge receipt of the following:
 - (1) Certification by the City Clerk of results of elections conducted among the retired members of the Police and Fire Department Retirement Plan; and
 - (2) Recommendation from the panel convened to interview candidates for the Retiree Representative on the Police and Fire Retirement Board.
- (b) At the City Council's discretion:
 - (1) Appoint one retiree member to the Board of Administration of the Police and Fire Department Retirement Plan to a term expiring November 30, 2014; or
 - (2) If an appointment is not made, direct the City Clerk to conduct a new process to recommend the appointment of a retired member as necessary.

CEQA: Not a Project. (City Clerk)

(Deferred from 2/1/11 – Item 3.2 and to be Deferred from 2/8/11 – Item 3.3)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 [Envision San José 2040 General Plan Draft Environmental Impact Report and Actions on Pending General Plan Amendments and Requests for Different Draft Envision 2040 General Plan Land Use/Transportation Diagram Designations in the Tamien Station Area.](#)

[Attachment – Memo from Mayor Reed and Councilmembers Nguyen, Liccardo and Kalra Supplemental – Memo from the Director of Planning, Building and Code Enforcement Presentation](#)

Recommendation: Reject two Requests for Different Draft Envision 2040 Land Use designations and associated General Plan Amendments to increase the allowed residential density on properties located on both sides of Highway 87 north of Alma Avenue from the current maximum of 55 DU/AC to 95 DU/AC within the Tamien Station Area Specific Plan (Request Nos. ESJ2040-013 and -014/GP10-03-001 and GP10-06-01) until such time as a comprehensive specific planning process is initiated in the future for the Tamien Station Area Planned Community/Specific Plan by the City Council. CEQA: Not a Project, File No. PP10-069(a), Assessments of Work Done. (Planning, Building and Code Enforcement) [Presentation](#)
[Deferred from 1/25/11 – Item 4.4(f)]

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

6.1 [Actions Related to Streetlight Installation.](#) [Public Streetlight Design Guide](#) [Presentation](#)

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

- (a) Repeal Resolution No. 63396, adopted by the City Council on December 10, 1991, relating to design standards for the installation of public streetlights in new developments.
- (b) Approve San José Public Streetlight Design Guide, which includes three separate sections:
 - (1) “Public Streetlight Replacement Guide”, which establishes design guidelines for replacing existing public streetlights in the City; and
 - (2) “Public Streetlight Installation Guide”, which establishes design guidelines for installing new public streetlights in the City; and
 - (3) “Adaptive Street Lighting Design Guide”, which establishes design guidelines for dimming public streetlights when reduced pedestrian and vehicular traffic in particular areas justify lower light levels.
- (c) Approve revisions to City Council Policy 4-2: Public Streetlights by removing references to “Streetlight Master Plan” and replace them with the term “Streetlight Design Guide”; to remove references to “lighting curfew” and replace them with “adaptive lighting; to remove references to an “energy cap”; and to remove section of policy related to the “transition period.”

CEQA: Exempt, File No. PP11-002. (Transportation)

TO BE HEARD IN THE EVENING

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

9. JOINT COUNCIL/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**
- **Council will recess until 7:00 p.m.**

10. GENERAL PLAN PUBLIC HEARINGS

No General Plan Public Hearing at this time.

11. PUBLIC HEARINGS

(To be heard by the City Council at 7:00 p.m.)

Notice to the public: There will be no separate discussion of Public Hearings Consent Calendar (Item 11.1) 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 Public Hearings Consent Calendar (Item 11.1) and considered separately.

11.1 Public Hearings on Consent Calendar.

No Public Hearings on Consent Calendar at this time.

11.2 [ADMINISTRATIVE HEARING and Consideration of an APPEAL of the Planning Commission's decision to deny a Conditional Use Permit and Determination of Public Convenience or Necessity.](#)

[Staff Report](#)

Recommendation: Conduct an ADMINISTRATIVE HEARING and consider an APPEAL of the Planning Commission's decision to deny a Conditional Use Permit and Determination of Public Convenience or Necessity to allow off-sale of alcohol at a general retail/pharmacy store in an existing approximately 15,465 square foot tenant space in a shopping center on an approximately 7.2 gross acre site in the CN Commercial Neighborhood Zoning District located on the southwest corner of Meridian Avenue and Hamilton Avenue (1601, 1613, and 1615 Meridian Avenue) (Filice Lansford Development Corp, Owner/Walgreen Co., Applicant). CEQA: Exempt. The Director of Planning, Building and Code Enforcement recommends the City Council deny the subject Conditional Use Permit and not make a Determination of Public Convenience or Necessity by finding that the required findings for a Determination of Public Convenience or Necessity cannot be made and that there is not a significant overriding public benefit served by the proposed off-sale of alcohol.

[CP10-022/ABC10-011](#) – District 6

11.3 [Rezoning real property located on the north side of Blossom Hill Road.](#)

[Staff Report](#)

Recommendation: Consider an [ordinance](#) rezoning the real property located on the north side of Blossom Hill Road, approximately 250 feet easterly of Cahalan Avenue, from Unincorporated to A(PD) Planned Development Zoning District to allow for the development of up to 86 single-family detached residences on an 8.4 gross acre site (Lester, Walter C., Owner). CEQA: Mitigated Negative Declaration.

[PDC10-007](#) – District 10

- **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.
- **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.