

RULES/AGENCY RULES COMMITTEE

Meeting Report
June 15, 2005

PRESENT: Chair Chavez, Members Campos, Chirco and Williams

ABSENT: None

STAFF: City Attorney Rick Doyle, City Clerk Lee Price, Council Agenda Manager for the Mayor's Office Jennifer Carlino, Assistant to the City Manager Deanna Santana, Sr. Executive Analyst Nadine Nader and Redevelopment Agency Liaison Gary Miskimon

Chair Chavez called the meeting to order at 2:05 p.m.

A. Redevelopment Agency

1. Review of the June 28, 2005 Draft Agenda

The Committee recommended approval of the June 28, 2005 Redevelopment Agency agenda.

2. Add New Items to June 21, 2005 Agenda

The Committee recommended the following additions to the June 21, 2005 Redevelopment Agency agenda:

- **Redevelopment Board Requests**

There were none.

- **Executive Director Requests**

- a. Approval of an agreement with City Year San Jose/Silicon Valley for six City Year teams to provide community organizing services for neighborhood beautification projects in six SNI areas.

- b. Approval of an Exclusive Negotiations Agreement with the Olson Company and Green Valley Corporation to negotiate for a 240-day period for a planned residential development of Agency-owned property.

- c. Authorization for the Executive director to take actions assigning rights and obligations of the Block 3 Mixed Use project under the Disposition and Development Agreement with CIM California Urban Real Estate Fund, L.P., for the development of mixed-use infill projects in the Downtown Core to Block 3 Development Partners, LLC.

- **RDA Counsel Requests**

There were none.

3. Staff Reports Outstanding

Documents Filed: Report from the Redevelopment Agency Liaison Gary Miskimon dated June 15, 2005, listing four (4) staff reports outstanding for the June 21, 2005 City Council Meeting.

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

B. City Council

1. Review of the June 28, 2005 Draft Agenda

The Committee recommended approval of the June 28, 2005 City Council Agenda with the following additions:

- a. Adoption of a resolution in support of High-Speed Rail and the Pacheco Pass Alignment (Cortese)
- b. Approval of amendment to agreement for Elections Commission evaluator services (City Attorney/City Clerk)

2. Add New Items to the June 21, 2005 Agenda

The Committee recommended the following additions to the June 21, 2005 City Council Agenda:

Mayor and Councilmember Requests

- a. Presentation of commendations to the Westmont High School Drama Department and Jeff Bengord for their excellent presentation of *Seussical the Musical*. (LeZotte)

TO BE HEARD IN THE EVENING

- b. Presentation of a commendation to Richard Christina for donating a garbage truck to Baja Sur, Mexico. (LeZotte)

TO BE HEARD IN THE EVENING

- c. Presentation of commendations to Jamie Matthews and Marty Pardun for their service to the City of San José, as examples of excellent public service. (LeZotte)
- d. Approval of an appointment to the Downtown Parking Board. (Mayor)

City Manager Requests

There were none.

City Attorney Requests

There were none.

City Clerk Requests

- a. Acceptance of the Office of the City Auditor's *Report of Activities and Findings for the Period of April 16 through May 15, 2005*. (City Auditor)
- b. Acceptance of the Office of the City Auditor's *Report on Sales Tax Audit Results for the Quarter Ended March 31, 2005*. (City Auditor)
- c. Approval of the City Auditor's Travel Calendar from July 1 through December 31, 2005. (City Auditor)
- d. Certification of the Results of the Special Municipal elections held June 7, 2005. (City Clerk)

Staff Reports Outstanding

Documents Filed: Report from the City Manager's Office dated June 15, 2005, listing eleven (11) staff reports outstanding for the June 21, 2005 City Council Meeting.

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

C. Legislative Update

1. State

Documents Filed: Memorandum from Alex Gurza, Director, Employee Relations and Betsy Shotwell, Director, Intergovernmental Relations, dated June 13, 2005, regarding the Status of the State Pension Reform Legislation including Assembly Constitutional Amendment 5 (Richman): Public Retirement Systems.

Discussion/Action: The Committee recommended that staff work with the Police and Fire Department Retirement BoardS to include their input and continue to monitor and work with the League of California Cities, the Governor's administration and the Legislature to promote pension reform legislation to address the City's priorities for reform.

2. Federal

There was no report.

D. Meeting Schedules

1. Request to Schedule General Plan Hearings

Documents Filed: Memorandum from Nadine Nader, Senior Executive Analyst, dated June 9, 2005, requesting to schedule General Plan Hearings.

Discussion/Action: The Committee recommended scheduling General Plan Hearings October 18, 2005 and December 6, 2005, at 7:00 p.m., in the City Council Chambers.

2. Request to Schedule City Council Audio/Visual System Training for the New Council Chambers

Documents Filed: Memorandum from Lee Price, City Clerk and Deanna Santana, City Manager's Chief of Staff, dated June 9, 2005, requesting to schedule City Council Audio/Visual System Training for the New Council Chambers.

Discussion/Action: The Committee recommended scheduling City Council Audio/Visual System Training for the New Council Chambers on August 8, 2005 at 1:30 p.m. in the New City Hall Council Chambers.

E. Public Record

Documents Filed: Memorandum from the City Clerk dated June 10, 2005, transmitting items filed for the Public Records for the periods May 18 - May 31, 2005.

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

F. Appointments to Boards, Commissions and Committees

Documents Filed: Memorandum from Council Member Yeager dated June 15, 2005, recommending an appointment to the Library Commission.

Discussion/Action: The Committee recommended the following appointment:

1. Library Commission

The Committee recommended the appointment of Caroline Martin to a term ending June 30, 2008.

G. Rules Committee Reviews, Recommendations and Approvals

1. Discussion of Silicon Valley High Speed Rail Coalition’s Guiding Principles

DROPPED AND ADDED TO THE JUNE 28, 2005 CITY COUNCIL AGENDA UNDER B(1).

2. Amendment to the City Auditor’s Work Plan

Documents Filed: Memorandum from Mayor Ron Gonzales dated June 7, 2005, regarding the City Auditor’s Work Plan.

Discussion/Action: The Committee recommended approval of an amendment to the Auditor’s work plan to modify the scope of the City Grant Oversight Audit and direct the Auditor to examine City staff communication with applicants and the pre-application and evaluation processes.

3. Allocation Request from the Community Gift Trust Fund

Documents Filed: Memorandum from Jim Webb, Interim Chief of Staff, Council District 7, dated June 10, 2005, regarding an Allocation Request from the Community Gift Trust Fund.

Discussion/Action: The Committee recommended authorization of the allocation of \$240.00 from District 7’s portion of the Community Gift Trust Fund for the following two District 7 community events:

1. \$40 for Mayor’s Great American Litter Pick-Up in District 7; and
2. \$200 for the Completion of Sound wall Project Celebration in District 7.

4. Monthly Public Records Act Requests

Documents Filed: Memorandum from Lee Price, City Clerk and Deanna Santana, City Manager’s Chief of Staff, dated June 9, 2005, regarding the Monthly Public Records Act Requests.

Discussion/Action: The Committee recommended approval to waive the monthly requirement for the City Clerk and City Manager to provide the Rules Committee a report regarding outstanding Public Records Act requests for the months of June and August with direction to staff to provide an information memorandum with a brief update on the outstanding Public Records Act requests as well as designating a point of contact should individual members of the City Council have questions about the status of requests during the interim period.

H. Oral Communications

There were none.

I. Adjournment

The meeting adjourned at 2:37 p.m.

Cindy Chavez, Chair
Rules/Agency Rules Committee