



City Council Meeting Draft Minutes

Tuesday, November 18, 2025

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

- **Call to Order and Roll Call**

9:00 a.m. – Closed Session. *See Pages 20-22 for the Closed Session Minutes.*

Present Councilmembers: Mahan, Campos, Tordillos, Cohen, Ortiz,
Mulcahy, Candelas, Foley, Casey.

Absent Councilmembers: Kamei, Doan.

1:35 p.m. Regular Session.

Present Councilmembers: Mahan, Kamei, Campos, Tordillos, Cohen, Ortiz,
Mulcahy, Doan, Candelas, Foley, Casey.

Absent Councilmembers: None.

- **Pledge of Allegiance**

Mayor Matt Mahan led the Pledge of Allegiance.

- **Invocation**

Reverend Steve Pinkston, New Beginnings Community Church, offered the invocation.

- **Orders of the Day**

None provided.

- **Adjournment Recognition**

Councilmember Peter Ortiz announced this meeting will be adjourned in memory of Rudolph Tenes, who passed away on October 10, 2025. Born in Mexico, Rudolph dedicated his life to family and community. He was a proud San José resident and part of a generation that helped lay the foundation for the vibrant, diverse City we know today. Beyond his personal and civic contributions, Rudolph was the author of *Mano a Mano - Gringo Chicano*, which captured the spirit of San José's East Side, bringing to life characters whose relationships, struggles, and journeys reflected the heart of the Mexican American experience. Rudolph will be remembered for his perseverance, kindness, and enduring commitment to those he loved and the community he called home.

- **Closed Session Report**

None provided.

1. CEREMONIAL ITEMS

1.1 Councilmember Rosemary Kamei presented a proclamation recognizing November 16, 2025 as National Stormwater Day to raise awareness about the importance of stormwater management and to honor the work of stormwater professionals in the City of San José.

1.2 Councilmember Domingo Candelas presented a commendation recognizing Ida Jew Academy and Valle Vista Elementary (IJAVVE) for achieving a remarkable milestone in education by earning the Civic Learning Award of Excellence from the Judicial Council of California.

1.3 Councilmember David Cohen and Vice Mayor Pam Foley presented a proclamation recognizing November 16, 2025 as World Day of Remembrance for Road Traffic Victims and Road Safety Week in the City of San José.

2. CONSENT CALENDAR

Mayor Matt Mahan pulled Item 2.17 for comment.

Toni Taber, City Clerk, announced the results of the employee elections for Item 2.24, as described in the supplemental memorandum issued by the City Clerk on November 17, 2025.

Public Comment: None provided.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, the Consent Calendar was approved *as a whole*, and the following actions were taken as indicated. (11-0-0)

2.1 Approval of City Council Minutes

(a) Regular City Council Meeting Minutes of October 21, 2025.

(b) Special City Council Closed Session Minutes of October 24, 2025.

(c) Regular City Council Meeting Minutes of October 28, 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.

Action: The City Council Minutes were approved. (11-0-0)

2.2 Final Adoption of Ordinances.

(a) Ordinance No. 31255 - An Ordinance of the City of San José Adding a New Chapter 10.54 to Title 10 of the San José Municipal Code Requiring All Law Enforcement Officers Operating in the City of San José to Wear Clearly Visible Identification and Prohibiting the Use of Face Coverings to Obscure Identity During Public Interaction, with Limited Exceptions. [Passed for Publication on 10/28/2025 - Item 4.1 (25-1139)]

(b) Ordinance No. 31256 - An Ordinance of the City of San José Amending Various Sections of Title 24 (Technical Codes) of the San José Municipal Code to (1) Adopt the 2025 Editions of the California Building Code, California Residential Code, California Electrical Code, California Mechanical Code, California Plumbing Code, California Energy Code, California Wildland Urban Interface Code, California Historical Building Code, California Fire Code, California Existing Building Code, and California Green Building Standards Code; (2) Find that the City of San José Local Climatic, Geological, and Topographical Conditions Warrant Additional Protections in the San José Municipal Code; and (3) Adopt Local Amendments Regarding Certain Structural Design Requirements, Fire Sprinkler Regulations, and Other Building Requirements. [Passed for Publication on 10/28/2025 - Item 8.2(a) (25-1131)]

