



City Council Meeting Agenda

Tuesday, August 11, 2026

1:30 PM

Council Chambers

Closed Session at 9:30 a.m.

MATT MAHAN, MAYOR
ROSEMARY KAMEI, DISTRICT 1
PAMELA CAMPOS, DISTRICT 2
ANTHONY TORDILLOS, DISTRICT 3
DAVID COHEN, DISTRICT 4
PETER ORTIZ, DISTRICT 5
MICHAEL MULCAHY, DISTRICT 6
BIEN DOAN, DISTRICT 7
DOMINGO CANDELAS, DISTRICT 8
PAM FOLEY, VICE MAYOR, DISTRICT 9
GEORGE CASEY, DISTRICT 10

Please scroll to the end for information about the City Council Agenda and for the Rules of Conduct of the meeting.

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[26-602](#)

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Attachments [Language Access Page](#)
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- Adaptaciones para discapacitados serán proporcionadas a pedido. Mande correo electrónico ADA@sanjoseca.gov; Llame (408) 535-8430.
- Bất kỳ ai trong công-đồng cần sự hỗ-trợ xin gửi điện-thư cho Điều-phối-viên ADA theo địa-chỉ ADA@sanjoseca.gov hoặc gọi đến số (408) 535-8430.

THE LEVINE ACT

The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than \$500 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution. For more information:

<https://www.sanjoseca.gov/your-government/appointees/city-clerk/levine-act/-fsiteid-1#!/>

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To ensure comments are published and distributed to the Council prior to the meeting, please submit them no earlier than 10 days before the meeting and no later than 5:00 p.m. on the day before the meeting. Comments received after 5:00 p.m. on the day before the meeting may still be posted before the meeting, depending on the volume of submissions received.

You may speak to the City Council about any discussion item that is on the agenda and under Open Forum for City Business that is not on the agenda.

To Speak in Person: Fill out a Speaker’s Card and submit it to boxes at the bottom of the Chambers. Do this before the meeting or before the item is heard. This will ensure that the name on the card is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants by calling speakers in an orderly manner. You may remain anonymous, but please fill out a card so we may call you. You can put “anonymous speaker” or “no name” on the card. When the Council reaches your item on the agenda, the Mayor will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk’s table. To assist you in tracking your speaking time, there is a display on the podium and on the screen above you. On the podium, the green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

To Speak Online: Raise your hand in the Zoom application. Speakers are called in order. When we reach your name, The City Clerk will give you permission to speak and a pop-up will appear on your screen letting you know it’s your turn.

• Call to Order and Roll Call

9:30 a.m. - Closed Session, Call to Order in Council Chambers
Open Session, Labor Negotiations Update (See Item 3.2)
Adjourn to Closed Session in Council Chambers Conference Room, W133
See Separate Agenda

1:30 p.m. - Regular Session, Council Chambers, City Hall

- Pledge of Allegiance
- Invocation (District 7)
- Orders of the Day

Items recommended to be added, dropped, or deferred are usually approved under Orders of the Day unless the Council directs otherwise.

- Adjournment Recognition
- Closed Session Report

To be heard after Ceremonial Items

1. CEREMONIAL ITEMS

1.1 Presentation of a proclamation declaring August 15, 2026, as the 79th anniversary of Indian Independence Day to honor and celebrate the contributions of Indian Americans to the cultural, social, and economic fabric of the City of San José. (Candelas)

1.2 Presentation of a proclamation recognizing August, 2026 as Emergency Management Month in the City of San José, honoring the critical work of emergency managers, and promoting community resilience and emergency preparedness throughout the City. (Kamei)

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

2.1 Approval of City Council Minutes.

[26-796](#) **Approval of City Council Minutes.**

Recommendation: (a) Regular City Council Meeting Minutes of June 16, 2026.
 (b) Regular City Council Meeting Minutes of June 23, 2026.
 CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments,
 Annual Reports, and Informational Memos that involve no approvals of
 any City action.

