

MINUTES OF THE CITY COUNCIL

SAN JOSÉ, CALIFORNIA

TUESDAY, AUGUST 6, 2019

The Council of the City of San José convened in Closed Session at 9:30 a.m. in the Council Chambers at City Hall.

9:30 a.m.- 19-650 – Closed Session Agenda.

Absent Councilmembers: All Present.

CLOSED SESSION

Upon motion unanimously adopted, Council recessed at 9:30 a.m. to a Closed Session in Room W133; (A) To confer with Legal Counsel – Anticipated Litigation Pursuant to Government Code Section 54956.9(d)(4): Matter(s) to be discussed: 2 (two); (B) To confer with Legal Counsel – Anticipated Litigation Pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government Code: Matter(s) to be discussed: 1 (one); (C) To confer with Legal Counsel – Existing Litigation/Initiated Litigation Pursuant to Government Code Section 54956.9(d)(1): (1) Friends of the Willow Glen Trestle v. City of San José, et al.; Names Of Partie(s) Involved: Friends of the Willow Glen Trestle, an unincorporated association; City of San José and City Council of the City of San José; Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction; Case No.: 1-14-CV-260439; Amount of Money or Other Relief Damages according to proof; (2) City of San José and Black Alliance for Just Immigration v. Wilbur L. Ross, Jr., et al.; Names Of Partie(s) Involved: City of San José; Black Alliance for Just Immigration; Wilbur L. Ross, Jr.; U.S. Department of Commerce; Ron Jarmin; U.S. Census Bureau; Court: U.S. District Court, Northern District of California, San Francisco Division; Case No. 17-CV-03860-LHK; Amount of Money or Other Relief Sought: Damages according to proof; (D) (1) to Confer with Real Property Designated Representatives Pursuant to Government Code Section 54956.8: Property Street Address, Parcel Number, or other Unique Reference of Property: Brandenburg property: APNs 708-25-001, -002; 708-26-001, -002; 708-27-001, -002, -007, -014; 708-28-002; 708-30-008, -016, -017 and -018; Property: Sobrato North Property: APNs 703-30-014 and -015; Sobrato South property: APNs 712-23-111 and -112; Negotiation Parties: Nanci Klein for the City of San José and Tim Steel for Sobrato and Bill Barron for Brandenburg; Under Negotiation: the direction will concern price and terms of payment; Likely Range of Value of Property: Negotiated price based on appraisal and comparable property values; (2) Confer with Real Property Designated Representatives Pursuant to Government Code Section 54956.8: (1) Property Street Address, Parcel Number or Other Unique Reference of Property: 255 South Montgomery Street (APN 261-37-025); 8 South Montgomery Street (APN 259-38-130); 102 South Montgomery Street (APN 259-48-012); 510 West San Fernando Street (APN 259-48-011, 259-48-013); 150 South Montgomery Street (APN 259-48-053); 105 South Montgomery Street (APN 261-35-003, 261-35-006, 261-35-010); 645 Park Avenue (APN 261-35-014); 525 West Santa Clara Street/566 West Julian Street (APN 259-28-031, 259-28-041, 259-28-043, 259-28-044); 697

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CLOSED SESSION (Cont'd.)

W. San Carlos (261-37-030); No address (261-37-028); Negotiating Parties: Nanci Klein for the City of San José and Jay Bechtel for Google; Under Negotiation: the direction will concern price and terms for payment; (E) to Confer with Labor Negotiator Pursuant to Government Code Section 54957.6: City Negotiator: Jennifer Schembri, Director of Employee Relations; Employee Organizations: (1) International Union of Operating Engineers, Local No. 3 (OE#3); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and International Union of Operating Engineers, Local No. 3 (OE#3). Web: <http://www.sanjoseca.gov/?nid=186>; Telephone for Employee Relations: 408-535-8150.

By unanimous consent, Council recessed from the Closed Session at 11:50 a.m.; Council reconvened to Regular Session at 1:35 p.m. in the Council Chambers.

Present: Councilmembers - Arenas, Carrasco, Davis, Diep, Jimenez, Jones, Khamis, Esparza, Peralez, Foley; Liccardo.