(c) Ordinance No. 31257 - An Ordinance of the City of San José Amending Chapter 24.10 and Chapter 24.12 of Title 24 of the San José Municipal Code to Adopt the 2025 California Green Building Standards and the California Energy Code. [Passed for Publication on 10/28/2025 - Item 8.2(b) (25-1131)]

(d) Ordinance No. 31258 - An Ordinance of the City of San José Amending Chapter 17.12 and Chapter 17.68 of Title 17 (San José Fire Code) of the San José Municipal Code to: (1) Adopt the 2025 Edition of the California Fire Code; (2) Find that the City of San José Local Climatic, Geological, and Topographical Conditions Warrant Additional Protections in the San José Municipal Code; and (3) Adopt Local Amendments Regarding Certain Structural Design Requirements, Fire Sprinkler Regulations, and Other Building Requirements. [Passed for Publication on 10/28/2025 - Item 8.2(c) (25-1131)]

Action: (a) **Ordinance No. 31255**, an Ordinance of the City of San José Adding a New Chapter 10.54 to Title 10 of the San José Municipal Code; (b) **Ordinance No. 31256**, an Ordinance of the City of San José Amending Various Sections of Title 24 (Technical Codes) of the San José Municipal Code; (c) **Ordinance No. 31257**, an Ordinance of the City of San José Amending Chapter 24.10 and Chapter 24.12 of Title 24 of the San José Municipal Code; and (d) **Ordinance No. 31258**, an Ordinance of the City of San José Amending Chapter 17.12 and Chapter 17.68 of Title 17 (San José Fire Code) of the San José Municipal Code, were adopted. (11-0-0)

2.3 Approval of Council Committee Minutes.

(a) Regular Joint Meeting for the Rules and Open Government Committee Minutes of October 22, 2025.

(b) Regular Meeting for the Community and Economic Development Committee Minutes of October 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.

Action: The Council Committee Minutes were approved. (11-0-0)

2.4 Mayor and Council Excused Absence Requests.

None provided.

2.5 City Council Travel Reports.

None provided.

2.6 Report from the Council Liaison to the Retirement Boards.

None provided.

2.7 Fifth Amendment to the Lease of the Airport Premises Agreement with Smiths Detection, Inc. for Baggage Screening Services.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Fifth Amendment to the Lease of Airport Premises Agreement between the City of San José and Smiths Detection, Inc. to extend the term from March 16, 2026, to March 31, 2031.

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

Action: **Resolution No. RES2025-283** was adopted, authorizing the City Manager or her designee to negotiate and execute the Fifth Amendment to the Lease of Airport Premises Agreement between the City of San José and Smiths Detection, Inc. to extend the term from March 16, 2026, to March 31, 2031. (11-0-0)

2.8 Fourth Amendment to the Lease of Airport Premises Agreement with Southwest Airlines Co. at 1239 Airport Boulevard.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Fourth Amendment to the Lease of Airport Premises Agreement between the City of San José and Southwest Airlines Co. to extend the term of the lease for five years from January 1, 2026, to December 31, 2030. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Airport)

Action: **Resolution No. RES2025-384** was adopted, authorizing the City Manager or her designee to negotiate and execute the Fourth Amendment to the Lease of Airport Premises Agreement between the City of San José and Southwest Airlines Co. to extend the term of the lease for five years from January 1, 2026, to December 31, 2030. (11-0-0)

2.9 Amendment to the Master Agreement with ICF Jones & Stokes, Inc. for On-Call Concession Services at the San José Mineta International Airport.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the First Amendment to the Master Consultant Services Agreement with ICF Jones & Stokes, Inc. for On-Call Concession Services at the San José Mineta International Airport, to increase the maximum compensation by \$300,000 for a total agreement amount of \$620,000. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Airport)

Action: **Resolution No. RES2025-385** was adopted, authorizing the City Manager or her designee to negotiate and execute the First Amendment to the Master Consultant Services Agreement with ICF Jones & Stokes, Inc. for On-Call Concession Services at the San José Mineta International Airport, to increase the maximum compensation by \$300,000 for a total agreement amount of \$620,000. (11-0-0)

2.10 Boards and Commissions Appointment.

Approve the following Boards and Commissions appointment:

(a) Senior Citizens Commission:

(1) District 3 Seat: Appoint Lilian Koenig for term ending June 30, 2029.

