



## Legislation Details (With Text)

<b>File #:</b>	20-905	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Consent Calendar	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	9/16/2020	<b>In control:</b>		Council and Authorities Concurrent Meeting	
<b>On agenda:</b>	10/27/2020	<b>Final action:</b>		10/27/2020	
<b>Title:</b>	Action on Amending Council Policy 042 - Reconsideration of Council Action				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Council Policy 042 - Reconsideration of Council Action, 2. Revised Council Policy 042 - Reconsideration of Council Action (Redline), 3. Revised Council Policy 042 - Reconsideration of Council Action (Clean), 4. Resolution to Amend Council Policy 042 Reconsideration of Council Action, 5. Resolution No. 20-8896				

Date	Ver.	Action By	Action	Result
10/27/2020	1	Council and Authorities Concurrent Meeting	Approved	

## REPORT TO COUNCIL

### SUBJECT

Action on Amending Council Policy 042 - Reconsideration of Council Action

### COUNCIL PILLAR

Enhance Community Engagement and Transparency

### BACKGROUND

At the Governance and Ethics Committee (Committee) meeting held on September 14, 2020, the Committee discussed updating Council Policy 042 entitled "Reconsideration of Council Action" (Attachment 1). The Committee directed staff to bring forward an updated version of Council Policy 042 to a future City Council meeting, with language clearly stating that a motion to reconsider an action taken by the City Council requires four votes (majority of the seven-seat Council) to carry.

### DISCUSSION

Staff is bringing forward a revised version of Council Policy 042 with the Committee's discussed amendments incorporated. The redline and clean versions of the amended policy are included with this report as Attachments 2 and 3.

The purpose of amending Council Policy 042 is to expand on the current policy language, which states a motion to reconsider an action taken by the City Council must be approved by a majority of the entire City Council, and to clearly state that four votes (majority of the seven-seat Council) are required for a motion to carry.

Staff recommends that the Council adopt a resolution (Attachment 4) to amend Council Policy 042.

### **ENVIRONMENTAL REVIEW**

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(a) as it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

### **FISCAL IMPACT**

There is no fiscal impact to the City other than administrative staff time.

### **COORDINATION**

This report was coordinated with the City Attorney’s Office.

### **PUBLIC CONTACT**

Public contact was made by posting the City Council agenda on the City’s official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City’s website and in the City Clerk’s Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk’s Office at (408) 615-2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov) [<mailto:clerk@santaclaraca.gov>](mailto:clerk@santaclaraca.gov).

### **RECOMMENDATION**

Adopt a resolution to amend Council Policy 042 - Reconsideration of Council Action.

Reviewed by: Nadine Nader, Assistant City Manager

Approved by: Deanna J. Santana, City Manager

### **ATTACHMENTS**

1. Council Policy 042 - Reconsideration of Council Action
2. Revised Council Policy 042 - Reconsideration of Council Action (Redline)
3. Revised Council Policy 042 - Reconsideration of Council Action (Clean)
4. Resolution to Amend Council Policy 042