

JUNE 30, 2020 – AMENDED AGENDA

PROPOSED ADDITIONS – PRINTED AGENDA

APPROVAL OF ANY NON-COVID RELATED ITEMS BELOW INCLUDES A SUNSHINE WAIVER

<p>MAYOR AND COUNCIL REQUESTS</p>
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2.4 Request for an Excused Absence for Councilmember Esparza.

Recommendations

Request for an excused absence from the City Council Meeting on June 23, 2020 due to illness.

3.x Support for ACA 5. (Arenas)

Recommendations

1. Adopt a position of support for ACA 5 (Weber) – Government Preferences.
2. Recommend this item be agendized for the June 30, 2020 City Council Meeting for Council discussion and action to advocate the City’s support for ACA 5 to the California State Assembly and Senate.

CITY MANAGER'S REQUESTS

PROPOSED ADDITIONS – PRINTED AGENDA (NON-COVID-19 RELATED)

- 2.x Approval of the Terms of an Agreement with the San Jose Police Officers' Association (SJPOA) for the Term of July 1, 2020 Through June 30, 2021.**

Recommendation:

Adopt a resolution approving the terms of a collective bargaining agreement between the City and the San Jose Police Officers' Association (SJPOA) for the term of July 1, 2020 through June 30, 2021, and authorizing the City Manager to execute the agreement with those terms.

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

PROPOSED ADDITIONS – PRINTED AGENDA (COVID-19 RELATED)

- 2.x Extension of Business Tax Amnesty Program Through September 30, 2020.**

Recommendation:

Approve an ordinance retroactively extending the Business Tax Amnesty and Business Improvement District ("BID") Assessment Amnesty Programs from June 30, 2020 through September 30, 2020.

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

3.x Actions Related to the Food Distribution Agreements.**Recommendation:**

Adopt a resolution to authorize the City Manager to negotiate and execute:

- (a) Agreement(s) to Provide Food for a Limited Duration between the City of San José and Catholic Charities of Santa Clara County (San José, CA) to provide groceries to temporarily sheltered, unsheltered, isolated, medically vulnerable, and low-income individuals experiencing food insecurity due to the impacts of the COVID-19 pandemic for a term retroactive to March 17, 2020 through August 31, 2020 with the maximum compensation not to exceed \$1,300,000;
- (b) An Agreement to Provide Meals for Limited Duration between the City of San José and Revolution Foods, Inc. (Oakland, CA) to provide meals for individuals experiencing food insecurity due to the impacts of the COVID-19 pandemic for a term retroactive to June 23, 2020 through August 31, 2020 with the maximum compensation not to exceed \$1,689,000;
- (c) Amended Purchase Order(s) with First 5 Santa Clara County (San José, CA) for the purchase of diapers, wipes, and baby formula products to distribute to families experiencing food insecurity and to mitigate the effects of COVID-19 to extend the term retroactive to June 2020 through December 30, 2020 and to increase the compensation by \$1,000,000 for a maximum not-to-exceed compensation of \$1,500,000;
- (d) Continuation and Amendment to the two Agreements to Provide Meals for Limited Duration between the City of San José and Hunger at Home (San José, CA) to provide meals to temporarily sheltered, unsheltered, isolated, medically vulnerable, and low-income individuals experiencing food insecurity due to the impacts of the COVID-19 pandemic to add one option to extend the term retroactive to June 20 through August 31, 2020 with no change to the maximum compensation amounts of \$884,000 for service in San José and \$416,000 for service in Santa Clara County and outside of San José; and
- (e) Amendment to the two Agreements to Provide Meals for a Limited Duration between the City of San José and Team San Jose (San José, CA) to provide meals to unhoused individuals to add an option to extend the term from August 9 through August 31, 2020 with no change to the maximum compensation amounts of \$955,723 for service in San José and \$449,752 for service in Santa Clara County and outside 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)

3.x Santa Clara County Cities Agreement for Food and Necessities Reimbursement.

Recommendation:

Adopt a resolution authorizing the City Manager to negotiate and execute agreements with each of the other cities in Santa Clara County to reimburse the City for the loaded cost of food and necessities distributed to residents of those respective cities through December 31, 2020.

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

8.x Confirmation and Ratification of the Declaration of the Director of Emergency Services Suspending Enforcement of Certain Provisions in Land Use Requirements in the San José Municipal Code.

