



RULES/AGENCY RULES COMMITTEE

Meeting Report
April 5, 2006

PRESENT: Vice Chair Campos, Members Chirco and Williams, Alternate Member Yeager.

ABSENT: Chair Chavez

STAFF: City Attorney Richard Doyle, City Clerk Lee Price, Council Agenda Manager for the Mayor's Office Jennifer Carlino, Deputy City Manager Deanna Santana, Agenda Services Manager Nadine Nader and Redevelopment Agency Liaison Gary Miskimon

Vice Chair Campos called the meeting to order at 2:00 p.m.

A. Redevelopment Agency (Executive Director)

1. Review April 18, 2006, 2006 Draft Agenda
 - a. Adds to the April 18, 2006 Draft Agenda

None. Meeting for April 18, 2006 cancelled.

2. Add New Items to April 11, 2006 Agenda
 - a. Redevelopment Board Requests
 - b. Executive Director Requests
 - c. RDA Counsel Requests

The Committee approved the following addition to the April 11, 2006 RDA Agenda:

- Approval of an agreement with the Housing Trust of Santa Clara County, providing a contribution of \$250,000 by the Agency for first-time homebuyer loans in San Jose for a total contribution of \$1,250,000 to the Housing Trust of Santa Clara County Endowment Fund.

3. List of Reports Outstanding

Documents Filed: Memo from the RDA Director listing one report outstanding.

B. City Council (City Clerk)

1. Review April 18, 2006 Draft Agenda
a. Adds to the April 11, 2006 Draft Agenda

- Add Council consideration of nominating a portion of the University Strong Neighborhoods Initiative Area for designation as a City Landmark Historic District. (Chavez)

Document Filed: Memorandum dated March 14, 2006 from Vice Mayor Chavez recommending that Staff bring forward for Council consideration at the April 18, 2006 Council meeting City Council resolution nominating a portion of the University Strong Neighborhoods Initiative (SNI) Area for designation as a City Landmark Historic District and directing the Department of Planning, Building and Code Enforcement to initiate the required process and proceedings to establish the City Landmark Historic District.

Discussion/Action: The Committee recommended approval of the addition to the April 18, 2006 City Council Agenda.

The Committee approved the following additions to the April 18, 2006 Council Agenda:

- Presentation of a commendation to the Homicide Unit for their exemplary dedication and invaluable contributions to the City organization. (City Manager/Mayor)
(Rules Committee referral 4/5/06)
- Presentation of commendations to Cupertino Electric, Coast Building Maintenance, Inc., Capitol Wholesale Nursery, Inc., Dickinson Cabinetry, Emerald Hills Insurance Services, Fourth Street Summit Center, Hitachi Global Storage Technologies, Inc., IBM Almaden Research Center, Santa Clara County Assessor's Office, Simply Organic Weddings, BOMA Silicon Valley and Tam Organics for achieving Green Business Certification in our community and for being committed to protecting our environment. (LeZotte)
(Rules Committee referral 4/5/06)

- Presentation of a commendation to the Evergreen Visioning Project Task Force for their exemplary dedication and invaluable contributions to the San José economy.
(Cortese/Mayor)
TO BE HEARD IN THE EVENING
(Rules Committee referral 4/5/06)
 - Presentation of a commendation to the Almaden Valley Women's Club for their exemplary dedication and invaluable contributions to the San José community. (Pyle/Mayor)
TO BE HEARD IN THE EVENING
(Rules Committee referral 4/5/06)
 - Presentation of a commendation to Judge Len Edwards for his dedication to helping children and families in San José.
(Mayor/Campos/Williams)
TO BE HEARD IN THE EVENING
(Rules Committee referral 4/5/06)
 - Presentation of commendations to Ginny Pyle and the Eden Neighborhood Association for collecting over 2500 pounds of fresh fruit and donating the neighborhood grown produce to local charities. (LeZotte)
TO BE HEARD IN THE EVENING
(Rules Committee referral 4/5/06)
- (2) Initiate a General Plan amendment to change the land use designation from Light Industrial to Medium Low Density Residential (8 dwelling unit/acre) on Towers Lane north of Aborn Avenue. (Nguyen)

Documents Filed: Memorandum dated March 30, 2006 from Councilmember Madison Nguyen recommending the General Plan amendment.

Discussion/Action: The Committee voted unanimously to add the item to the April 18, 2006 Council Agenda, to be heard in the evening.

(3) The committee discussed the following addition to the April 18, 2006 City Council Agenda:

- Voter-Owned Campaigns (Gonzales)

Document Filed: Memorandum from Mayor Gonzales dated March 23, 2006 recommending that the San José Elections Commission be directed review and consider recommendations for a fully public-funded Voter-Owned Campaign Ordinance that would take effect in time to apply to municipal primary elections in June 2008. (*Deferred from 3/29/06*).

Discussion/Action: Mayor's Budget & Policy Director Joe Guerra responded to questions from the Committee about the Mayor's proposal. Elections Commission Chair Tom Mertens responded to Committee questions about the proposed timeline and workload impacts. Ed Rast, United Neighborhoods, suggested that anything approved by the Council should include a mechanism to examine carefully the qualifications of the candidates to ensure that those who need funding assistance can get it. The Committee voted unanimously to place the matter on the April 18, 2006 Council Agenda, to be heard in the evening.