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

Action: The following Boards and Commissions appointment was approved: Senior Citizens Commission, District 3 Seat, Lilian Koenig. (11-0-0)

2.11 Designation as Surplus Land and Purchase and Sale Agreement of APN 264-43-078.

Adopt a resolution:

(a) Declaring, and making the requisite findings based on the staff memorandum, the property described as APN 264-43-078 as “surplus real property” pursuant to San José Municipal Code Section 4.20.010(L) and “surplus land” under California. Gov. Code Sect. 54221(b)(1) as the property is surplus to the needs of the City and is not necessary for the City’s use; and
(b) Authorizing the City Manager, or her designee, to negotiate and execute a Purchase and Sale Agreement and Quitclaim Deed, and all other necessary documents to effectuate the property transfer to 288SOLD Realty Inc. from the City of San José, for the sale of APN 264-43-078 for the consideration of \$1,486,250, subject to \$36,250 payment for commission to the buyer’s broker, pursuant to San José Municipal Code Section 4.20.020 and in accordance with City Council Policy No. 7-13, and subject to a restrictive affordability covenant.

CEQA: Categorically Exempt, File No. ER25-234, CEQA Guidelines Section 15312, Surplus Government Property Sales. Council District 6. (Economic Development and Cultural Affairs)

Action: **Resolution No. RES2025-386** was adopted, regarding the purchase and sale agreement of APN 264-43-078 and designation as Surplus Land. (11-0-0)

2.12 Master Consultant Agreement with HydroScience Engineers, Inc. for Consultant Engineering Services for the South Bay Water Recycling System Condition Assessment.

Approve a two-year term Master Consultant Agreement with HydroScience Engineers, Inc., to support completion of a condition assessment of the South Bay Water Recycling system for a total maximum compensation of \$500,000.

CEQA: Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. (Environmental Services)

Action: The Master Consultant Agreement with HydroScience Engineers, Inc. for consultant engineering services for the South Bay Water Recycling System Condition Assessment was approved. (11-0-0)

2.13 Amendment to the Agreement with EMC Research, Inc. for Biennial Surveys.

Approve a First Amendment to the Agreement with EMC Research, Inc. to conduct biennial surveys for the Environmental Services Department to increase the maximum total compensation from \$344,000 to \$394,750.

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

Action: The amendment to the agreement with EMC Research, Inc. for Biennial Surveys was approved. (11-0-0)

2.14 Master Consultant Agreement with Raftelis Financial Consultants, Inc. for Wastewater Flow and Loading Study.

Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute a Master Consultant Agreement with Raftelis Financial Consultants, Inc. for an amount not to exceed \$3,700,000.

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

Action: **Resolution No. RES2025-387** was adopted, authorizing the City Manager, or her designee, to negotiate and execute a Master Consultant Agreement with Raftelis Financial Consultants, Inc. (11-0-0)

2.15 Report on the Request for Proposal for the Fire Department's Emergency Medical Advisor Services.

(a) Accept the San José Fire Department's report on the Request for Proposal for Emergency Medical Advisor Services, with optional Registered Nurse Consultant Services.

