



RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
March 12, 2008

PRESENT: Mayor Reed, Vice Mayor Cortese and Council Members Chirco and Constant.

ABSENT: None.

STAFF: City Attorney Richard Doyle, City Manager Debra Figone, Redevelopment Agency Assistant Director Gary Miskimon, Assistant City Manager Christine Shippey, Agenda Services Manager Nadine Nader, Council Agenda Manager Alicia Bosco and Legislative Secretary Susan Davis.

A. City Council

1. Review of March 18, 2008 Final Agenda.

Documents Filed: (1) Memorandum from Council Member Liccardo, dated March 11, 2008, recommending that the City Attorney inform Council of what possible means the Council might have for investigating allegations of willful misrepresentations to Council and what sanctions, if any, might be imposed on persons for willful misrepresentation, within the constraints of the First Amendment. (2) Memorandum from Council Member Chu, dated March 7, 2008, informing the Rules and Open Government Committee about the allegations of misrepresentations his District Office received on March 7, 2008. (3) Memorandum from Council Member Chu, dated March 7, 2008, requesting that Police Chief Robert Davis look into an asserted death threat. (4) Letter from James Chadwick, Sheppard, Mullin, Richter & Hampton LLP, dated March 10, 2008, requesting a Special Meeting regarding the allegations. (5) Letter from the Vietnamese American Community of Northern California, dated March 10, 2008, requesting a full investigation regarding a fraudulent document and an emergency meeting on the issue of naming the retail area on Story Road. (6) Letter from Henry Huong Le, dated March 7, 2008, regarding the alleged forging of signatures of 92 business owners he delivered to Council on March 4, 2007. (7) One hundred, fifty-three comment cards from the public regarding the naming of the retail area on Story Road.

The Committee reviewed correspondence received about allegations involving a petition submitted to the City Council on March 4, 2008 from business owners on Story Road.

A. 1. (Cont'd.)

Public Comments: There were 49 speakers who testified about the validity of the petition signed by 92 business owners on Story Road and in favor of naming the retail area "Little Saigon".

Actions: The Committee approved the March 18, 2008 City Council Agenda with Item 9.2, Mayor's Budget Message, to be heard in the evening and Item 11.5 was recommended to be continued to April 8, 2008. The Committee also continued the hearing of public testimony on issues regarding the allegations and the naming of the retail area on Story Road to March 19, 2008.

2. Review of March 25, 2008 Draft Agenda.

Action: The Committee approved the March 25, 2008 City Council Draft Agenda.

B. Redevelopment Agency

1. Review of March 18, 2008 Final Agenda.

2. Review of March 25, 2008 Draft Agenda.

Action: The Committee approved the March 18, 2008 Redevelopment Agency Agenda and the March 25, 2008 Draft Redevelopment Agency Agenda.

C. Legislative Update

1. State

2. Federal

There were no updates.

D. Meeting Schedules

None were presented.

E. The Public Record

Documents Filed: Memorandum from City Clerk Lee Price, dated March 7, 2008, transmitting items for the Public Record for the period of February 29 – March 6, 2008.

Action: The Committee noted and filed the Public Record.

F. Appointments to Board, Commissions and Committee

1. Appointment to Work2future

Action: The Committee approved the appointment to the Work2future Board.

G. Rules Committee Reviews, Recommendations and Approvals

1. Charter Amendments

a. Redistricting

b. Extending duration of leases on City Parks

Documents Filed: (1) Memorandum from Council Member Liccardo, dated February 4, 2008, recommending that the City Attorney draft for Council consideration a memorandum detailing the amendment of Section 403 of the City Charter. (2) Memorandum from Council Members Liccardo, Pyle and Chirco, dated March 11, 2008, recommending direction to the City Attorney and City Manager to draft for Council consideration a memorandum detailing options for proposed changes to Section 1700 of the City Charter that could extend the period that a nonprofit organization or private company can lease a City facility.

Action: The Committee directed Staff to return in two weeks with all proposed Charter amendments. The Committee referred to the Parks and Recreation Commission the proposed Charter amendment extending the duration of leases on City Parks and requested that it return to the committee in April 2008.

2. Solar Summit Recommendation for CleanTech Policy Priorities

Documents Filed: Memorandum from Mayor Reed, dated March 5, 2008, recommending that the Rules and Open Government Committee place the 2008-2009 CleanTech Legislation agenda on the March 18, 2008 Council Agenda.

Action: The Committee approved the placement of the 2008-2009 CleanTech Legislation agenda on the March 18, 2008 Council Agenda.

G. 3. Donation of Five Surplus Brush Patrol Vehicles

Documents Filed: (1) Memorandum from Director of Finance Scott Johnson, dated March 3, 2008, regarding identifying eligible organizations for donation of five surplus fire brush patrol vehicles. (2) Metropolitan Education District "AveNews", dated February 2008.

Public Comments: Speaking in favor of the donation of the five surplus fire brush patrol vehicles were Assistant Chief Mike Achey, Spring Valley Volunteer Fire Department and Phil Gonzales, Central County Occupational Center.

Action: The Committee approved the donation of the five surplus fire brush patrol vehicles.

- H. Review of additions to Council Committee Agenda**
- 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**
- There were none.

- I. Open Government Initiatives**
- 1. Reed Reforms**
 - 2. Sunshine Reform Task Force**
 - a. Review of remaining provisions of Sunshine Reform Task Force Phase I Report and Recommendations.
(Deferred from 3/5/08)**

Documents Filed: Memorandum from City Clerk Lee Price, dated March 7, 2008, transmitting the remainder of the provisions of the Sunshine Reform Task Force Phase I Report and Recommendations and attachment to the Rules and Open Government Committee.

City Clerk Lee Price recommended a special meeting for the purpose of completing the review of the Phase I Report/Recommendations. Director of Communications Tom Manheim summarized remaining provisions to be considered.

Action: The Committee approved the setting of a special meeting on April 1, 2008.

- 3. Significant Public Records Act Requests**
 - 4. Council Policy Manual Update**
- There were none.

- J. Open Forum**
None were presented.

- K. Adjournment**
The meeting was adjourned at 3:51 p.m.

Mayor Chuck Reed
Rules and Open Government Committee