Absent: Councilmembers - All Present.

A moment of silence was offered for victims of the Gilroy shootings and their families.

INVOCATION (District 3)

Abe Andrade, Executive Director of the Santa Clara County Fairgrounds, 4-H member Ashley Jordan, FFA (Future Farmers of America) member Emily Tercero, and Fair Manager Ashley Tercero presented the Invocation.

PLEDGE OF ALLEGIANCE

Mayor Sam Liccardo led the Pledge of Allegiance,

ORDERS OF THE DAY

Upon motion by Councilmember Johnny Khamis, seconded by Vice Mayor Chappie Jones and carried unanimously, the Orders of the Day and the Amended Agenda were approved.
(10-0-1. Absent: Carrasco.)

CEREMONIAL ITEMS

- 1.1 Mayor Sam Liccardo and Councilmember Dev Davis presented a Proclamation recognizing August as Breastfeeding Month. (Davis)
- 1.2 Mayor Sam Liccardo and Councilmember Maya Esparza presented a Commendation to COMCAST, Telecommunications Company, in recognition of their excellence in leadership, commitment to the D-7 Sylvandale School and students, and dedication to bettering the community. (Esparza)

CONSENT CALENDAR

Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Pam Foley and carried unanimously, the Consent Calendar was approved and the below listed actions were taken as indicated. (10-0-1. Absent: Carrasco.)

19-615 Approval of City Council Minutes.

- (a) Regular City Council Meeting Minutes of November 17, 2018.
 - (b) Regular City Council Meeting Minutes of December 4, 2018.
- CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

Action: The City Council Minutes were approved. (10-0-1. Absent: Carrasco.)

2.2 19-590 Final Adoption of Ordinances.

- (a) Ord No. 30290 - An Ordinance of the City of San José Amending Title 20 of the San José Municipal Code (Zoning Ordinance) to: Add Or Remove Uses and Change Permit Requirements in the Open Space/Agriculture, Residential, Commercial, Industrial, and Downtown Zoning Districts in Tables 20-30, 20-50, 20-90, 20-110, And 20-140; Amend Section 20.50.110 for Commercial Support in Industrial Districts; Repeal Section 20.50.115 for Large Format Commercial Establishment, Associated Commercial; Repeal Section 20.70.140 on Art Display Structure; Amend Section 20.70.520 for the Downtown Groundfloor Space Overlay (DG Overlay) to Replace it with the Active Use Area Overlay; Clarify and Consolidate Uses in the Parking and Loading Chapter 20.90; Amend Section 20.120.110 to Update Table 20-270 for Conformance with the General Plan; Add, Remove, or Update Various Definitions in Chapter 20.200; and Make Other Technical, Non-Substantive, or Formatting Changes; all to Effectuate Zoning Code and General Plan Conformance.

Action: **Ordinance Number 30290** was adopted. (10-0-1. Absent: Carrasco.)

2.3 Approval of Council Committee Minutes.

- (a) Rules and Open Government Committee Minutes of June 12, 2019.
 - (b) Neighborhood Services & Education Committee Minutes of June 13, 2019.
 - (c) Public Safety, Finance & Strategic Support Committee Minutes of June 20, 2019.
- CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

Action: The City Council Committee Minutes were approved. (10-0-1. Absent: Carrasco.)

2.4 Mayor and Council Excused Absence Requests.

None provided.

2.5 City Council Travel Reports.

Councilmember Lan Diep reported on his trip to Harvard Law School in Cambridge to attend the Harvard Young American Leaders Program, which was funded by the Knight Foundation.

Mayor Sam Liccardo reported on his attendance at the U.S Mayor's Conference in Honolulu, Hawaii, where he spoke on a panel on homelessness and on climate change; also discussed was a partnership with MasterCard and with AT&T in developing a new program to assist in disaster relief.

Raul Peralez reported on a trip to Houston, Texas to attend the Sister City International Conference, where he was elected to serve on the Sister City International Board.

Action: Upon motion by Councilmember Lan Diep, seconded by Councilmember Johnny Khamis and carried unanimously the City Council Travel Reports were accepted. (11-0.)

2.6 Report from the Council Liaison to the Retirement Boards.

None provided.

