

RULES/AGENCY RULES COMMITTEE

Meeting Report
August 10, 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 2:03 p.m.

A. Redevelopment Agency

- 1. Review of the August 23, 2005 Draft Agenda**
The Committee recommended approval of the August 23, 2005 Redevelopment Agency agenda.
- 2. Add New Items to August 16, 2005 Agenda**
The August 16, 2005 Redevelopment Agency Meeting has been cancelled.
- 3. Staff Reports Outstanding**
There were none. The August 16, 2005 Redevelopment Agency Meeting has been cancelled.

B. City Council

- 1. Review of the August 23, 2005 Draft Agenda**
The Committee recommended approval of the August 23, 2005 City Council Agenda with the following additions and changes:
 - a. Discussion of why City swimming pools have been closed and what it will take to get the pools reopened. (Reed). The Committee recommended that Staff look into other strategies for water play in addition to swimming pools. The Committee recommended that

this item be added to a related Staff report scheduled for the September 27, 2005 City Council Agenda.

- b. Acceptance of the Independent Investigator's full report or report status on the review of issues associated with the Norcal garbage contract and contract amendment (City Auditor). The Committee recommended that both the Investigator's report and the City Attorney's response to the Grand Jury Report be added to the August 30, 2005 City Council Agenda.

2. Add New Items to the August 16, 2005 Agenda

The Committee recommended the following additions to the August 16, 2005 City Council Agenda:

Mayor and Councilmember Requests

- a. Presentation of a commendation to Global Netoptex, Inc. for its important contribution to the San José economy. (Mayor/Vice-Mayor)
- b. Presentation of commendations to Terik Daly, Oak Grove High School and Stephen Howl, Silver Creek High School for winning awards at the International Engineers School Festival. (Williams)
- c. Presentation of a commendation to the Santa Clara Valley Chapter of the American Red Cross in recognition of its invaluable service to the community. (Yeager)
- d. Presentation of a commendation to the Assyrian Church of the East on the occasion of their Annual Assyrian Festival from August 20-21, 2005. (Yeager)
- e. Adoption of a resolution authorizing the City Clerk to execute an agreement with the National Association of Local Government Auditors to perform and audit of the City Auditor's Office for FY 2003-2004 and FY 2004-2005. (Mayor)
- f. Approval of two nominations to the WIN Board of Directors. (Mayor)

City Manager Requests

- a. Approval of amendments to the City Pay Plan. (Employee Services)

City Attorney Requests

- a. Discussion and direction to staff of a proposed amendment to the Municipal Code which would provide that payments by an employer to an employee who works on municipal political campaigns are to be treated as campaign contributions subject to the City's campaign contribution limits and disclosure requirements. (City Attorney)

City Clerk Requests

There were none.

3 Staff Reports Outstanding

Documents Filed: Report from the City Manager's Office dated August 10, 2005, listing three (3) staff report outstanding for the August 16, 2005 City Council Meeting.

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

C. Legislative Update

1. State

- a. Documents Filed: Memorandum from Betsy Shotwell, Director of Intergovernmental Relations, dated August 8, 2005, regarding the Acceptance of the August 5 State Legislative Bill Matrix.

Discussion/Action: The Committee accepted the August 5, 2005 State Legislative Bill Matrix.

2. Federal

- a. Documents Filed: Memorandum from Leslye Corsiglia, Director of Housing, dated August 3, 2005, regarding the Federal Affordable Housing Legislation.

Discussion/Action: The Committee recommended supporting the affordable housing provisions in H.R. 1461, sponsored by Representative Richard Baker, known as the "*Federal Housing Finance Reform Act of 2005*" and H.R. 2681 in full, sponsored by Representative William Jefferson, known as the "*Affordable Housing Tax Credit Enhancement Act of 2005.*"

- b. Documents Filed: Memorandum from James R. Helmer, Director of Transportation and Betsy Shotwell, Director of Intergovernmental

Relations, dated August 9, 2005, regarding the Federal Transportation Funding Bill.

Discussion/Action: Hans Larsen, Department of Transportation, reported to the Committee that the Federal Transportation Bill has passed. This legislation will have a very positive impact on local transportation. The Committee and staff recognized the outstanding efforts of Kelly Doyle, Patton Boggs, LLP, all others who were involved in work done on this legislation. The Committee accepted the report.

D. Meeting Schedules

1. Documents Filed: Memorandum from Mayor Ron Gonzales, dated August 9, 2005, regarding the 2005-2006 Redevelopment Agency Budget Calendar; and a memorandum from Harry S. Mavrogenes, Redevelopment Agency Executive Director, dated August 8, 2005, regarding the meeting Schedule for the Redevelopment Agency Study Session.

Discussion/Action: The Committee recommended scheduling the Redevelopment Agency Budget Study Session on Monday, August 22, 2005, 2:00 – 5:00 p.m.; and the Redevelopment Agency Capital Improvement Program Budget Message on Tuesday, September 13, 2005 at 1:30 p.m. (following the regularly-scheduled City Council meeting).