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

(1) Negotiate and execute an agreement with Stanford Health Care to provide emergency medical advisor services for an initial three-year term beginning December 1, 2025, through November 30, 2028, for a maximum compensation not to exceed \$510,000 for the initial term, subject to the appropriation of funds;

(2) Negotiate and execute amendments as required to add, delete, or modify services to address seasonal variations, budgetary constraints, or unanticipated changes in demand, subject to the appropriation of funds; and

(3) Exercise up to two one-year options to extend the term of the agreement through January 1, 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. (Fire)

Action (a) The San José Fire Department's report on the Request for Proposal for Emergency Medical Advisor Services, with optional Registered Nurse Consultant Services was accepted; (b) **Resolution No. RES2025-388** was adopted, authorizing the City Manager or her designee to:

(1) Negotiate and execute an agreement with Stanford Health Care to provide emergency medical advisor services for an initial three-year term beginning December 1, 2025, through November 30, 2028, for a maximum compensation not to exceed \$510,000 for the initial term, subject to the appropriation of funds;

(2) Negotiate and execute amendments as required to add, delete, or modify services to address seasonal variations, budgetary constraints, or unanticipated changes in demand, subject to the appropriation of funds; and

(3) Exercise up to two one-year options to extend the term of the agreement through January 1, 2030, subject to the appropriation of funds. (11-0-0)

2.16 Amendment to the Grant Agreement with HomeFirst Services of Santa Clara County for City Designated Overnight Warming Locations.

Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute the First Amendment to the grant agreement with HomeFirst Services of Santa Clara County for the continued operation of the Overnight Warming Locations Program at two City designated sites: Roosevelt Community Center (901 E. Santa Clara Street, San José, CA 95116) and Evergreen Branch Library (2635 Aborn Road, San José, CA 95121) in an amount not to exceed \$1,220,000, retroactive from the period of October 1, 2025, through June 30, 2026.

CEQA: Categorically Exempt, File No. ER22-243, CEQA Guidelines Sections 15269, Emergency Projects and 15301, Existing Facilities. Council Districts 3, 8. (Housing)

Action: **Resolution No. RES2025-389** was adopted, authorizing the Housing Director, or his designee, to negotiate and execute the First Amendment to the grant agreement with HomeFirst Services of Santa Clara County for the continued operation of the Overnight Warming Locations Program at two City designated sites: Roosevelt Community Center and Evergreen Branch Library in an amount not to exceed \$1,220,000, retroactive from the period of October 1, 2025, through June 30, 2026. (11-0-0)

2.17 Resolution Authorizing New Operators and Grant Agreements for the Motel Program.

Adopt a resolution authorizing the Housing Director, or his designee, to increase the Motel Program operational funding by \$476,224, to support the transition to new providers, from the amount of \$6,860,045 previously approved by City Council to a total of \$7,336,269, and negotiate and execute grant agreements with the following entities to operate the Motel Program as provided below:

(a) An amount not to exceed \$3,270,463 to HomeFirst for:

(1) Bristol Hotel, Casa Linda Motel, and Fontaine Inn, retroactively from July 1, 2025, through December 31, 2025;

(2) Motel 6, retroactively from July 1, 2025, through December 31, 2025; and

(3) Continued operation of Alura Inn, retroactively from July 1, 2025, through June 30, 2026;

(b) An amount not to exceed \$1,312,400 to PATH, for Bristol Hotel, from December 1, 2025, to June 30, 2026;

(c) An amount not to exceed \$818,933 to Razing the Bar, for Casa Linda Motel, from December 1, 2025, to June 30, 2026;

(d) An amount not to exceed \$928,434 to PATH, for Fontaine Inn, from December 1, 2025, to June 30, 2026; and

(e) An amount not to exceed \$1,006,039 to WeHOPE, for Motel 6, from January 1, 2026, to June 30, 2026.

CEQA: Addendum to the Emergency Interim Housing Programs Mitigated Negative Declaration (Resolution No. RES2023-380), File No. ER25-073, Motel Transitional Housing and Congregate Shelters. (Housing)

Mayor Mahan offered comment on item 2.17 regarding the efforts to expand interim housing and shelter capacity, and asked questions of staff.

Erik Soliván, Director, Housing Department, responded to questions from the Council.

