



RULES AND OPEN GOVERNMENT COMMITTEE

Meeting Report
August 15, 2007

PRESENT: Mayor Reed, Vice Mayor Cortese, Councilmembers Constant and Chirco

ABSENT: None

STAFF: City Attorney Rick Doyle, City Clerk Lee Price, City Manager Debra Figone, Redevelopment Agency Director Harry Mavrogenes, Agenda Manager Nadine Nader, and Council Agenda Manager Alicia Bosco.

A. City Council (City Clerk)

Review August 21, 2007 Final Agenda

Add New Items to final agenda

Assign "Time Certain" to Agenda Items (if needed)

Action: The Committee approved the following additions to the August 21, 2007 Council Agenda.

- Item 3.3 (Sunshine Reform Task Force Phase I Report and Recommendations) to be heard no earlier than 3:00 p.m.
- Presentation of commendation to Steven Tedesco (Cortese)
- Presentation of commendation to the San Jose SaberCats

Review August 28, 2007 Draft Agenda

Add New Items to draft agenda

Assign "Time Certain" to Agenda Items (if needed)

Action: The Committee approved the following additions to the August 28, 2007 Council Agenda.

- Item 3.5 (Retiree Healthcare Benefits) to be heard in the evening
- Item 4.2 (Cost Benefit Analysis Pilot Program) to be heard no earlier than 3:00 p.m.
- Item 5.2 (Neighborhoods Commission Proposal) deferred to September 25, 2007
- Item 8.1 (Fire Station No. 2) to be heard in the evening
- Setting Voluntary Expenditure Limits for the 2008 Municipal Election Cycle to be put on the Consent Calendar (City Clerk)
- Approval to name a new park to be put on the Consent Calendar(City Clerk)

B. Redevelopment Agency (Executive Director)

Review August 21, 2007 Final Agenda

There were no additions.

Review August 28, 2007 Draft Agenda

Add New Items to draft agenda

Assign "Time Certain" to Agenda Items (if needed)

There were no additions.

Assign "Time Certain" for convening Redevelopment Agency Board

C. Legislative Update

State

SB 275 (Cedillo), Health Care Facilities: Patient Transport (Housing)

Documents Filed: Memorandum from Housing Director Leslye Krutko dated July 30, 2007 recommending that the Mayor and City Council support SB 275

Action: The Committee deferred this item until August 29, 2007.

SB 2 (Cedillo) - By Right Housing (Housing/Planning, Building and Code Enforcement) (Memo to be distributed on Monday August 20, 2007)

Documents Filed: 1) Memorandum from Housing Director Leslye Krutko dated July 30, 2007 recommending support of SB 275 if amended; and 2) Memorandum from Housing Director Leslye Krutko

and Director of Planning, Building, and Code Enforcement Director Joseph Horewedel dated August 10, 2007 recommending opposing SB 2.

Action: The Committee approved this item with a one-week turn around for City Council approval.

Acceptance of the August 8, 2007 State Legislative Bill Matrix. (City Manager)

Document Filed: Memorandum from Intergovernmental Relations Betsy Shotwell and Legislative Research Specialist Roxanne Miller dated August 8, 2007 recommending acceptance of the August 8, 2007 State Legislative Bill Matrix

Discussion: Roxanne Miller gave an overview of the Legislative Bill Matrix and answered questions from the Committee.

Action: The Committee approved this item with a one-week turn around for City Council approval.

Federal None.

There was none.

D. Meeting Schedules

Setting a Hearing for December 2007 for General Plan Amendments.
(Planning, Building and Code Enforcement)

Document Filed: Memorandum from Planning, Building and Code Enforcement Director Joseph Horwedel dated August 6, 2007 recommending setting the General Plan City Council Hearing for the evening of December 4, 2007 and continuing to the evening of December 18, 2007, if needed.

Public Comment: Eric Schoennauer with Silver Crest Housing requested that pipeline projects move forward this year.

Discussion: Councilmember Constant expressed concern regarding City policy changes retroactively and the effects of those changes to community members and staff.

Action: The Committee approved this item.

E. The Public Record None.

There was none.

F. Appointments to Boards, Commissions and Committees None.

There was none.

G. Rules Committee Reviews, Recommendations and Approvals

Approve Use of Mayor/Council Travel Fund for Councilmember Chu to participate in the League of California Cities' Annual Conference in Sacramento, CA on September 5-7, 2007. (Chu)

Document Filed: Memorandum from Councilmember Chu dated August 6, 2007 requesting travel to Sacramento, CA on September 5, 2007 - September 7, 2007 to participate in the League of California Cities' Annual Conference

Action: The Committee approved the travel request.