2. Add New Items to April 11, 2006 Agenda

a. Mayor and Councilmember Requests

- Voter-Owned Campaigns (Mayor)
(Continued from March 29, 2006)

b. Council Appointee Requests

The Committee approved the following addition to the April 11, 2006 City Council Agenda.

- Approval of the Sales Tax Audit Results for the Quarter ended December 31, 2005 report. (Auditor)

3. List of Reports Outstanding
Documents Filed: Report from the City Manager's Office dated April 5, 2006, noting one (1) item dropped and listing four (4) staff reports outstanding for the April 11, 2006 City Council Meeting.

Discussion/Action: The Committee noted and filed the City Manager's Report.

C. Legislative Update

1. State
2. Federal
 - Update on San Jose Federal Relations Activities

Documents Filed: Memorandum from Director of Intergovernmental Relations, Betsy Shotwell, recommending acceptance of the Update on San Jose Federal Relations Activities - First Quarter 2006, prepared by the City's Federal lobbyist firm of Patton Boggs, LLP, in Washington, D. C.

Discussion/Action: Betsy Shotwell provided oral highlights of the Report. The Committee noted and filed the Report.

D. Meeting Schedules

1. Approval of Revisions to the Budget Study Session Calendar (Mayor)

Documents Filed: Memorandum dated April 4, 2006 from Mayor Gonzales recommending a revised schedule for the upcoming Council Study Sessions on the Mayor's budget Message and City Service Area/Appointee review for the proposed 2006-07 City and Redevelopment Agency Operating Budgets and the City Capital Improvement Program Budget.

Discussion/Action: The Committee approved the revised schedule.

2. Set date for an Informational Briefing on the Preliminary Gap Analysis (City Manager)

Documents Filed: Memorandum dated March 30, 2006 from Deputy City Manager Deanna Santana recommending an informal briefing session on Monday, April 17, 2006, from 10:00 a.m. until noon regarding the preliminary draft Gap Analysis Report.

Discussion/Action: The Committee approved the briefing.

E. The Public Record

Documents Filed: Memorandum from the City Clerk dated March 30, 2006, transmitting items filed for the Public Record for the period March 22-28, 2006.

Discussion/Action: The Committee noted and filed the Public Record.

F. Appointments to Boards, Commissions and Committees

1. Airport Commission

Documents Filed: Memorandum from Councilmember Reed dated March 21, 2006 recommending the re-appointments of Don Simpson and Catherine Matsuyo Tompkison-Graham.

Discussion/Action: The Committee approved the re-appointments.

2. Arts Commission

Documents Filed: Memorandum from Councilmember Williams dated March 22, 2006 recommending the re-appointments of Amul Goswamy and Ruth Tunstall-Grant.

Discussion/Action: The Committee approved the re-appointments.

3. Library Commission

Documents Filed: Memorandum from Councilmember Yeager dated March 28, 2006 recommending the re-appointments of Bryan Do and Catherine Graham.

Discussion/Action: The Committee approved the re-appointments.

4. Early Care and Education Commission

Documents Filed: (1) Memorandum from Councilmember Chirco dated March 23, 2006 recommending the re-appointments of Karen Goodman and Corazon Tomalinas. (2) Memorandum from

Councilmember Chirco dated March 23, 2006 recommending the appointment Elaine Curran to an unexpired term vacated by Melinda Kay Waller.

Discussion/Action: The Committee approved all the appointments.

5. Historic Landmarks Commission

Documents Filed: Memorandum from Councilmember LeZotte recommending the re-appointments of Edward Janke and Justine Leong.

Discussion/Action: The Committee approved the re-appointments.

6. Parks and Recreation Commission

Documents Filed: Memorandum by Councilmember Yeager dated March 28, 2006 recommending the reappointments of Gary Harding and Jane Mark.

Discussion/Action: The Committee approved the re-appointments.

7. Traffic Appeals Commission

Documents Filed: Memorandum from Councilmember Yeager dated March 28, 2006 recommending the re-appointment of Cragi Ferguson.

Discussion/Action: The Committee approved the re-appointment.

G. Rules Committee Reviews, Recommendations and Approvals

1. Sunshine Reforms Motion Clarification (City Manager)

Documents Filed: Memorandum from City Manager Les White requesting clarification on the motion approved by the City Council at its March 21, 2006 meeting on Item 3.4, Sunshine Reforms and recommending that the Council direct staff to identify proposals that it believes can be easily implemented and bring these back as part of budget considerations, while allowing the public process to take a more comprehensive review of all of the proposals.

Discussion/Action: The Committee discussed this item during the review of the April 18, 2006 Council Agenda and approved the City Manager's recommendation.

- H. Open Forum – Bill Chew encouraged others to watch the Rules Committee meetings to learn more about what is on the Council Agenda. He also suggested that the Council eliminate the need for political campaign contributions and allow candidates to use City-related forums, E-mail and television.
- I. Adjournment – The meeting was adjourned at approximately 2:50 p.m.

Nora Campos, Vice Chair
Rules/Agency Rules Committee