



City Council Meeting Amended Agenda

Tuesday, August 12, 2025

1:30 PM

Council Chambers

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.

Public Comment in Person Only

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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

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

How to observe the Meeting (no public comment):

- 1) Cable Channel 26.
- 2) <https://sanjoseca.gov/news-stories/watch-a-meeting>
- 3) <https://youtube.com/CityofSanJoseCalifornia>
- 4) By Phone: (888) 475 4499. Webinar ID is 931 9759 7876. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free).
- 5) Online at: <https://sanjoseca.zoom.us/j/93197597876>

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How to provide spoken Public Comment during the City Council Meeting:

You may speak to the City Council about any discussion item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council. Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

Each speaker generally has two minutes to speak per item. The total amount of time allocated for public testimony for each public speakers or for an agenda item may be limited at the Mayor’s discretion, depending on the number of speakers or the length of the agenda. (California Government Code Section 54954.3; Council Policy 0-37)

Fill out a Yellow 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. 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.

- **Call to Order and Roll Call**

9:30 a.m. Election Certification, Call to Order in Council Chambers - To be heard first at 9:30 a.m.

EC [25-788](#) **Declaration and Recording a Statement of the Results of the June 24, 2025 Runoff Municipal Election and Oath of Office.**

Recommendation: (a) Adopt a resolution declaring and recording a statement of the results of the June 24, 2025 Runoff Municipal Election per Elections Code Sections 10263, 10264, and 15400; and
 (b) Administer the Oath of Office for newly elected District 3 Councilmember Anthony Tordillos.
 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](#)
 [Certificate of Election Results](#)
 [Resolution](#)

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

[25-790](#) Closed Session Agenda

Attachments [Closed Session Agenda](#)

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

- Pledge of Allegiance
- Invocation (District 7)

Father Andrew Nguyen, St. Maria Goretti Parish

- 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 commendation to James Allen Lafferty for his extraordinary 57-year career in aviation and his profound contributions to the City of San José. From pioneering business aviation in Silicon Valley to mentoring generations of pilots and transforming the San José Jet Center into a one-stop shop for private aviation needs at San José Mineta International Airport and a world-class gateway, Jim's leadership has shaped both the industry and our community. His legacy is one of integrity, innovation, and unwavering dedication to service. (Mulcahy)

1.2 Presentation of a proclamation declaring August 15, 2025 as the 78th 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)

1.3 Presentation of a commendation to Stanley Cao Ly Sâm in honor of 16 years of exemplary leadership and visionary service in social media and television broadcasting for the Vietnamese diaspora in the City of San José. (Ortiz)

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.

