

RULES/AGENCY RULES COMMITTEE

Meeting Report

June 14, 2006

PRESENT: Chair Chavez, Members Campos, Chirco and Williams

ABSENT:

STAFF: City Attorney Norm Sato, City Clerk Lee Price, Council Agenda Manager for the Mayor's Office Lydia Tolles, Deputy City Manager Deanna Santana, Agenda Services Manager Nadine Nader and Redevelopment Agency Liaison Gary Miskimon

A. Redevelopment Agency

1. Review of the June 27, 2006, 2006 Draft Agenda

Action: The Committee approved the Redevelopment Agency Agenda for June 27, 2006.

2. Add New Items to June 27, 2006 Agenda

The Committee recommended approval of the June 27, 2006 Redevelopment Agency agenda with the following additions:

a. Redevelopment Board Requests

- There were none.

b. Executive Director Requests

Action: The Committee approved the Executive Director's request to add the following item:

- Approval of a Purchase and Sale Agreement with 303 Almaden Partners, L.P., for the sale of Agency-owned property at 303 Almaden Boulevard for \$9,045,000.

c. RDA Counsel Requests

- There were none.

3. Staff Reports Outstanding

There were no outstanding reports.

B. City Council

1. Review of the June 27, 2006 Draft Agenda

Action: The Committee recommended approval of the June 27, 2006 City Council Agenda, with the following additions:

a. Adds to the June 27, 2006 Draft Agenda.

- Presentation of a commendation to Gavin Coffing for his dedicated service in the Willow Glen Children's Theatre. (Yeager)
- Presentation of commendations to the San José Sports Authority's 2006 Recognizing Adversity, Courage and Hard Work (REACH) Award recipients Elaine Armour, Margo Consul, Nikhil Marathe, Justin Martin and Amanda Polzin, (LeZotte/Cortese)

2. Add New Items to the June 20, 2006 Agenda

Action: The Committee approved the City Council Agenda for June 20, 2006 with the following additions:

a. Mayor and Councilmember Requests

- Presentation of commendations to Integrated Design Associates Inc. and David Kaneda. (LeZotte/Chirco)
- Presentation of a commendation to George Curcija. (Yeager)
- Presentation of a commendation to the members of the Evergreen Valley Church. (Cortese)
- Approve actions related to the proposed City Charter amendments relating to restrictions on outside employment and Council Member salary setting. (Mayor)
- Approve the methodology to adjust taxicab meter rates in the City of San José. CEQA: Not a project (Transportation)
- Documents Filed: Memorandum from the Mayor dated June 8, 2006 recommending approval to Call a Special election to Fill Upcoming Vacancy in District 6.

Action: The Committee accepted the recommendation and added the item to the agenda.

b. Council Appointee Requests

- There were none.

3. List of Reports Outstanding

Documents Filed: Report from the City Manager's Office dated June 13, 2006, listing eight (8) staff reports outstanding for the June 20, 2006 City Council Meeting.

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

C. Legislative Update

1. State

a. State Housing Legislative Update

Documents Filed: Memorandum from Leslye Krutko Director of Housing dated June 8, 2006 recommended that the Rules Committee recommend to the Mayor and City Council the following action on State Legislation related to land use, housing elements, and homelessness:

1. Support AB 2745 (Jones) – Discharge Planning
2. Support SB 1609 (Simitian) – Reverse Mortgages
3. Support SB 1676 (Ducheny) -- Condominium

Action: The Committee approved the recommendation.

2. Federal

b. AB 2634 (LIEBER) Update

Documents Filed: Memorandum from Leslye Krutko Director of Housing dated June 8, 2006 recommended that the Rules Committee recommend to the Mayor and City Council support of AB2634, if it is amended to clarify that the addition of the extremely-low income (ELI) category is calculated as 50% of the very-low income (VLI) category, and that the ELI calculation is not in addition to the full VLI requirement.

Action: The Committee approved the recommendation.

D. Meeting Schedules

1. Approval of the Budget Calendar

Documents Filed: Memorandum from the Mayor dated June 9, 2006, recommending approval of the Budget Calendar for Redevelopment Agency and Housing Capital Budgets for Fiscal Year 2006-2007.

