



RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
February 2, 2011

PRESENT: Vice Mayor Nguyen and Council Members Constant, Oliverio and Herrera.

ABSENT: Mayor Reed

STAFF: City Manager Debra Figone, Assistant City Manager Ed Shikada, City Attorney Rick Doyle, City Clerk Dennis Hawkins, Redevelopment Agency Deputy Executive Director Janet Kern, Redevelopment Agency Assistant Director Gary Miskimon, Agenda Services Manager Nadine Nader, Mayor's Council Agenda Manager Sara Wright, and Staff Technician Tamara Davis.

A. City Council

1. Review Final Agenda for February 8, 2011

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

2. Review of Draft Agenda for February 15, 2011

Action: The Committee approved the final agenda, as amended and approved the addition of Item 3.x (Interview and Appointment of one (1) public member to the Board of Administration of the Federated City Employee Retirement System). That item along with Item 3.6 (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) was assigned a time certain – not to be heard before 3 p.m.

A 9:30 a.m. Call to Order in Council Chambers, Open Session for Labor Negotiations Update. Adjourn to Closed Session in Council Chamber Conference Room, W133.

B. Redevelopment Agency (RDA)

1. Review Final Agenda for February 8, 2011

Action: The Committee approved the final agenda, as amended and the addition of Item 8.2 (Approval of an agreement with ACE Charter School for assistance in constructing public improvements.)

2. Review Draft Agenda for February 15, 2011

Action: The Committee approved the draft agenda.

C. Review of Upcoming Study Session Agenda(s)

1. Approve the Budget Priority Setting Session Meeting Agenda for February 14, 2011 from 1:30 p.m. to 5:00 p.m. in Committee Rooms W118-120 (City Manager)

Documents Filed: Council Study Session Agenda: Budget Priority Setting Session for February 14, 2011 from 1:30 p.m. to 5:00 p.m. in Committee Rooms W118-120.

Action: The Committee approved the upcoming Budget Priority Setting Session Meeting Agenda.

D. Legislative Update

1. State
2. Federal
None.

E. Meeting Schedules

None.

F. The Public Record

Document Filed: Memorandum from City Clerk Dennis Hawkins dated January 28, 2011 transmitting the Public Record for the week of January 21 – 27, 2011.

Public Comment: David Wall is in favor of expanding Light Rail over the proposed High-Speed Rail Project.

Action: The Public Record was noted and filed.

G. Boards, Commissions and Committees

1. Appointments
 - a. Approve the appointments of Norma Callender as the District 2 Neighborhood Commission member; David Wilkins as the 1st Alternate and Jerry Lewis as the 2nd Alternate Neighborhood Commission members for Council District 2; and Theodore Johnson as the Council District 5 Neighborhood Commission member. (City Manager's Office)
 - b. Approve the appointment of Bill Souders, Senior Director of Corporate Affairs for Cisco Systems, to serve as a private-sector representative on the SVWIN Board of Directors as required by law. (Mayor Reed)

Document Filed: (1) Memorandum from Deputy City Manager Norberto Duenas dated January 26, 2011 forwarding the recommendation for appointments to the Neighborhoods Commission and (2) Memorandum from Mayor Reed dated January 24, 2011 forwarding the recommendation for appointment to the Silicon Valley Workforce Investment Board.

Action: The Committee approved Items G.1.a and G.1.b and forwarded the appointments to the City Council for formal action on February 8, 2011.

H. Rules Committee Reviews, Recommendations and Approvals

1. Workload Assessment for Council Requests and Referrals
2. Approve the memorandum from Betsy Shotwell, Director of Intergovernmental Relation and John Stufflebean, Director of Environmental Services to the Rules and Open Government Committee dated January 27, 2011 recommending the acceptance of the Santa Clara Valley Water District's (SCVWD) FY 2012 – Joint Advocacy Federal Projects in the City of San José's jurisdiction and approve the City's mutual request for funds through the appropriation process.

Documents filed: Memorandum from Betsy Shotwell and John Stufflebean, dated January 27, 2011 to the Rules and Open Government Committee recommending the approval of the Santa Clara Valley Water District FY 2012 – Joint Advocacy Federal Projects.

Rich Callender, Manager of Government Relations of the Santa Clara Valley Water District, assured the Committee that they will be doing adequate and extensive community outreach for these projects.

Public Comments: David Wall expressed concerns about the total cost of the project, which is estimated at \$256 million, of which only \$99 million is covered by the Santa Clara Valley Water District.

Action: The Committee approved the recommendation and forwarded to the Council for formal action on February 8, 2011.

I. Review of additions to Council Committee Agendas/Workplans

1. Community and Economic Development Committee
 2. Neighborhood Services and Education Committee
 3. Transportation and Environment Committee
 4. Public Safety, Finance and Strategic Support Committee
 5. Rules and Open Government Committee
- None.

J. Open Government

1. Appeals of Public Records Act Requests
- None.

K. Open Forum

Public Comments: David Wall expressed his concerns about what he considers to be unfair hiring practices taking place in the Environmental Services Department.

L. Adjournment

The meeting was adjourned at 2:52 p.m.

A handwritten signature in black ink that reads "Chuck Reed". The signature is written in a cursive style with a horizontal line underneath the name.

Mayor Chuck Reed
Rules and Open Government Committee