2.7 19-575 Approval of Adjusted Campaign Contribution Limits.

Adopt the resolution approving the campaign contribution limits adjusted in accordance with San José Municipal Code Section 12.06.210.D.

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

Action: **Resolution No. 79203** was adopted. (10-0-1. Absent: Carrasco.)

2.8 19-604 Boards and Commissions Appointments.

Approve the following Boards and Commissions appointments:

(a) Airport Commission:

- (1) District 2 Seat: Appoint Brandon Chaidez to a term ending June 30, 2023;
- * (2) District 6 Seat: Appoint Robert Henken to a term ending June 30, 2023;
- (3) District 8 Seat: Appoint Surjit Bains to a term ending June 30, 2023;
- (4) District 10 Seat: Appoint Dan Connolly to a term ending June 30, 2023;

(b) Library and Early Education Commission:

- (1) District 4 Seat: Appoint Hilary Thorsen to a term ending June 30, 2023;
- (2) District 2 Seat: Appoint Kristen Rivers to a term ending June 30, 2023;
- (3) District 6 Seat: Appoint Commissioner to a term ending June 30, 2023;
- (4) District 8 Seat: Patricia Mendoza to a term ending June 30, 2023;
- (5) District 10 Seat: Appoint Commissioner to a term ending June 30, 2023;

(c) Senior Citizens Commission

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2.8 19-604 Boards and Commissions Appointments (Cont'd.)

- (1) District 3 Seat: Appoint Marcia Cohen Zakai to a term ending June 30, 2021;
 - (2) District 6 Seat: Appoint John Allen to a term ending June 30, 2023;
 - (3) District 8 Seat: Appoint Commissioner to a term ending June 30, 2023;
 - (4) District 1 Seat: Appoint Jelili Apalara to a term ending June 30, 2021;
 - (5) District 5 Seat: Appoint Commissioner to a term ending June 30, 2021;
 - (d) Youth Commission:
 - (1) District 3 Seat: Appoint Nicole Hoang to a term ending May 31, 2021;
 - (e) Housing and Community Development Commission:
 - (1) District 2 Seat: Extend term for Alex Shoor to a term ending August 31, 2019;
 - (2) District 4 Seat: Extend term for Huy Tran to a term ending August 31, 2019;
 - (3) District 6 Seat: Extend term for Andrea Wheeler to a term ending August 31, 2019;
 - (4) District 10 Seat: Extend term for Michael Fitzgerald to a term ending August 31, 2019.
- CEQA: Not a Project, File No. PP17-010, City Organization and Administrative Activities, resulting in no changes to the physical environment. (City Clerk)

Councilmember Johnny Khamis pulled Item 2.8 to note an additional District 10 appointment to the Library and Early Education Commission, which will be agendized for next week.

Action: Upon motion by Councilmember Johnny Khamis, seconded by Councilmember Pam Foley and carried unanimously, the Boards and Commissions Appointments were accepted. (10-0-1. Absent: Carrasco.)

2.9 19-594 Agreement with Cristo Rey San José Work Study Corporation for Student Work-Study Program.

Approve an Agreement between the City of San José and Cristo Rey San José Work Study Corporation to provide student workers through June 30, 2023, with a maximum compensation amount not to exceed \$838,264, subject to City Council annual 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)

Councilmember Sergio Jimenez pulled Item 2.9 with questions regarding the RFP. Chief of Staff, Office of the City Manager, Lee Wilcox, responded to questions.

Action: Upon motion by Councilmember Sergio Jimenez, seconded by Councilmember Sylvia Arenas and carried unanimously, the Agreement with Cristo Rey San José Work Study Corporation for Student Work-Study Program was approved. (11-0.)

2.10 19-596 Request for Travel for Mayor's Staff.

Authorize travel, accept travel payments to the City of San José, and designate Mayor's staff, Shireen Santosham, as the City representative to attend the 2019 Aspen Institute Conference on Communications Policy in Aspen, Colorado from August 11 - August 14, 2019. Source of Funds: Aspen Institute.

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

Action: The request for travel was authorized. (10-0-1. Absent: Carrasco.)