E. Public Record

Documents Filed: Memorandum from the City Clerk dated June 23, 2005, transmitting items filed for the Public Records for the period June 15 – June 21, 2005.

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

F. Appointments to Boards, Commissions and Committees

There were none.

G. Rules Committee Reviews, Recommendations and Approvals

1. **Approval of Travel by Council Member Cortese to Denver, Colorado, October 13-14, 2005, to attend the San Jose Silicon Valley Chamber of Commerce CityTrip**

Documents Filed: Memorandum from Council Member Cortese, dated April 29, 2005, requesting authorization to travel to Denver, Colorado on October 13-14, 2005, to attend the San Jose Silicon Valley Chamber of

Commerce CityTrip 2005. Source of Funds: Mayor & Council Travel Fund.

Discussion/Action: The Committee recommended approval to travel and use of the Mayor & Council Travel Fund.

2. Approval of Travel by Council Member Campos to Charlotte, North Carolina, December 6-10, 2005, to attend the National League of Cities – 2005 Congress of Cities & Exposition

Documents Filed: Memorandum from Council Member Campos, dated June 20, 2005, requesting authorization to travel to Charlotte, North Carolina, December 6-10, 2005, to attend the National League of Cities – 2005 Congress of Cities & Exposition. Source of Funds: Mayor & Council Travel Fund.

Discussion/Action: The Committee recommended approval to travel and use of the Mayor & Council Travel Fund.

3. Approval of Travel by Council Member Campos to Monterey, CA, July 28-29, 2005, to attend the League of California Cities Board of Directors Meeting

Documents Filed: Memorandum from Council Member Campos, dated August 4, 2005, requesting authorization to travel to Monterey, CA, July 28-29, 2005, to attend the League of California Cities Board of Directors Meeting. Source of Funds: Mayor & Council Travel Fund.

Discussion/Action: The Committee recommended approval to travel and use of the Mayor & Council Travel Fund.

4. Approve Council Committee Workplans

a. Documents Filed: Memorandum from Mayor Ron Gonzales and Council Member/Chair Ken Yeager, dated August 5, 2005, regarding the All Children Achieve Work Plan.

Discussion/Action: Member Chirco suggested that the Children’s Health Initiative Evaluation Report be added to the committee work plan. The Committee recommended approval of the All Children Achieve Work Plan, with addition of the Children’s Health Initiative Evaluation Report, for the period September through December 2005; and setting it’s meeting schedule on the second Thursday of the month at 1:30 p.m. in the new City Hall Committee Room.

b. Documents Filed: Memorandum from Mayor Ron Gonzales and Council Member/Chair Nora Campos, dated June 28, 2005, regarding the Building Better Transportation Committee Work Plan.

Discussion/Action: The Committee recommended approval of the Building Better Transportation Committee Work Plan for the period August through December 2005 and setting it's meeting schedule on the first Monday of the month at 1:30 p.m. in the new City Hall Committee Room.

- c. Documents Filed: Memorandum from Mayor Ron Gonzales and Council Member/Chair Judy Chirco, dated August 8, 2005, regarding the Building Strong Neighborhoods Work Plan.

Discussion/Action: Member Chirco suggested that the Secondary Units Pilot Program Implementation Steps and Community Outreach, which appears on the Driving a Strong Economy Committee Work Plan, also be added to the Building Strong Neighborhoods Committee work plan. The Committee recommended approval, with addition of the Secondary Units Pilot Program Implementation Steps and Community Outreach, of the Building Strong Neighborhoods Work Plan for the period September through December 2005; and setting it's meeting schedule on the third Monday of the month at 1:30 p.m. in the new City Hall Committee Room.

- d. Documents Filed: Memorandum from Mayor Ron Gonzales and Council Member/Chair Forrest Williams, dated August 9, 2005, regarding the Driving a Strong Economy Work Plan.

Discussion/Action: The Committee recommended approval of the Driving a Strong Economy Work Plan for the period August through December 2005 and setting it's meeting schedule on the fourth Monday of the month at 1:30 p.m. in the new City Hall Committee Room.

- e. Documents Filed: Memorandum from Mayor Ron Gonzales and Council Member/Chair Chuck Reed, dated August 9, 2005, regarding the Making Government Work Better Work Plan.

Discussion/Action: The Committee recommended approval of the Making Government Work Better Work Plan for the period August through December 2005 and setting it's meeting schedule on the third Thursday of the month at 1:30 p.m. in the new City Hall Committee Room; and setting one placeholder meeting on the December 15, 2005 at 1:30 p.m., due to the volume of items on the work plan. This meeting will only occur if the Committee is unable to hear all of the items during its regularly scheduled meetings.

H. Oral Communications

There were none.

I. Adjournment

The meeting adjourned at 2:40 p.m.

Cindy Chavez, Chair
Rules/Agency Rules Committee