[25-789](#)**Approval of City Council Minutes.****Recommendation:**

- (a) Regular City Council Meeting Minutes of March 5, 2024.
 - (b) Regular City Council Meeting Minutes of March 19, 2024.
 - (c) Regular City Council Meeting Minutes of April 16, 2024.
 - (d) Regular City Council Meeting Minutes of April 23, 2024.
 - (e) Regular City Council Meeting Minutes of August 13, 2024.
 - (f) Regular City Council Meeting Minutes of August 20, 2024.
 - (g) Regular City Council Meeting Minutes of August 27, 2024.
 - (h) Regular City Council Meeting Minutes of September 10, 2024.
 - (i) Regular City Council Meeting Minutes of September 24, 2024.
 - (j) Regular City Council Meeting Minutes of October 1, 2024.
 - (k) Regular City Council Meeting Minutes of October 8, 2024.
 - (l) Regular City Council Meeting Minutes of October 22, 2024.
 - (m) Regular City Council Meeting Minutes of October 29, 2024.
 - (n) Regular City Council Meeting Minutes of November 5, 2024.
 - (o) Regular City Council Meeting Minutes of November 19, 2024.
 - (p) Regular City Council Meeting Minutes of December 3, 2024.
 - (q) Regular City Council Meeting Minutes of December 10, 2024.
 - (r) Regular City Council Meeting Minutes of January 14, 2025.
 - (s) Regular City Council Meeting Minutes of February 25, 2025.
 - (t) Regular City Council Meeting Minutes of March 18, 2025.
 - (u) City Council Study Session Meeting Minutes of February 13, 2024.
 - (v) City Council Study Session Meeting Minutes of October 25, 2024.
 - (w) City Council Study Session Meeting Minutes of January 21, 2025.
 - (x) City Council Study Session Meeting Minutes of May 8, 2025.
 - (y) City Council Final Public Hearing Meeting Minutes of June 9, 2025.
- 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**
- [\(a\) 03/05/2024 CC Minutes](#)
 - [\(b\) 03/19/2024 CC Minutes](#)
 - [\(c\) 04/16/2024 CC Minutes](#)
 - [\(d\) 04/23/2024 CC Minutes](#)
 - [\(e\) 08/13/2024 CC Minutes](#)
 - [\(f\) 08/20/2024 CC Minutes](#)
 - [\(g\) 08/27/2024 CC Minutes](#)
 - [\(h\) 09/10/2024 CC Minutes](#)
 - [\(i\) 09/24/2024 CC Minutes](#)
 - [\(j\) 10/01/2024 CC Minutes](#)
 - [\(k\) 10/08/2024 CC Minutes](#)
 - [\(l\) 10/22/2024 CC Minutes](#)
 - [\(m\) 10/29/2024 CC Minutes](#)
 - [\(n\) 11/05/2024 CC Minutes](#)
 - [\(o\) 11/19/2024 CC Minutes](#)
 - [\(p\) 12/03/2024 CC Minutes](#)
 - [\(q\) 12/10/2024 CC Minutes](#)
 - [\(r\) 01/14/2025 CC Minutes](#)
 - [\(s\) 02/25/2025 CC Minutes](#)
 - [\(t\) 03/18/2025 CC Minutes](#)
 - [\(u\) 02/13/2024 CC SS Minutes](#)
 - [\(v\) 10/25/2024 CC SS Minutes](#)
 - [\(w\) 01/21/2025 CC SS Minutes](#)
 - [\(x\) 05/08/2025 CC SS Minutes](#)
 - [\(y\) 06/09/2025 FPH Minutes](#)

2.2 Final Adoption of Ordinances.

[25-779](#)**Final Adoption of Ordinances.****Recommendation:**

(a) Ordinance No. 31227 - An Ordinance of the City of San José Amending Sections 4.04.020 and 4.04.055 of Chapter 4.04, Sections 4.12.018, 4.12.028, 4.12.055, and 4.12.410 of Chapter 4.12, and Sections 4.24.010 and 4.24.020 of Chapter 4.24 of Title 4 of the San José Municipal Code to Streamline City Processes in the Areas of Procurement, Contract Authority, and Settlement Authority.

[Passed for Publication on 6/17/2025 - Item 2.10 (25-676)]

(b) Ordinance No. 31231 - An Ordinance of the City of San José Amending Chapter 4.80 of Title 4 of the San José Municipal Code to Add a New Part Related to the Establishment of the Alameda Community Benefit Improvement District Fund.

[Passed for Publication on 6/17/2025 - Item 8.5(c) (25-722)]

(c) Ordinance No. 31233 - An Uncodified Ordinance of the City of San José to Designate Specified Areas of the City of San José as a Major Event Zone to Prohibit Certain Activities on Public Property Including Peddling, Distribution of Merchandise, Goods or Coupons for a Commercial Purpose, and the Sale of Counterfeit Merchandise to Facilitate the Optimum Use these Areas in Conjunction with the Major Events and Related Activities During the Following Time Periods: Beginning at Six O'clock (6:00) A.M. on Friday January 23, 2026 through Six O'clock (6:00) P.M. on Tuesday February 10, 2026 for National Football League Super Bowl LX; Beginning at Six O'clock (6:00) A.M. on Friday March 13, 2026 through Six O'clock (6:00) P.M. on Tuesday March 31, 2026 for Potential National Technology Conference and the National Collegiate Athletic Association Men's Basketball West Regional Games; and Beginning Six O'clock (6:00) A.M. on Friday June 5, 2026 through Six O'clock (6:00) P.M. on Sunday July 21, 2026 for Federation Internationale De Football Association World Cup 26.