Attachments [\(a\) 06/16/2026 CC Minutes](#)
 [\(b\) 06/23/2026 CC Minutes](#)

2.2 Final Adoption of Ordinances.

[26-798](#) **Final Adoption of Ordinances.**

Recommendation: (a) Ordinance No. 31338 - An Ordinance of the City of San José
 Rezoning Certain Real Property of Approximately 3.4 Gross Acres,
 Situated on the Southeast Corner of the Intersection of Monterey Road
 and East Alma Avenue (1402 Monterey Road; APN 477-07-012) from
 the CIC(PD) Planned Development Zoning District to the CIC
 Combined Industrial/Commercial Zoning District.
 [Passed for Publication on 6/23/2026 - Item 10.1(a) (26-770)]

2.3 Approval of Council Committee Minutes.

[26-797](#) **Approval of Council Committee Minutes.**

Recommendation: (a) Regular Joint Meeting for the Rules and Open Government
 Committee Minutes of June 17, 2026.
 (b) Regular Public Safety, Finance and Strategic Support Committee
 Minutes of June 18, 2026.
 CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments,
 Annual Reports, and Informational Memos that involve no approvals of
 any City action.

Attachments [\(a\) 06/17/2026 ROGC Minutes](#)
 [\(b\) 06/18/2026 PSFSS Minutes](#)

2.4 Mayor and Council Excused Absence Requests.

2.5 City Council Travel Reports.

2.6 Report from the Council Liaison to the Retirement Boards.

2.7 [26-813](#)**City Council Appointments to Committees, Boards, and Commissions.****Recommendation:**

- (a) Reappoint Councilmembers Pamela Campos, Rosemary Kamei, and Bien Doan as the City's representatives to the Association of Bay Area Governments (ABAG) Executive Board;
 - (b) Reappoint Councilmembers Peter Ortiz and George Casey to the Association of Bay Area Governments (ABAG) Executive Board as alternate representatives; and
 - (c) Appoint Councilmember Anthony Tordillos to the Santa Clara Valley Transportation Authority (VTA) Board of Directors.
- CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Mayor)

Attachments [Memorandum](#)

2.8 [26-817](#)**General Authorization for Airport Grants.****Recommendation:**

- Adopt a resolution authorizing the City Manager or her designee to:
- (a) Apply for, negotiate, and execute any documents, and take other actions necessary to receive funds from federal, state, regional, industry, or other local agencies in the form of grants and other transaction agreements to fund projects at the San José Mineta International Airport; and
 - (b) Negotiate and execute all funding documents, including agreements, amendments, and requests for payment, necessary to accept and secure grant funds.
- CEQA: Not a Project, File No. PP17-006, Grant Application with no commitment or obligation to enter into an agreement at the time of application. (Airport)

Attachments [Memorandum](#)
 [Resolution](#)

2.9 [26-818](#)**Amendment to City of San José Deferred Compensation Plan.****Recommendation:**

(a) Approve an ordinance amending Section 3.48.070 of the Deferred Compensation Plan in the San José Municipal Code relating to the types of investments that may be offered under the Plan.

(b) Adopt a resolution approving an amendment to the Basic Plan Document for the Deferred Compensation Plan relating to the types of investments that may be offered under the Plan and authorize the City Manager to execute the amended Basic Plan Document and other documents as necessary to administer the Deferred Compensation Plan set forth in Chapter 3.48 of the San José Municipal Code. This amendment will become effective on the same date as the Ordinance to amend Section 3.48.070 of the Deferred Compensation Plan.

CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment.
(City Attorney)

Attachments [Memorandum](#)
 [Ordinance](#)
 [Resolution](#)

2.10 [26-819](#)**Settlement of Mary Rosario Martinez v. City of San José.****Recommendation:**

Approve the settlement in the case Mary Rosario Martinez v. City of San José, in the total amount of \$75,000 and authorize the City Attorney to execute a settlement agreement.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Attorney)

Attachments [Memorandum](#)
 [Agreement](#)

**2.11 [26-812](#) Declaration and Recording a Statement of the Results of the June 2, 2026,
Primary Municipal Election.**

Recommendation: Adopt a resolution declaring and recording a statement of the results of the June 2, 2026, Primary Municipal Election per Elections Code Sections 10263, 10264, and 15400.
CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment.
(City Clerk)

Attachments [Memorandum](#)
[Primary Election - City of San Jose, D1, Rosemary Kamei](#)
[Primary Election - City of San Jose, D3, Anthony Tordillos](#)
[Primary Election - Results of the Canvass](#)
[Primary Election - Final Summary Report](#)
[Primary Election - City of San Jose Measure A](#)
[Resolution](#)

2.12 [26-816](#) Boards and Commissions Appointment.

Recommendation: Approve the following Boards and Commissions appointment:
(a) Youth Commission:
 (1) District 2 Seat: Appoint Kenya Nguyen Vallejo for a term ending May 31, 2028.
CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative activities resulting in no changes to the physical environment. (City Clerk)

Attachments [Memorandum](#)
[Application](#)

2.13 [26-815](#) Actions Related to Travel to Tampa, Florida for the September 2026 San José Chamber of Commerce Annual Study Mission.

Recommendation: (a) Approve the receipt of gifts received by City Officials in an official capacity as a representative of the City in accordance with San José Municipal Code Section 12.08.120.B.

 (b) Approve travel to Tampa, Florida, from September 22-25, 2026, and excuse the following Councilmembers from the meetings listed below due to authorized City business (San José Chamber of Commerce Annual Study Mission):

 (1) Mayor Mahan and Mayor's Office staff Jessica Barriga (Source of Funds: Mayor - Mayor/Council Travel Budget; Mayor's Office staff - Mayor's Office Budget; Travel Dates: September 22, 2026, to September 25, 2026; Meeting: none).

 (2) Councilmember Tordillos (Source of Funds: District 3 Council Office Budget; Travel Dates: September 22, 2026, to September 25, 2026; Meeting: September 22, 2026, San José City Council).

 (3) Councilmember Mulcahy (Source of Funds: District 6 Council Office Budget; Travel Dates: September 22, 2026, to September 25, 2026; Meeting: September 22, 2026, San José City Council).

 CEQA: Not a Project, File No. PP17-010, City Organization and Administrative Activities resulting in no changes to the physical environment. (City Clerk)

Attachments [Memorandum](#)
[Supplemental Memorandum - Mayor/Council Travel Budget](#)
[Supplemental Memorandum - Quorum](#)

2.14 [26-820](#) Amendment to the Agreement with True North Research, Inc. for Community Survey Services.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Third Amendment to the Master Consulting Agreement with True North Research, Inc. to increase the compensation by \$300,000 for a new maximum compensation not to exceed \$1,250,000, and with no other changes to the agreement, subject to the appropriation of funds.

 CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Manager)

Attachments [Memorandum](#)

2.15 [26-823](#)**Third Quarter Financial Reports for Fiscal Year 2025-2026.****Recommendation:**

As recommended by the Public Safety, Finance and Strategic Support Committee on June 18, 2026:

(a) Accept the Third Quarter (period ending March 31, 2026) Financial Reports for the following programs:

- (1) Debt Management;
- (2) Investment Management;
- (3) Revenue Management; and
- (4) Purchasing and Risk Management.