Recommendation:

Adopt a Resolution of the Council of the City of San José confirming and ratifying the Declaration of the Director of Emergency Services of the City of San José Suspending Enforcement of Certain Provisions in Land Use Permits and Approvals and Zoning and Encroachment Requirements in the San José Municipal Code issued June 26, 2020 (“Emergency Order”).

CEQA: Categorically Exempt, File No. ER20-114, CEQA Section 15304(e) Minor Alterations to Land. (Economic Development)

8.x Substantial Amendment to the FY 2019-2020 Annual Action Plan for the U.S. Department of Housing and Urban Development.

Recommendation:

- (a) Hold a Public Hearing to allow for public comment and adopt a resolution relating to the following actions regarding amendment to the existing spending plans for Community Development Block Grant (CDBG), and HOME Investment Partnership funds awarded by the U.S. Department of Housing and Urban Development (HUD) to the City:
- (1) Approve the following relating to Substantial Amendments to the FY 2019-20 Annual Action Plan to:
- a. Decrease The Health Trust's current HOME allocation of \$2,252,235 by \$419,235 to \$1,833,000 and amend The Health Trust's Rapid Re-housing contract dated December 16, 2019;
 - b. Allocate \$6,517,646 of HOME Investments Partnership (HOME) funding for Tenant Based Rental Assistance (TBRA);
 - c. Award \$2,650,500 of HOME funding to Sacred Heart Community Service for TBRA, and authorize the Director of Housing to negotiate and execute an emergency sole source agreement with Sacred Heart Community Service;
 - d. Award \$2,400,000 of HOME funding to Catholic Charities of Santa Clara County for TBRA, and authorize the Director of Housing to negotiate and execute an emergency sole source agreement with Catholic Charities of Santa Clara County;
 - e. Award \$346,485 of HOME funding to Next Door Solutions to Domestic Violence for TBRA for victims of domestic violence and their families, and authorize the Director of Housing to negotiate and execute an emergency sole source agreement with Next Door Solutions to Domestic Violence;
 - f. Award \$1,000,000 of HOME funding to Bill Wilson Center for TBRA for families, and authorize the Director of Housing to negotiate and execute an emergency sole source agreement with the Bill Wilson Center;
 - g. Award \$121,161 of HOME funding, \$88,839 of CDBG funding, and \$15,000 of Housing Trust Fund (HTF) funding to YWCA for rental assistance and motel vouchers for victims of domestic violence and authorize the Director of Housing to negotiate and execute an amendment to the YWCA contract relating to these additional funds dated July 1, 2019;
 - h. Decrease the City's HOME administration allocation of \$242,810 by \$102,695 to \$140,115;
 - i. Add Community Wireless Network Infrastructure as an eligible project under the Acquisition, Rehabilitation and Infrastructure for Affordable Housing Sites and Public Facilities activity;

- j. Allocate \$100,000 in CDBG funding to the City for the Community Wireless Network Infrastructure project for pre-development purposes; and
- k. Award \$400,000 in CDBG funding to First Five of Santa Clara County to provide family calming kits and authorize the Director of Housing to negotiate and execute a sole source agreement with First Five of Santa Clara County.
 - (2) Authorize the City's Housing Department to submit the Substantial Amendment to the U.S. Department of Housing and Urban Development.
- (b) Adopt the following Fiscal Year 2019-2020 Appropriation Ordinance Amendments in the Community Development Block Grant Fund:
 - (1) Decrease the Neighborhood Infrastructure Improvements appropriation to the Housing Department by \$588,839;
 - (2) Establish a Community Wireless Network Infrastructure appropriation to the Housing Department in the amount of \$100,000;
 - (3) Establish a Childcare Services appropriation to the Housing Department in the amount of \$400,000; and
 - (4) Establish a Homeless Services appropriation to the Housing Department in the amount of \$88,839.
- (c) Adopt the following Fiscal Year 2019-2020 Appropriation Ordinance Amendments in the HOME Investment Partnership Program Fund:
 - (1) Decrease the Housing Project Reserve appropriation by \$5,000,000;
 - (2) Decrease the Ending Fund Balance by \$1,517,646; and
 - (3) Increase the Tenant Based Rental Assistance appropriation to the Housing Department by \$6,517,646.
- (d) Adopt the following Fiscal Year 2019-2020 Appropriation Ordinance Amendments in the Housing Trust Fund:
 - (1) Decrease the Ending Fund Balance by \$15,000; and,
 - (2) Increase the Housing and Homeless Projects appropriation to the Housing Department by \$15,000.

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. (Housing)

CITY ATTORNEY'S REQUESTS

CITY CLERK'S REQUESTS