Action: **Resolution No. RES2025-390** was adopted, regarding the authorization of new operators and grant agreements for the Motel Program. (11-0-0)

2.18 Amendment to the Grant Agreement Between the City of San José and the San José Public Library Foundation.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an amendment to the grant agreement between the City of San José and the San José Public Library Foundation in the total amount not to exceed \$1,180,000 for:

(a) Fiscal administration of the San José Learns funds (\$1,000,000);

(b) Administration of the San José Learns Tutoring Expansion;

(c) Fiscal administration of the Equity, Diversity, and Inclusion programs and workshops in the amount not to exceed \$55,000;

(d) Fiscal administration of the SJ Access Grant Program (\$50,000);
and

(e) Fiscal administration of the Ignite Fellowship (\$75,000) in Fiscal Year 2025-2026.

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

Action: **Resolution No. RES2025-391** was adopted, regarding an amendment to the grant agreement between the City of San José and the San José Public Library Foundation. (11-0-0)

2.19 Approval of "Free Use" of the Janet Gray Hayes Rotunda and East Plaza for the 10th Annual Nowruz Celebration.

Adopt a resolution authorizing "Free Use" for the 10th Annual Nowruz Celebration held at the Janet Gray Hayes Rotunda and East Plaza on Saturday, March 14, 2026, hosted by the Library Department.

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

Action: **Resolution No. RES2025-392** was adopted, authorizing "Free Use" for the 10th Annual Nowruz Celebration. (11-0-0)

2.20 Construction Tax Refund for HSRE PMB San Jose, LLC for the 1410 S. Bascom Avenue Project.

(a) Approve the Development Services Claim for Refund of construction taxes in the amount of \$1,069,600 paid under the incorrect rate by HSRE-PMB San Jose, LLC, for a project located at 1410 S. Bascom Avenue.

(b) Adopt the following 2025-2026 Appropriation Ordinance amendments in the Building and

Structure Construction Tax Fund:

(1) Establish the Developer Refunds appropriation to the Department of Transportation in the amount of \$1,050,000; and

(2) Decrease the Ending Fund Balance by \$1,050,000.

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. Council District 6. (Planning, Building, and Code Enforcement/City Manager)

Action: (a) The Development Services Claim for refund of construction taxes was approved; and (b) **Ordinance No. 31272** was passed for publication, regarding amendments in the Building and Structure Construction Tax Fund. (11-0-0)

2.21 Temporary Deferral of the Diridon Station Area Basic Infrastructure Impact Fee for Non-Residential Development.

Adopt a resolution pursuant to San José Municipal Code Section 14.35.040A:

(a) Authorizing the temporary deferral of payment of the Diridon Station Area Basic Infrastructure Impact Fee from building permit to occupancy for any non-residential development obtaining building permit for vertical construction by December 31, 2028;

(b) Authorizing the City Manager or her designee to negotiate and execute project completion agreements to temporary defer payment of the Diridon Station Area Basic Infrastructure Impact Fee for any non-residential development obtaining building permit for vertical construction by December 31, 2028.

CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Adjustment to Fees, Rates and Fares without changes to or expansion of services. Council District 6. (Planning, Building, and Code Enforcement)

Action: **Resolution No. RES2025-393** was adopted, regarding the temporary deferral of the Diridon Station Area Basic Infrastructure Impact Fee for Non-Residential Development. (11-0-0)

2.22 Amendment to Chapter 6.88 of Title 6 (Business Licenses and Regulation) of the San José Municipal Code for the Cannabis Regulatory Program.

Approve an ordinance amending Chapter 6.88 of Title 6 (Business Licenses and Regulation) of the San José Municipal Code for the Cannabis Regulatory Program to:

(a) Update the term of registration to be based on fiscal year to align with the annual operating fee;

(b) Increase the number of allowed delivery locations to correspond with the number of allowed retail storefront locations per business;

(c) Approve other changes to update the San José Municipal Code to better align with state regulations; and

(d) Make other technical, non-substantive, or formatting changes.