2.11 19-595 Caltrans Sustainable Community Grant Acceptance Actions.

(a) Adopt a resolution authorizing the City Manager or designee to:

(1) Accept grant funds from Caltrans Sustainable Community grant program in an amount not to exceed \$602,004 to develop San José's Emerging Mobility Action Plan; and

(2) Negotiate and execute any documents necessary to accept the grant funds.

(b) Adopt the following 2019-2020 Appropriation Ordinance and Funding Sources Resolution amendments in the Construction Excise Tax Fund:

(1) Increase the estimate for Revenue from State of California by \$602,004; and

(2) Establish the Emerging Mobility Action Plan appropriation to the Department of Transportation in the amount of \$602,004.

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

(Transportation/City Manager)

Action: **Resolution No. 79204**, accepting grant funds from Caltrans Sustainable Community grant Program, Funding Source **Resolution No. 79205** and Appropriation **Ordinance No. 30291** were adopted. (10-0-1. Absent: Carrasco.)

2.12 19-635 Actions Related to the Multi-Jurisdiction Stevens Creek Boulevard Complete Streets and Transit Planning.

Adopt resolutions to:

(a) Repeal Resolution No. 79105 adopted on June 4, 2019, City Council item 2.18; and

(b) Replace it with a new resolution entitled: Multi-Jurisdiction Stevens Creek Boulevard Complete Streets and Transit Planning: (1) supporting a Complete Streets and Near-Term Transit Implementation Plan for the Stevens Creek Boulevard Corridor to be prepared jointly by the Santa Clara Valley Transportation Authority (VTA) and the cities of Santa

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2.12 (Cont'd.)

Clara, Cupertino, and San José, and (2) supporting the VTA High Capacity Transit Study and implementation of high capacity transit service along the Stevens Creek Corridor.

CEQA: Statutorily Exempt, File No. PP17-001, CEQA Guidelines Section 15262, Feasibility and Planning Studies with no commitment to future actions. (Transportation)

[RENUMBERED FROM ITEM 6.1 (19-603)]

Action: **Resolution No. 79206** and **Resolution No. 79207**, Related to the Multi-Jurisdiction Stevens Creek Boulevard Complete Streets and Transit Planning, were adopted. (10-0-1. Absent: Carrasco.)

2.13 19-636 **Retroactive Approval of Cahill Beautification Day Sponsored by Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.**

As recommended by the Rules and Open Government Committee on July 31, 2019:

(a) Retroactively approve the Cahill Beautification Day scheduled on June 29, 2019 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. (Davis)

[Rules Committee referral 7/31/19 - Item G.1.a]

Action: The City Council Sponsored Special Event was retroactively approved. (10-0-1. Absent: Carrasco.)

2.14 19-637 **Retroactive Approval of Willow Creek Dumpster Day Sponsored by Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.**

As recommended by the Rules and Open Government Committee on July 31, 2019:

(a) Retroactively approve the Willow Creek Dumpster Day scheduled on April 6, 2019 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. (Davis)

[Rules Committee referral 7/31/19 - Item G.1.b]

Action: The City Council Sponsored Special Event was retroactively approved. (10-0-1. Absent: Carrasco.)

2.15 19-638

Retroactive Approval of Cory Dumpster Day Sponsored by Council District 6 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

As recommended by the Rules and Open Government Committee on July 31, 2019:

(a) Retroactively approve the Cory Dumpster Day scheduled on April 27, 2019 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. (Davis)

[Rules Committee referral 7/31/19 - Item G.1.c]

Action: The City Council Sponsored Special Event was retroactively approved. (10-0-1. Absent: Carrasco.)

2.16 19-639

Retroactive Approval of the D2 Viva Parks Series Sponsored by Council District 2 and the Parks, Recreation, and Neighborhood Services Department as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

As recommended by the Rules and Open Government Committee on July 31, 2019:

(a) Retroactively approve the Viva Parks Series scheduled on June 4, 2019 through August 22, 2019 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. (Jimenez)

[Rules Committee referral 7/31/19 - Item G.1.d]

Action: The City Council Sponsored Special Event was retroactively approved. (10-0-1. Absent: Carrasco.)

