

RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
January 9, 2008

PRESENT: Mayor Reed and Councilmember Chirco

ABSENT: Vice Mayor Cortese, Councilmembers Constant and Nguyen

STAFF: City Attorney Rick Doyle, City Clerk Lee Price, Redevelopment Agency Assistant Director Gary Miskimon, City Manager Debra Figone, Assistant City Manager Christine Shippey, Agenda Manager Nadine Nader, Mayor Council Agenda Manager Alicia Bosco and Deputy City Clerk Nora Pimentel

A. City Council

1. Review January 15, 2008 Final Agenda

Action: The Committee approved the following changes and additions to the January 15, 2008, Final Agenda:

- Item 3.3 (Proposed Amendments to City Charter and Municipal Code) deferred to March 4, 2008.
- Presentation of a proclamation declaring January 20 through January 26, 2008 as Future City Week in the City of San José. (Williams)
- Excused absences for Councilmember Constant. (Constant)
- Request for an excused absence for Vice Mayor Cortese. (Cortese)
- Request for an excused absence for Councilmember Liccardo. (Liccardo)
- 2008 Retiree Health Care. (City Attorney)
- Recess from 2:45 p.m. to 3:30 p.m. will be noted under Orders of the Day and Open Forum will take place at the end of meeting.

2. Review of January 22, 2008 Draft Agenda

NONE – MEETING CANCELED

B. Redevelopment Agency

1. Review January 15, 2008 Final Agenda

There were no items to be added to the January 15, 2008 Final Agenda and staff recommended to cancel meeting.

Action: The Committee agreed to cancel the January 15, 2008 Redevelopment Agency Meeting.

2. Review January 22, 2008 Draft Agenda

NONE – MEETING CANCELED

Item D3 was taken out of order for consideration.

D. Meeting Schedules

3. 2008-2009 City Budget Calendar and Budget Study Session.

Documents Filed: Memorandum from Jennifer A. Maguire dated December 18, 2007 recommending that the Rules Committee and the City Council adopt the proposed 2008-2009 City Budget Calendar and Budget Study Session Schedule.

Action: The Committee approved the recommended 2008-2009 City Budget Calendar and Budget Study Session schedule.

Continue with order of agenda

C. Legislative Update

1. State

a. Neighborhood Speed and Traffic Enforcement

Action: The Committee deferred this item to January 16, 2008.

b. 2007 State Legislative Summary

Documents Filed: (1) Memorandum from Betsy Shotwell, Director of Intergovernmental Relations and Roxanne Miller, City Lobbyist dated December 14, 2007 recommending the acceptance of San José's Legislative Representative's Report. (2) 2007 Legislative Matrix 2007-2008 (First Year) State Legislative Session from the Office of Intergovernmental Relations Sacramento Legislative Office dated December 5, 2007. (3) State Legislative Status Report 2007-08 Legislative Session (First Year) from Office of Intergovernmental Relations, Sacramento Office dated November 2007.

City Lobbyist Roxanne Miller gave a brief overview of the 2007 Legislative Matrix, which was included in the report as Attachment A. Committee questions followed.

Action: The Committee accepted the Legislative Report.

2. Federal

None.

D. Meeting Schedules

1. Set hearings for March (winter) and April/May (spring) 2008 for General Plan Amendments.

Documents Filed: Memorandum from Director of Planning, Building and Code Enforcement Joseph Horwedel dated December 4, 2007 recommending the setting of hearings for March (winter) and April/May (spring) 2008 for General Plan Amendments.

Discussion: Principal Planner Andrew Crabtree modified the staff recommendation by eliminating Recommendation #1 (General Plan Hearing on March 18, 2008).

Public Comments: John McMarrow of Silverstone Properties expressed opposition to eliminating the March hearing date, noting his project is ready to go.

Action: The Committee approved the revised staff recommendation to set an April/May hearing.

2. Green Vision Study Session on February 1, 2008.

Documents Filed: Memorandum from Deanna Santana dated December 17, 2007 recommending a Green Vision Study Session on February 1, 2008 in Council Chambers.

Action: The Committee approved the setting of the study session.

3. 2008-09 City Budget Calendar and Budget Study Session. (See page 2 for Action)

E. The Public Record

Documents Filed: Memorandum from Lee Price, City Clerk dated January 4, 2008 transmitting the Public Record for the week of December 7, 2008.

Action: The Committee noted and filed the Public Record.

F. Appointments to Boards, Commissions and Committees

None.

G. Rules Committee Reviews, Recommendations and Approvals

1. Halt Purchases of Single Serving Plastic Water Bottles.

Documents Filed: Memorandum from Councilmember's Liccardo and Williams dated December 14, 2007 recommend a work plan assessment for a proposal to halt City purchase of single serving plastic bottled water.

Action: The Committee referred this item to staff for evaluation as part of the implementation plan for the Green Vision.

2. Potential Options for Local Jurisdictions to Help Homeowners Avoid Foreclosure.

Documents Filed: Memorandum from Mayor Reed dated December 18, 2007 recommending discussion of the mortgage foreclosure crisis and potential actions the City of San José can take to help homeowners avoid foreclosure.

a. Foreclosure Activity and Homeowner Assistance Efforts.

Documents Filed: Memorandum from Leslye Krutko dated January 4, 2008 recommending the Committee accept the report and provide any comments about activities related to the City's efforts to protect homeowners from predatory lending practices.

Action: The Committee accepted the Staff recommendation and agreed to consider in two weeks formal positions on related pending legislation.

H. Review of additions to Council Committee Agendas

1. Community and Economic Development Committee

- **Add Item entitled “Public/Private Strategy to Attract Air Service” to the January 28, 2008.**

Documents Filed: Memorandum from Paul Krutko, Chief Development Officer dated December 17, 2007 recommending to add an item to the January 28, 2008 agenda entitled “Public/Private Strategy to Attract Air Service.

Action: The Committee approved to add an additional item to the January 28, 2008 agenda.

2. Neighborhood Services and Education Committee

3. Transportation and Environment Committee

4. Request for Transportation and Environment Committee Workplan

None.

I. Open Government Initiatives

1. Reed Reforms

2. Sunshine Reform Task Force (SRTF)

- a. Review of remaining provisions of Sunshine Reform Task Force Phase 1 Report and Recommendations.**

Action: The Committee deferred this item to January 16, 2008.

3. Significant Public Records Act Requests

4. Council Policy Manual Update

None.

J. Open Forum

None.

K. Adjournment

The meeting was adjourned at 3:00 p.m.

Mayor Chuck Reed
Rules and Open Government Committee