(b) Adopt a resolution authorizing the Director of Finance to write off uncollectible debts in an amount up to \$880,829.08.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities, resulting in no changes to the physical environment. (Finance)

[Public Safety, Finance and Strategic Support Committee referral 6/18/2026 - Item (c)1]

Attachments [Memorandum](#)
[Attachment A](#)
[Attachment B](#)
[Attachment C](#)
[Resolution](#)

2.16 [26-824](#)**Actions Related to the Purchase Order with Broyhill Equipment LLC for Brown Bear Tractor 500Ds with a Model 4950 12' Auger.****Recommendation:**

Adopt a resolution authorizing the City Manager or her designee to:

- (a) Execute a purchase order with Broyhill Equipment LLC, (Dakota City, NE), for Brown Bear Tractor 500Ds with a Model 4950 12' Auger beginning on or about August 11, 2026, and ending on or about August 10, 2027, for a not-to-exceed amount of \$2,500,000, subject to the appropriation of funds;
- (b) Approve a contingency amount of \$250,000 to address any unanticipated changes to vehicle specifications, subject to the appropriation of funds; and
- (c) Exercise up to six one-year options to extend the term of the purchase order with the last option ending on or about August 10, 2033, subject to the appropriation of funds.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Finance)

Attachments [Memorandum](#)

2.17 [26-825](#)**Actions Related to the Purchase Order with OverDrive, Inc. for a Library Digital Content Platform.****Recommendation:**

Adopt a resolution authorizing the City Manager or her designee to:

- (a) Execute a purchase order with OverDrive, Inc. (Cleveland, OH), for the purchase of a library digital content platform beginning on or about September 1, 2026, and ending on or about August 31, 2027, for a not-to-exceed amount of \$1,600,000, subject to the appropriation of funds;
- (b) Approve a contingency amount of \$320,000 to address any unanticipated changes to platform specifications, subject to the appropriation of funds; and
- (c) Exercise up to six one-year options to extend the term of the purchase order with the last option ending on or about August 31, 2033, subject to the appropriation of funds.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Finance)

Attachments [Memorandum](#)

2.18 [26-826](#) Actions Related to the California Highway Patrol Cannabis Tax Fund Grant Program.

Recommendation: (a) Adopt a resolution accepting the Fiscal Year 2026-2027 State of California Department of California Highway Patrol Grant Agreement for Cannabis Tax Fund Grant Program in the amount of \$458,306; and authorizing the City Manager or her designee to execute any Grant Agreement, amendments, and all related documents, including online certifications at time of award acceptance and reimbursement requests, without further City Council action.

(b) Adopt the following 2026-2027 Appropriation Ordinance and Funding Sources Resolution Amendments in the General Fund:

(1) Establish the 2026-2027 Department of California Highway Patrol Grant Agreement for Cannabis Tax Fund Grant Program City-wide Expenses appropriation to the Police Department in the amount of \$458,306; and

(2) Increase the estimate for Revenue from the State of California by \$458,306.

CEQA: Not a Project, File No. PP17-006, Grant Application with no commitment or obligation to enter into an agreement at the time of application. (Police/City Manager)

Attachments [Memorandum](#)
[Resolution](#)

2.19 [26-827](#) Fourth Amendment to the Agreement between the City of San José and the County of Santa Clara for Imagery and LiDAR Data Acquisition.

Recommendation: Adopt a resolution authorizing the City Manager, or her designee, to:
(a) Negotiate and execute the Fourth Amendment to the Agreement with the County of Santa Clara, extending the cost-sharing arrangement in the amount of \$127,916.47 for imagery and LiDAR data acquisition to cover the 2026 capture; and

(b) Negotiate and execute up to three additional amendments to cover imagery and LiDAR data acquisition annually for 2027-2029, ending on or about June 30, 2030, subject to the appropriation of funds.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Public Works)

Attachments [Memorandum](#)

2.20 [26-828](#) Actions Related to the Rule 20A and Rule 20B (In-Lieu Fee) Underground Utility Program.

Recommendation: Approve the proposed Fiscal Year 2025-2026 - 2030-2031 Work Plan for the Rule 20A and Rule 20B (In-Lieu Fee) Underground Utility Program.
CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action, and File No. PP17-007, Preliminary direction to staff and eventual action requires approval from decision-making body.
(Public Works)

Attachments [Memorandum](#)

2.21 [26-829](#) Franchise Agreement with Tokay Energy Storage 1, LLC for Electric Services for Public Rights-of-Way.