3. STRATEGIC SUPPORT

3.1 Report of the City Manager, David Sykes (Verbal Report)

City Manager, David Sykes offered accolades to staff for navigating a busy June, where 165 items were brought forth to Council for approval, and bringing forth a manageable agenda for today's session.

3.2 Labor Negotiations Update.

None provided.

3.3 19-597 Employee Reimbursements Audit Report. - DEFERRED

As recommended by the Public Safety, Finance and Strategic Support Committee on June 20, 2019, accept the Employee Reimbursements Audit.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (City Auditor)

[Public Safety, Finance and Strategic Support Committee referral 6/20/19 - Item (d)1]

Deferred to 8/27/19 per Administration.

3.4 19-598 Public Hearing for Fiscal Year 2019-2020 Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge Assessments for the 2019-2020 Santa Clara County Secured Property Tax Roll.

Conduct a Public Hearing on the Fiscal Year 2019-2020 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; and adopt a resolution to confirm the approval of the report and the placement of the charges as set forth therein on the 2019-2020 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, Governmental Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment, and File No. PP17-010, City Organizational & Administrative Activities resulting in no changes to the physical environment. (Finance)

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, **Resolution No. 79208**, confirming approval of the report and the placement of the charges as set forth therein on the 2019-2020 Santa Clara County Secured Property Tax Roll, was adopted. (8-0-3. Absent: Esparza, Arenas, Khamis.)

3.5 19-599 Public Hearing for Fiscal Year 2019-2020 Annual Residential Solid Waste Collection Service Charges for the 2019-2020 Santa Clara County Secured Property Tax Roll.

Conduct a Public Hearing on the Fiscal Year 2019-2020 annual report prepared by the Director of Finance detailing the Residential Solid Waste Collection Service Charges filed with the City Clerk's Office; and adopt a resolution to confirm the approval of the report and the placement of charges as set forth therein on the 2019-2020 Santa Clara County Secured Property Tax Roll, with such modifications the City Council may make based on public hearing testimony.

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3.5 (Cont'd.)

CEQA: Not a Project, File No. PP17-004, Governmental Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment, and File No. PP17-010, City Organizational & Administrative Activities resulting in no changes to the physical environment. (Finance)

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Pam Foley and carried unanimously, **Resolution No. 79209**, confirming approval of the report and the placement of the charges as set forth therein on the 2019-2020 Santa Clara County Secured Property Tax Roll, was adopted. (8-0-3. Absent: Esparza, Arenas, Khamis.)

3.6 19-600 Fiscal Year 2019-2020 Property Tax Levy for General Obligation Bonds.

Adopt a resolution establishing the Fiscal Year 2019-2020 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 related administration fee to the County.

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)

Action: Upon motion by Vice Mayor Chappie Jones, seconded by Councilmember Dev Davis and carried unanimously, **Resolution No. 79210**, establishing the Fiscal Year 2019-2020 property tax levy on all taxable property within the City of San José, was adopted. (8-0-3. Absent: Esparza, Arenas, Khamis.)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 19-601 Private Development Workforce Standards.

(a) Drop the second reading of the private development workforce standards ordinance approved in item 4.5 at the Council meeting on June 25, 2019.

Second Reading dropped.

(b) Approve an ordinance amending the San José Municipal Code to add a new Chapter 14.10 to Title 14 to set forth certain minimum labor standards, including prevailing wage requirements, for any private construction project accepting a public subsidy.

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

[Referred from 6/25/19 - Item 4.5]

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4.1 (Cont'd.)

Director of Public Works, Matt Cano provided a presentation and responded to questions.

Mayor Sam Liccardo opened the floor for public comment.

Public comment: Five members of the public spoke on creating a level playing field, addressing issues of the ‘working poor’, and offering support to the recommendations.

Motion: Councilmember Raul Peralez moved approval of the staff recommendations, and the motion was seconded by Councilmember Sylvia Arenas.

Councilmember Johnny Khamis and Councilmember Dev Davis expressed concerns about the ordinance language, particularly the use of the term ‘subsidy’. City Attorney Richard Doyle and Public Works Division Manager, Chris Hickey responded, and extensive conversation followed.