[Passed for Publication on 6/17/2025 - Item 8.6 (25-723)]

(d) Ordinance No. 31235 - An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 0.81 Gross Acre Situated on the West Side of Evergreen Village Square, between Ruby Avenue and Classico Avenue (APN: 659-57-015 & 659-84-093) from the A(PD) Planned Development Zoning District to the MUN(PD) Planned Development Zoning District.

[Passed for Publication on 6/17/2025 - Item 10.1(a)(2) (25-728)]

2.3 Approval of Council Committee Minutes.

[25-808](#)

Approval of Council Committee Minutes.

Recommendation:

- (a) Regular Joint Meeting for the Rules and Open Government Committee Minutes of April 24, 2024.
 - (b) Regular Joint Meeting for the Rules and Open Government Committee Minutes of May 15, 2024.
 - (c) Regular Joint Meeting for the Rules and Open Government Committee Minutes of May 29, 2024.
 - (d) Regular Joint Meeting for the Rules and Open Government Committee Minutes of June 5, 2024.
 - (e) Regular Joint Meeting for the Rules and Open Government Committee Minutes of June 12, 2024.
 - (f) Regular Joint Meeting for the Rules and Open Government Committee Minutes of August 7, 2024.
 - (g) Regular Neighborhood Services and Education Committee Minutes of October 10, 2024.
 - (h) Regular Neighborhood Services and Education Committee Minutes of May 8, 2025.
 - (i) Regular Community and Economic Development Committee Minutes of January 27, 2025.
- 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

- [\(a\) 04/24/2024 ROGC Minutes](#)
- [\(b\) 05/15/2024 ROGC Minutes](#)
- [\(c\) 05/29/2024 ROGC Minutes](#)
- [\(d\) 06/05/2024 ROGC Minutes](#)
- [\(e\) 06/12/2024 ROGC Minutes](#)
- [\(f\) 08/07/2024 ROGC Minutes](#)
- [\(g\) 10/10/2024 NSE Minutes](#)
- [\(h\) 05/08/2025 NSE Minutes](#)
- [\(i\) 01/27/2025 CED Minutes](#)

2.4 Mayor and Council Excused Absence Requests.

25-806**Mayor and Council Excused Absence Requests.****Recommendation:**

(a) Request for an excused absence for Councilmember Kamei from the regular meeting of Rules and Open Government Committee and Committee of the Whole on August 6, 2025 due to authorized City business to attend the Local Agency Formation Commission of Santa Clara County (Santa Clara LAFCO) meeting on August 6, 2025.

(b) As recommended by the Rules and Open Government Committee on August 6, 2025, request for excused absences for Councilmember Campos from the regular meetings of the Neighborhood Services and Education on October 9, 2025, the ABAG Housing Committee on October 8, 2025, and the Joint MTC ABAG Legislation Committee on October 10, 2025 due to authorized City business to attend the League of California Cities 2025 Annual Conference and Expo in Long Beach, California on October 8-10, 2025.

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

[Rules Committee referral 8/6/2025 - Item B.9 for (b)]

Attachments [Memorandum](#)

2.5 City Council Travel Reports.**2.6 Report from the Council Liaison to the Retirement Boards.****2.7 25-784****City Council Appointments to Committees, Boards, and Commissions.****Recommendation:**

Appoint Councilmember Anthony Tordillos to the:

(a) Transportation & Environment Committee.

(b) Public Safety, Finance & Strategic Support Committee.

(c) ABAG - Executive Board as an Alternate.

(d) Appeals Hearing Board as the Liaison.

(e) Deferred Compensation Advisory Committee as the Liaison.

(f) Downtown Parking Board as the Liaison.

(g) Santa Clara Valley Habitat Agency Governing Board as an Alternate.

(h) Santa Clara VTA Steering Committee - Diridon Station.

(i) Silicon Valley Regional Interoperability Project as an Alternate.