Recommendation: Adopt a resolution:
(a) Setting a public hearing for August 25, 2026, at 1:30 p.m., to hear any objections to the granting of the franchise to Tokay Energy Storage 1, LLC for the purpose of transmitting electric services in the City's public rights-of-way; and
(b) Directing the City Clerk to publish notice of the public hearing.
CEQA: Community Plan Exemption, File No. CP24-015, CEQA Guidelines Section 15183, Projects Consistent with a Community Plan or Zoning. Council District 10. (Public Works)

Attachments [Memorandum](#)
[Resolution](#)

2.22 [26-830](#) Agreement with San Jose Conservation Corps for Urban Forestry Services.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an agreement with San Jose Conservation Corps for urban forestry services for a term ending on December 31, 2028, with a total combined not-to-exceed amount of \$1,500,000.
CEQA: Categorically Exempt, File No. ER24-086, CEQA Guidelines Section 15301(h) Existing Facilities. (Transportation)

Attachments [Memorandum](#)

3. STRATEGIC SUPPORT

3.1 Report of the City Manager, Jennifer Maguire (Verbal Report).

3.2 Labor Negotiations Update.

Accept Labor Negotiations Update.
TO BE HEARD AT 9:30 A.M.

3.3 [26-831](#)

Proposition 1 - Veterans and Affordable Housing Bond Act of 2026.

Recommendation:

Adopt a resolution supporting Proposition 1 - the Veterans and Affordable Housing Bond Act of 2026, a statewide ballot measure qualified for the California general election on November 3, 2026. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (City Manager)

Attachments [Memorandum](#)
[Resolution](#)

3.4 [26-839](#)

Resolution of Intention to Approve an Amendment to the Contract Between the California Public Employees' Retirement System (CalPERS) and the City of San José.

Recommendation:

Adopt a resolution of intention to approve an amendment to the contract between the California Public Employees' Retirement System (CalPERS) and the City of San José. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Manager)

Attachments [Memorandum](#)
[Resolution](#)

3.5 [26-832](#)

Fiscal Year 2026-2027 Property Tax Levy for General Obligation Bonds.

Recommendation:

Adopt a resolution establishing the Fiscal Year 2026-2027 property tax levy on all taxable property within the City of San José for the purpose of funding the City's general obligation bonded indebtedness and to pay the respective administration fee to the County of Santa Clara. CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment. (Finance)

Attachments [Memorandum](#)
[Resolution](#)

3.6 [26-833](#) Public Hearing for the Fiscal Year 2026-2027 Annual Residential Solid Waste Collection Service Charges to be Placed on the 2026-2027 Santa Clara County Secured Property Tax Roll.

Recommendation: (a) Conduct a public hearing on the Fiscal Year 2026-2027 annual report prepared by the Director of Finance, detailing the Residential Solid Waste Collection Service Charges, filed with the City Clerk's Office.

(b) Adopt a resolution confirming the approval of the report and the placement of the charges as set forth therein on the 2026-2027 Santa Clara County Secured Property Tax Roll, with such modifications the City Council may make based on public hearing testimony.

CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Adjustment to Fees, Rates and Fares without changes to or expansion of services. (Finance)

Attachments [Memorandum](#)
 [Resolution](#)

3.7 [26-834](#) Public Hearing for the Fiscal Year 2026-2027 Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge Assessments to be Placed on the 2026-2027 Santa Clara County Secured Property Tax Roll.

Recommendation: (a) Conduct a public hearing on the Fiscal Year 2026-2027 annual report prepared by the Director of Finance detailing the Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges filed with the City Clerk's Office.