Action: The Committee approved the calendar schedule as recommended.

E. The Public Record

Documents Filed: Memorandum from the City Clerk dated June 8, 2006 transmitting the Public Record for the week of May 16-June 7, 2006.

Action: The Committee noted and filed the Public Record.

F. Appointments to Boards, Commissions and Committees

Documents Filed: 1) Memorandum from Councilmember Campos dated June 14, 2006 recommending appointment to the Advisory Commission on Rents; 2) Memorandum from Councilmember Williams dated June 13, 2006 recommending appointments to the Arts Commission; 3) Memorandum from Councilmember Chirco dated June 12, 2006 recommending appointments to the Early Care and Education Commission; 4) Memorandum from Councilmember Yeager dated June 14, 2006 requesting to defer recommendations to fill the vacancy on the Library Commission until the June 21, 2006 Rules Committee meeting; 5) Memorandum from Councilmember Yeager recommending one appointment to the Parks and Recreation Commission and requesting to defer the recommendations for the remaining three vacancies until the June 21, 2006 Rules Committee meeting; 6) Memorandum from Councilmember LeZotte dated June 9, 2006 recommending appointments to the Senior Citizens Commission; 7) Memorandum from Councilmember Yeager dated June 14, 2006 recommending appointment to the Traffic Appeals Commission.

Action: The committee took the following actions:

1. Advisory Commission on Rents

The Committee recommended appointment of Jeffrey Baxter to an unexpired term ending December 31, 2006.

2. Arts Commission

The Committee recommended appointment of Amul Goswamy, Ruth Tunstall-Grant, Jenny Do, and Douglas Beach to three year terms each ending June 30, 2009 and Michael Patrick Martin to an unexpired term ending June 30, 2007.

3. Early Care and Education Commission

The Committee recommended appointment of Sharlyn Hinz Maeda and Louise Bazán Persson each to a three year term ending June 30, 2009.

4. Parks and Recreation Commission

The Committee recommended appointment of James Kim to a three year term ending June 30, 2009.

5. Senior Citizens Commission

This item was deferred until June 21, 2006 in order to clarify the number of appointments.

6. Traffic Appeals Commission

The Committee recommended appointment of Arul Edwin to a three year term ending June 30, 2009.

G. Rules Committee Reviews, Recommendations and Approvals

1. Discuss process for Placing Commendations on the Council Agenda

Documents Filed: Memorandum from the City Clerk dated June 8, 2006, regarding the Mayor's recent concern about the growing number of ceremonials at Council meeting.

Action: The committee discussed the need to keep ceremonial items within a reasonable time frame and considered suggestions for managing better the presentation of ceremonials. The Vice Chair mentioned the Mayor's recent reminder of the protocols associated with commendations and there was agreement that improvements have been made since he issued the reminder. The Committee agreed to take a "wait and watch" approach and requested that the City Clerk place on the last August 2006 Rules Committee Agenda an opportunity to revisit this issue.

2. Drop "Comparison of the Department of Public Works Real Estate Division and Redevelopment Agency Real Estate Acquisition Processes" from the City Auditor's 2005-2006 Workplan

Documents Filed: Memorandum from City Auditor Gerald A. Silva dated June 6, 2006 recommending that the Rules Committee drop "Comparison of the Department of Public works Real Estate division and Redevelopment Agency (RDA) Real Estate Acquisition Processes" from the City Auditor's 2005-06 Workplan.

Action: The Committee accepted the recommendation.

3. Drop "An Audit of the Police and Fire Retirement Plan" from the City Auditor's 2005-06 Workplan.

Documents Filed: Memorandum from City Auditor Gerald A. Silva dated June 6, 2006 recommending that the Rules Committee drop "An Audit of the Police and Fire Retirement Plan" from the City Auditor's 2005-06 Workplan.

Action: The Committee accepted the recommendation.

H. Open Forum

None

I. Adjournment

The meeting was adjourned at 2:43 p.m.

Cindy Chavez, Chair
Rules/Agency Rules Committee