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 [25-791](#) **Funding Agreement Between the City of San José and Valley Transportation Authority.**

Recommendation: Adopt a resolution ratifying the City Manager's or her designee execution of a retroactive funding agreement with the Santa Clara Valley Transportation Authority (VTA) for staffing support for the Vice Chair of the VTA Board for a term beginning on February 2, 2025 and expiring on December 31, 2026, in an amount not to exceed \$526,000. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Mayor)

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

2.9 [25-794](#) **Third Amendment to the CALeVIP Grant Agreement with the Center for Sustainable Energy to Extend Through 2025.**

Recommendation: Adopt a resolution authorizing the Director of Energy or her designee to execute a Third Amendment to the Services Agreement by and between the City of San José and the Center for Sustainable Energy, extending the term dated July 8, 2020 through December 31, 2025, with no additional funds. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Energy)

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

2.10 [25-795](#)**First Amendment to the Agreement with Q-Free TCS Inc. for Ongoing Services and Maintenance of a Garage Level Space Counting System.****Recommendation:**

Adopt a resolution authorizing the City Manager or her designee to:
(a) Negotiate and execute the First Amendment to the agreement for the purchase and maintenance of a Garage Level Space Counting System with Q-Free TCS, Inc. to extend the term by adding up to five additional one-year option periods from November 1, 2025 through October 31, 2030, under the same terms and conditions as the original agreement; and

(b) Increase the not-to-exceed amount by \$294,625 to cover the compensation for the option periods beginning November 1, 2025 and ending October 31, 2030, for a new not-to-exceed amount of \$675,849, 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](#)

2.11 [25-796](#)**Approval of Free Use of the Janet Gray Hayes Rotunda, Wing Conference Rooms, and Council Chambers for the Graphic Novel Making Contest Event.****Recommendation:**

Adopt a resolution authorizing “Free Use” for the Graphic Novel Making Contest Event held at the City Hall Rotunda, Wing Conference Rooms, and Council Chambers on Saturday, September 13, 2025, hosted by the Library Department.

CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to physical environment. (Library)

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

2.12 [25-797](#) Agreement with Healthview Preventive Medical Center, Inc. for Services Related to Health Screenings of Law Enforcement Employees.

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

- (a) Negotiate and execute an agreement with HealthView Preventive Medical Center, Inc. for the cost of services relating to health screenings for San José Police Department employees, for a maximum compensation of \$381,205;
- (b) Negotiate and execute amendments as required for any unanticipated changes, consistent with the procurement and the City's standard terms and conditions, without further City Council action, subject to the appropriation of funds; and
- (c) Exercise up to four one-year renewal 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. (Police)

Attachments [Memorandum](#)

2.13 [25-798](#) Amendment to the Schedule of Parking Penalties.

Recommendation: Adopt a resolution setting forth the Schedule of Parking Penalties to establish a fine amount of \$63 (\$50.50 base penalty plus \$12.50 State Law Surcharges) for the violation of California Vehicle Code section 4000(a), also known as Expired Registration, and to repeal Resolution No. RES2024-264.

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

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

2.14 [25-845](#) Retroactive Approval of the Purchase of District 4 Stars Gala Award.

Recommendation: As recommended by the Rules and Open Government Committee on August 6, 2025, retroactively approve the purchase of awards for the District 4 Stars Gala.

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

[Rules Committee referral 8/6/2025 - Item B.3]

Attachments [Memorandum](#)

2.15 [25-848](#) Request for Travel and Excused Absence.**Recommendation:**

As recommended by the Rules and Open Government Committee on August 6, 2025:

(a) Authorize travel for Councilmember Cohen to attend the League of California Cities 2025 Annual Conference and Expo in Long Beach, California on October 8-10, 2025. Source of Fund: Mayor/Council Travel Budget.

(b) Request for excused absences from the regular meetings of the Rules and Open Government Committee and Committee of the Whole on October 8, 2025, the Caltrain Joint Powers Board of Directors on October 9, 2025, and the Treatment Plant Advisory Committee on October 9, 2025.

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

[Rules Committee referral 8/6/2025 - Item B.8]

Attachments [Memorandum](#)
[Supplemental Memorandum, 8/5/2025](#)

2.16 [25-856](#) Request for Travel and Excused Absence.**Recommendation:**

As recommended by the Rules and Open Government Committee on August 6, 2025:

(a) Authorize travel for Vice Mayor Foley to attend the 2025 U.S.-Japan Sister Cities Summit in Izumisano, Japan and visit the sister city, Okayama, Japan on September 10-20, 2025. Source of Fund: Personal Funds.