(b) Adopt a resolution confirming the approval of the annual report and the placement of the charges as set forth therein on the 2026-2027 Santa Clara County Secured Property Tax Roll, with such modifications the City Council may make based on public hearing testimony.

CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Adjustment to Fees, Rates and Fares without changes to or expansion of services. (Finance)

Attachments [Memorandum](#)
 [Resolution](#)

3.8 [26-841](#) Amendments to Council Policy 0-4 and San José Municipal Code Title 2.08 related to Boards and Commissions.

Recommendation: (a) Adopt a resolution approving amendments to City Council Policy 0-4, “Consolidated Policy Governing Boards and Commissions” streamlining the boards and commissions appointment process; and requiring Commissions to follow City Council Policy 0-37 enabling virtual/hybrid meetings for all commissions; and
(b) Approve an ordinance amending Chapter 2.08 of Title 2 of the San José Municipal Code related to various boards and commissions.
CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment.
(City Clerk)

Attachments [Memorandum](#)
 [Resolution](#)
 [Ordinance](#)

4. PUBLIC SAFETY SERVICES

5. TRANSPORTATION & AVIATION SERVICES

5.1 [26-835](#) Amendment to the Master Parking Rate Schedule for Downtown Parking Meter Rates and Hours. - DEFERRED TO 9/15/2026 PER ADMINISTRATION

Recommendation: Adopt a resolution setting forth the Master Parking Rate Schedule for municipal on and off-street parking facilities to:
(a) Authorize parking meter operating hours of 9:00 a.m. - 9:00 p.m. Monday - Saturday, except Sundays and holidays at meters located within the Downtown core;
(b) Authorize parking meter rates of \$4 per hour at meters located within two blocks of a city parking garage; and
(c) Repeal Resolution No. RES2025-139.
CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment.
Council District 3. (Transportation)
[Deferred from 6/23/2026 - Item 2.21]

Attachments [Memorandum](#)
 [Resolution](#)
 [Letters from the Public](#)

5.2 [26-836](#) Response to Santa Clara County Civil Grand Jury Report Entitled “A Canopy in Decline: Is San José serious about expanding its tree coverage?”

Recommendation: Approve the Department of Transportation’s response to the May 19, 2026, Santa Clara County Civil Grand Jury Report entitled, “A Canopy in Decline: Is San José serious about expanding its tree coverage?”
CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, and Annual Reports, and Informational Memos that involve no approvals of any City action. (Transportation)

Attachments [Memorandum](#)

6. ENVIRONMENTAL & UTILITY SERVICES

7. NEIGHBORHOOD SERVICES

7.1 [26-837](#) Agreement with Bell Properties, Inc. for Professional Property Management Services.

Recommendation: Adopt a resolution authorizing the Housing Director, or his designee to:
(a) Negotiate and execute an agreement, amendments, modifications, extensions, and all related documents necessary with Bell Properties, Inc., for professional property management services for the City of San José’s Shelter Portfolio locations for an initial 10-month term beginning on or about September 1, 2026, through June 30, 2027, for compensation not to exceed \$5,220,080; and
(b) Exercise up to three additional one-year options to extend the term of the agreement, subject to the appropriation of funds.
CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Housing)

Attachments [Memorandum](#)

8. COMMUNITY & ECONOMIC DEVELOPMENT

9. REDEVELOPMENT – SUCCESSOR AGENCY

10. LAND USE

Notice to the public: There will be no separate discussion of Land Use Consent Calendar (Item 10.1) as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item will be removed from the Land Use Consent Calendar (Item 10.1) and considered separately.

10.1 Land Use on Consent Calendar - TO BE HEARD IMMEDIATELY AFTER CONSENT

- (a) [26-838](#) C25-039 & CP25-022 - Rezoning for 5891 Rue Ferrari Church.

Recommendation: (1) Approve an ordinance rezoning that certain real property of an approximately 5.02-gross-acre site located on the north side of Rue Ferrari, approximately 450 feet west of Silicon Valley Boulevard (5891 Rue Ferrari) from the IP Industrial Park Zoning District to the CIC Combined Industrial/Commercial Zoning District.