Amicus Brief/Closed Session Discussion.

Document Filed: Correspondence from Larry Pegram, President of Values Advocacy Council, dated June 16, 2007 regarding the City Attorney's amicus brief supporting the City of San Francisco's suit before the California State Supreme Court

Discussion: City Clerk Lee Price stated that this item was not described properly on the agenda and recommended that this item be deferred until August 22, 2007.

Action: The Committee deferred this item until August 22, 2007.

H. Review of additions to Council Committee Agendas

Community and Economic Development Committee

Document Filed: Memorandum from Parks, Recreation and Neighborhood Services Director Albert Balagso dated August 7, 2007 recommending approval to add a Grants Quarterly Report to the agenda of the Neighborhood Services and Education Committee.

Added item entitled, "Approve the Process Report and Timeline Update for Adoption of the 2007 California Building Standards, CCR Title 24, Parts 2-6, 8-10, and 12 to the September 24, 2007 agenda. (Planning, Building and Code Enforcement/Fire)

Added item entitled, "Assessing Performance: An Analytical Framework for the San José McEnery Convention Center" to the October 22, 2007 agenda. (Auditor)

Added item entitled, "The 2005-06 and 2006-07 Annual Performance Audit of Team San José" to the November 26, 2007 agenda. (Auditor)

Action: The Committee approved the workplan as amended.

Documents Filed: 1) Memorandum from Planning, Building, and Code Enforcement Director Joseph Horwedel and Fire Chief Darryl Von Raesfeld dated August 3, 2007 recommending adding to the September 24, 2007 Community and Economic Development Committee meeting agenda and adding to the September 21, 2007 Public Safety, Finance and Strategic Support Committee meeting agenda the item: approval to process report and timeline update for adoption of the 2007 California Building Standards, CCR Title 24, Parts 2-6, 8-10, and 12; and 2) Memorandum from City Auditor Gerald A. Silva dated August 3, 2007 requesting addition of two reports to various committee meetings.

Action: The Committee approved the workplan as amended.

Neighborhood Services and Education Committee

Add items entitled, "Grants Quarterly Status Report" to the September 13, 2007, November 8, 2007, February 14, 2008 and May 8, 2008 agendas. (Parks, Recreation and Neighborhood Services)

Action: The Committee approved the workplan as amended.

Transportation and Environment Committee - None.

Public Safety, Finance and Strategic Support Committee

Add item entitled, "Heart Safe City" to the September 20, 2007 agenda. (Fire)

Add item entitled, "Approve the Process Report and Timeline Update for Adoption of the 2007 California Building Standards, CCR Title 24, Parts 2-6, 8-10, and 12 to the September 20, 2007 agenda. (Planning, Building and Code Enforcement/Fire)

Add item entitled, "Assessing Performance: An Analytical Framework for the San José McEnery Convention Center" to the October 18, 2007 agenda. (Auditor)

Add item entitled, "The 2005-06 and 2006-07 Annual Performance Audit of Team San José" to the November 15, 2007 agenda. (Auditor)

Documents Filed: 1) Memorandum from Planning, Building, and Code Enforcement Director Joseph Horwedel and Fire Chief Darryl Von Raesfeld dated August 3, 2007 recommending adding to the September 24, 2007 Community and Economic Development Committee meeting agenda and adding to the September 21, 2007 Public Safety, Finance and Strategic Support Committee meeting agenda the item: approval to process report and timeline update for adoption of the 2007 California Building Standards, CCR Title 24, Parts 2-6, 8-10, and 12; 2) Memorandum from City Auditor Gerald A. Silva dated August 3, 2007 requesting addition of two reports to various committee meetings; and 3) Memorandum from Fire Chief Darryl Von Raesfeld dated August 7, 2007 recommending approval to add the Heart Safe City report to the September 20, 2007 Public Safety, Finance and Strategic Support Committee agenda.

Action: The Committee approved the workplan as amended.

I. Open Government Initiatives

Reed Reforms - None

Sunshine Reform Task Force -None

Significant Public Records Act Requests - None

Council Policy Manual Update - None.

J. Open Forum

There was none.

K. Adjournment

The meeting adjourned at 3:23 p.m.

Chuck Reed, Mayor
Rules and Open Government Committee