(b) Request for excused absences from the regular meetings of the Rules and Open Government Committee and Committee of the Whole on September 10, 2025 and September 17, 2025, and the City Council on September 16, 2025.

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

[Rules Committee referral 8/6/2025 - Item B.4]

Attachments [Memorandum](#)

2.17 [25-863](#) Retroactive Approval of the Dumpster Day Sponsored by Council District 9 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

Recommendation: As recommended by the Rules and Open Government Committee on August 6, 2025:
(a) Retroactively approve the Dumpster Day scheduled on June 7, 2025 as a City Council-sponsored Special Event and approve the expenditure of funds; and
(b) Approve and accept donations from various individuals, businesses, or community groups to support the event.
CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Foley)
[Rules Committee referral 8/6/2025 - Item B.5]

Attachments [Memorandum](#)

2.18 [25-866](#) Approval and Retroactive Approval of Indian Flag Raising and Tower Lighting Sponsored by Council Districts 8 and 10 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events.

Recommendation: As recommended by the Rules and Open Government Committee on August 6, 2025:
(a) Approve the Indian Flag Raising event scheduled on August 15, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
(b) Retroactively approve the Indian Independence Day Tower and Rotunda Lighting from August 11-17, 2025 as a City Council sponsored Special Event and approve the expenditure of funds; and
(c) Approve and accept donations from various individuals, businesses, or community groups to support the events.
CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Candelas and Casey)
[Rules Committee referral 8/6/2025 - Item B.10]

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 [25-792](#)**Actions Related to Travel to Atlanta, Georgia for the September 2025 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 Atlanta, Georgia and request for an excused absence for the following Councilmembers from the following meetings due to Authorized City Business: San José Chamber of Commerce Annual Study Mission:
- (1) Mayor Mahan and Mayor's Office staff Vince Rocha (Source of Funds: Mayor - Mayor/Council Travel Budget; Mayor's Office staff - Mayor's Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meeting: none).
 - (2) Councilmember Campos (Source of Funds: District 2 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meeting: September 23, 2025 San José City Council).
 - (3) Councilmember Tordillos (Source of Funds: District 3 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meeting: September 23, 2025 San José City Council).
 - (4) Councilmember Cohen (Source of Funds: District 4 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meetings: September 23, 2025 San José City Council and September 24, 2025 Rules and Open Government Committee).
 - (5) Councilmember Mulcahy (Source of Funds: District 6 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meeting: September 23, 2025 San José City Council).
 - (6) Councilmember Doan (Source of Funds: District 7 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meetings: September 23, 2025 San José City Council, September 24, 2025 Rules and Open Government Committee, and September 25, 2025 Silicon Valley Regional Interoperability Authority Committee).
 - (7) Councilmember Casey (Source of Funds: District 10 Council Office Budget; Travel Dates: September 23, 2025 to September 26, 2025; Meeting: September 23, 2025 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 \(Quorum\), 7/24/2025](#)
[Supplemental Memorandum \(Mayor/Council Travel Budget\), 7/2](#)
[Memorandum from Mayor, Foley, Cohen & Casey, 8/8/25](#)

3.4 [25-799](#) **Actions Related to the Assembly Bill 339 (Ortega).**

Recommendation: Adopt a resolution taking a position in opposition to Assembly Bill 339 (Ortega), Local Public Employee Organizations Noticing Requirements, authorizing the City Manager's Office to issue a letter of opposition in accordance with City Council direction.
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](#)
[Letters from the Public](#)

3.5 [25-800](#) **Public Hearing for the Fiscal Year 2025-2026 Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge Assessments to be Placed on the 2025-2026 Santa Clara County Secured Property Tax Roll.**

Recommendation: (a) Conduct a public hearing on the Fiscal Year 2025-2026 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 2025-2026 Santa Clara County Secured Property Tax Roll, with such modifications the City Council may make based on public hearing testimony.
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 [25-807](#) Public Hearing for the Fiscal Year 2025-2026 Annual Residential Solid Waste Collection Service Charges to be Placed on the 2025-2026 Santa Clara County Secured Property Tax Roll.