 (2) Adopt a resolution approving a Conditional Use Permit to allow approximately 55,200 square feet of an existing approximately 72,904-square-foot office building to be converted to a church/religious assembly use with associated site improvements on an approximately 5.02-gross-acre site.

 CEQA: Exempt pursuant to CEQA Guidelines Section 15301 for Existing Facilities. Council District 2. (Planning, Building, and Code Enforcement)

Attachments [Memorandum](#)
 [Ordinance](#)
 [Resolution](#)

END OF CONSENT CALENDAR**10 Land Use - Regular Agenda**

- Open Forum

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council. Members of the public may only speak at Open Forum once.

- Adjournment

ABOUT THE AGENDA

The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- **Strategic Support** - The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **Public Safety** - Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.
- **Transportation & Aviation Services** - A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- **Environmental and Utility Services** - Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Neighborhood Services** - Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Community & Economic Development** - Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.

The San José City Council meets every Tuesday at 1:30 p.m. and Tuesday at 6 p.m. as needed, unless otherwise noted. The City Council, or less than a quorum, may adjourn any regular, special or adjourned meeting to a later date, time and place specified in the order of adjournment. If all members are absent, the City Clerk may declare the meeting adjourned to a stated date, time and place. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at <https://sanjose.legistar.com/Calendar.aspx>. Council Meetings are televised live and rebroadcast on Channel 24.

CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome discussion and debate of public policy in an atmosphere of fairness, courtesy, and respect for differing points of view. All participants shall comply with this policy regardless of the format of the meeting.

1. **Public Meeting Decorum:**

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This includes making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact, including conduct prohibited by City Administrative Manual Policy 1.1.1, Discrimination and Harassment.
- c) Cellular phones and electronic devices must be silenced. Use of such devices shall not interfere with or disrupt the conduct of the meeting.
- d) Appropriate attire, including shoes, shirts, and lower body garments are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to security screening.

2. **Signs, Objects or Symbolic Material:**

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - Maximum size: 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is reasonably determined by security personnel to present a legitimate safety risk. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

3. **Addressing the Council, Successor Agency Board, Committee, Board or Commission:**

- a) Persons wishing to speak on an agenda item or during open forum are requested to follow

- established sign-up procedures.
- b) Meeting attendees are usually given one (1) minute to speak on any agenda item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
 - c) The Chair may limit overall time allotted to public comments, pursuant to California Government Code Section 54954.3(b)(1).
 - d) Speakers should discuss topics related to City business on the agenda, unless they are speaking during open forum in which case comments must be under the subject matter jurisdiction of the applicable legislative body.
 - e) Speakers' comments should be addressed to the full body. Speakers may be reminded to direct comments to the full body rather than engaging individual Mayor, Council Members, Board Members, Commissioners or Staff in conversation
 - f) Speakers may not engage in conduct that actually disrupts, delays, or materially interferes with the orderly conduct of the meeting or the ability of others to attend, listen, observe, or participate in the meeting. Any person engaging in any of the following conduct may, after warning when feasible, forfeit the remainder of their speaking time, be muted, removed from the meeting, or excluded from further participation as authorized by law:
 - True threats of violence or unlawful intimidation;
 - Conduct that materially interferes with another person's ability to attend, listen to, observe, or provide public comment;
 - Repeated or intentional abuse of meeting procedures or speaking processes in a manner that disrupts the orderly conduct of the meeting;
 - Technologically disruptive conduct, including blasting audio, generating excessive noise or feedback, repeated attempts to rejoin after lawful removal, use of automated or coordinated means to disrupt participation, or other conduct intended to substantially disrupt, derail, or prevent the orderly continuation of the meeting; or
 - Refusal to comply with lawful time, place, and manner rules after warning when feasible.
 - g) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
 - h) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - i) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.