Action: On a call for the question, the motion carried, and **Ordinance No. 30292**, amending the San José Municipal Code to add a new Chapter 14.10 to Title 14 to set forth certain minimum labor standards, including prevailing wage requirements, for any private construction project accepting a public subsidy, was passed for publication. (9-0-2. Noes: Davis, Khamis.)

4.2 19-602 **Council Policy Priority #4: Electronic Billboards - Approval of Scope and Timeline for Request for Proposals for Large Format Signage/Billboards on City-Owned Property.**

Accept staff recommendations for the scope and timeline of two Large Format Signage/Billboard Request for Proposals on City-owned property.

CEQA: Negative Declaration for General Plan Text, Municipal Code and Council Policy Amendments for Signs on City-owned Sites, including Billboards, Programmable Electronic Signs, and Signs Displaying Off-site Commercial Speech, File No. PP18-058. (Economic Development)

Downtown Manager, Blage Zelalich, provided a presentation.

Mayor Sam Liccardo opened the floor for public comment.

Public comment: Four members of the public offered comments and recommendations, including additional considerations pertaining to the RFP.

Action: Upon motion by Councilmember Raul Peralez, seconded by Councilmember Sylvia Arenas and carried unanimously, the staff recommendations were accepted, including the memorandum by Councilmember Raul Peralez, Vice Mayor Chappie Jones and Councilmember Sylvia Arenas, dated August 2, 2019 to: Accept staff recommendation with the addition that (1) Any take-down proposal prioritizes existing billboards that are historically or currently blighted permitting lease conditions, and, (2) That City Staff provides clarification on a comprehensive timeline of the RFP process including issuance and award date.

(11-0.)

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

6.1 19-603 Actions Related to the Multi-Jurisdiction Stevens Creek Boulevard Complete Streets and Transit Planning. - RENUMBERED TO ITEM 2.12

Adopt resolutions to:

(a) Repeal Resolution No. 79105 adopted on June 4, 2019, City Council item 2.18; and

(b) Replace it with a new resolution entitled: *Multi-Jurisdiction Stevens Creek Boulevard Complete Streets and Transit Planning*: (1) supporting a Complete Streets and Near-Term Transit Implementation Plan for the Stevens Creek Boulevard Corridor to be prepared jointly by the Santa Clara Valley Transportation Authority (VTA) and the cities of Santa Clara, Cupertino, and San José, and (2) supporting the VTA High Capacity Transit Study and implementation of high capacity transit service along the Stevens Creek Corridor.

CEQA: Statutorily Exempt, File No. PP17-001, CEQA Guidelines Section 15262, Feasibility and Planning Studies with no commitment to future actions. (Transportation)

[RENUMBERED TO ITEM 2.12 (19-635)]

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY

9. REDEVELOPMENT – SUCCESSOR AGENCY

10. LAND USE

10.1 Land Use on Consent Calendar

No Land Use items on Consent Calendar.

10 Land Use - Regular Agenda

None

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

FOR APPROVAL:

Tract: 10464

Location: Raleigh Rd/Great Oaks Blvd. (North of HWY 85)

District: 2

Lots/Units: 9/66

Type: SFD

Proposed Decision: Approved

Developer: Pulte Group

- **Open Forum**

Gavin Rust, Allegra Watson, Miguel LePoutre, Alrie Middlebrook, and Ian Barragan urged a study session to continue a movement begun at Middlebrook Gardens, integrating agriculture into residential neighborhoods, examining the potential for ecovillages and participatory processes for youth in making San José a model for sustainability.

Ray Perez spoke to the need for affordable housing.

Tessa Woodmansee urged declaration of a climate emergency.

ADJOURNMENT

The meeting of the City Council of the City of San José was adjourned at 4:12 p.m. in memory of Warren Gannon, who passed away on July 21, 2019, at the age of 92. Mr. Gannon was elected as the first President of the Winchester Ranch Senior Home Owner Association and served as Chair of the Senior Commission for many years. He was a dedicated member of his community and respected by many. He will be remembered for his work ethic, integrity and compassion.

Minutes Recorded, Prepared and Respectfully Submitted by,



Toni J. Taber, CMC
City Clerk