Recommendation: (a) Conduct a public hearing on the Fiscal Year 2025-2026 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 charges as set forth therein on the 2025-2026 Santa Clara County Secured Property Tax Roll, with such modifications the City Council may make based on public hearing testimony.

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

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

3.7 [25-801](#) Fiscal Year 2025-2026 Property Tax Levy for General Obligation Bonds.

Recommendation: Adopt a resolution establishing the Fiscal Year 2025-2026 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](#)

3.8 [25-802](#) **Approval of the Issuance of Multifamily Housing Revenue Refunding Bonds and the Loan of the Proceeds Thereof for the Refinancing of the La Moraga Apartments Development and Approving Other Related Documents.**

Recommendation:

Adopt a resolution:

(a) Authorizing the issuance of tax-exempt multifamily housing revenue bonds designated as “City of San José Multifamily Housing Revenue Refunding Bonds (La Moraga Apartments), Series 2025C” in a principal amount not to exceed \$44,856,000 (2025C Bonds);

(b) Approving the loan of 2025C Bond proceeds to La Moraga San José, L.P., a California limited partnership, to refinance the outstanding multifamily housing revenue bonds issued by the City in 2012 that financed acquisition, construction, and development of a 275-unit multifamily development known as La Moraga Apartments located at 5822 Charlotte Drive in the City of San José;

(c) Approving in substantially final form a Trust Indenture, a Financing Agreement, an Amended and Restated Regulatory Agreement and Declaration of Restrictive Covenants, a Bond Purchase Agreement, a Preliminary Official Statement, an Assignment and Intercreditor Agreement and related documents (collectively, the 2025C Bond Documents); and

(d) Authorizing and directing the City Manager, Director of Housing, Director of Finance, Assistant Director of Finance, Deputy Director of Finance - Debt and Treasury Management or their designees, to negotiate, execute and deliver the 2025C Bond Documents together with any documents ancillary to the 2025C Bond Documents for the issuance and sale of the 2025C Bonds and the loan of the proceeds thereof.

CEQA: Determination of Consistency with the Environmental Impact Report for the Hitachi Campus and Mixed-Use Transit Village Project, File No. PDC04-031 (Resolution No. 72772). Council District 2 (Finance/Housing)

Attachments

[Memorandum](#)

[Trust Indenture](#)

[Financing Agreement](#)

[Amended and Restated Bond Regulatory Agreement.pdf](#)

[Bond Purchase Agreement](#)

[Preliminary Official Statement](#)

[Assignment and Intercreditor Agreement.pdf](#)

[Resolution](#)

4. PUBLIC SAFETY SERVICES

5. TRANSPORTATION & AVIATION SERVICES

6. ENVIRONMENTAL & UTILITY SERVICES

6.1 [25-803](#) Existing Single-Family Building Reach Code. - DEFERRED

Recommendation:

(a) Approve an ordinance amending various sections of Chapters 24.10 and 24.12 of Title 24 of the San José Municipal Code to modify provisions of the 2025 California Green Building Standards and Building Energy Efficiency Standards with certain exceptions, modifications, and additions which serve as a reach code to increase building efficiency, mandate electric- and solar-readiness, and incentivize all-electric development, and make findings related to the local geographical, topographical, climatic conditions and cost effectiveness, which are necessary to make modifications to the State of California's Green Building Standards and Building Energy Efficiency Standards.

(b) Authorize the City Manager to submit a reach code submittal package to the Building Standards Commission and California Energy Commission for its approval as required by law.

CEQA: Categorically Exempt, File No. ER25-147, CEQA Guidelines Section 15308, Actions by Regulatory Agencies for Protection of the Environment. (Energy)

DEFERRED TO 9/9/2025 PER RULES AND OPEN GOVERNMENT COMMITTEE

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

7. NEIGHBORHOOD SERVICES

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) [25-804](#) **PDC25-016, T25-006, PD25-008 & ER25-080 - Planned Development Rezoning, Vesting Tentative Map, and Planned Development Permit for Certain Real Property Located at 1655 Berryessa Road.**

Recommendation:

- (1) Adopt a resolution adopting an Addendum to the Berryessa Mixed-Use Development Project Final Environmental Impact Report (Resolution No. RES2023-223), and the related Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act.
- (2) Approve an ordinance rezoning certain real property of an approximately 13.05-gross-acre site situated on the north side of Berryessa Road, approximately 1,100 feet westerly of Lundy Avenue (1655 Berryessa Road) from the R-M(PD) and CP(PD) Planned Development Zoning Districts to the UR(PD) and CP(PD) Planned Development Zoning Districts.
- (3) Adopt a resolution approving, subject to conditions, a Vesting Tentative Map to merge three parcels into one and subdivide the one parcel into 31 parcels and up to 362 condominium units on the Project Site.
- (4) Adopt a resolution approving, subject to conditions, a Planned Development Permit to allow the construction of a six-story multifamily residential building totaling 260 units, 100% of which are affordable, subject to the State Density Bonus Law, on an approximately 2.38-gross-acre portion of the Project Site.
- CEQA: Addendum to the Berryessa Mixed-Use Development Project Final Environmental Impact Report (Resolution No. RES2023-223).
Council District 4. (Planning, Building and Code Enforcement)

Attachments

[Memorandum](#)
[Attachment - Exhibit A](#)
[Attachment - Exhibit B](#)
[Attachment - Exhibit C](#)
[Attachment - Exhibit D](#)
[Attachment - Exhibit E](#)
[Memorandum from Cohen, 8/7/25](#)
[\(1\) Resolution](#)
[\(2\) Ordinance](#)
[\(3\) Resolution](#)
[\(4\) Resolution](#)
[Letters from the Public](#)

- (b) [25-805](#) **C23-115, CP24-001 & ER23-250 - Conforming Rezoning and Conditional Use Permit for Property Located at 15 Cottle Road. - DROPPED**

Recommendation:

(1) Approve an ordinance rezoning certain real property of an approximately 0.94-gross-acre site from the IP Industrial Park Zoning District to the LI Light Industrial Zoning District.

(2) Adopt a resolution approving, subject to conditions, a Conditional Use Permit to allow the demolition of an existing approximately 1,638-square-foot building for the construction of an approximately 5,000-square-foot building to support construction equipment sale and lease use on site, and the reconfiguration of the layout of the approximately 0.94-gross-acre site.

CEQA: Exemption per CEQA Guidelines Section 15303(c) for New Construction or Conversion of Small Structures. Council District 2. (Planning, Building, and Code Enforcement)

DROPPED; TO BE NOTICED AT A LATER DATE PER ADMINISTRATION

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**
- **Notice of City Engineer's Pending Decision on Final Maps**

FOR RECEIPT:

Tract: 10650

Location: East side of Miller Avenue, approximately 450 feet south of Rainbow Drive and Miller Avenue intersection

District: 1

Lots/Units: 9/9

Type: SFD / SFA / MFA

Developer: Union Ave LLC

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection online at <https://sanjose.legistar.com/Calendar.aspx> or at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Tower 14th Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Please go to the Clerk's Records Database <https://records.sanjoseca.gov/Pages/Search.aspx> for the final document, or you may also contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov.

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 26.

**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 debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- (a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include 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.
- (c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- (d) Appropriate attire, including shoes and shirts 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 search for weapons and other dangerous materials.

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: § No objects will be larger than 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 perceived to exist. 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, Committee, Board or Commission:
- (a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - (b) Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the total amount of time allocated for public testimony for each public speaker or for an agenda item is in the discretion of the Chair of the meeting and may be limited when appropriate. (California Government Code Section 54954.3; Council Policy 0-37) Applicants and appellants in land use matters are usually given more time to speak. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Council, Committee, Board or Commission.
 - (c) Speakers should discuss only the agenda item when called to speak for that item, and only topics related to City business when called to speak during open forum on the agenda.
 - (d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - (e) 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.'
 - (f) 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.
 - (g) 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.