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

Action: **Ordinance No. 31273** was passed for publication, amending Chapter 6.88 of Title 6 (Business Licenses and Regulation) of the San José Municipal Code for the Cannabis Regulatory Program. (11-0-0)

2.23 Fiscal Year 2024-2025 Traffic Impact Fee Report.

Accept the annual and five-year report prepared in accordance with the Mitigation Fee Act (Government Code section 66000 et seq.) on the status of the City's four traffic impact fee programs: North San José, Evergreen-East Hills, US-101/Oakland/Mabury, and Interstate 280/Winchester Boulevard.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. Council Districts 1, 3, 4, 5, 6, 7, 8. (Transportation)

Action: The annual and five-year report prepared in accordance with the Mitigation Fee Act on the status of the City's four traffic impact fee programs was accepted. (11-0-0)

2.24 Appointment to the Board of Administration for the Federated Retirement Plan and to the Civil Service Commission.

(a) Appoint one (1) employee representative to the Board of Administration for the Federated Retirement Plan to a term from December 1, 2025 to November 30, 2029; and

(b) Appoint one (1) employee nominated public member to the Civil Service Commission to a term from December 1, 2025 to November 30, 2029.

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

Toni Taber, City Clerk, announced a supplemental memorandum was posted with the results of the employee elections which concluded at 2:00 p.m. on November 17, 2025. Based on these election results, Brian Chi is recommended to be appointed to the employee representative seat on the Federated Retirement Board, and Gary Diquisto is recommended to be appointed to the employee nominated public member seat on the Civil Service Commission. She noted that Item 2.24 may be considered with the regular consent calendar with the names having been noted for the record.

Action: Brian Chi was appointed to the employee representative seat on the Federated Retirement Board, and Gary Diquisto was appointed to the employee nominated public member seat on the Civil Service Commission. (11-0-0)

2.25 Request for Travel Authorization for Mayor's Staff.

As recommended by the Rules and Open Government Committee on November 12, 2025, authorize travel, accept travel payments to the City of San José, and designate Mayor's staff, Stephen Caines, as the City representative to attend the project on Municipal Innovation Fall Convening in Cambridge, MA from November 20-21, 2025. Source of Funds: Bloomberg Philanthropies and Bloomberg Center for Cities at Harvard University.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Mayor) [Rules Committee referral 11/12/2025 - Item B.1]

Action: The request to travel for Mayor's staff Stephen Caines as the City representative to attend the Project on Municipal Innovation Fall Convening in Cambridge, MA from November 20-21, 2025 was authorized. (11-0-0)

2.26 Approval of the National Women's Soccer League (NWSL) Championship Flag Raising and Rotunda Lighting Sponsored by the Office of Mayor Mahan 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 November 12, 2025:

(a) Approve the National Women's Soccer League Flag Raising and Rotunda Lighting scheduled on November 20, 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. (Mayor) [Rules Committee referral 11/12/2025 - Item B.2]

Action: The National Women's Soccer League (NWSL) Championship Flag Raising and Rotunda Lighting Sponsored by the Office of Mayor Mahan was approved. (11-0-0)

2.27 Retroactive Approval of the San José State University Homecoming Tower Lighting Sponsored by the Office of Mayor Mahan 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 November 12, 2025:

(a) Retroactively approve the San José State University Homecoming Tower Lighting in San José scheduled on November 8, 2025, as a City Council sponsored Special Event and approve the expenditure of funds;

(b) Retroactively approve the San José State University Tower Lighting scheduled from November 8, 2025 to November 14, 2025, as a City Council sponsored Special Event and approve the expenditure of funds;

and

(c) Retroactively 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. (Mayor) [Rules Committee referral November 12, 2025 - Item B.3]

Action: The San José State University Homecoming Tower Lighting Sponsored by the Office of Mayor Mahan was retroactively approved. (11-0-0)

2.28 Retroactive Approval and Approval of Various Events Sponsored by Council District 8 as City Council Sponsored Special Events to Expend City Funds and Accept Donations of Materials and Services for the Events.

As recommended by the Rules and Open Government Committee on November 12, 2025:

(a) Retroactively approve the Mt. Pleasant Neighborhood Association Emergency Resource Fair scheduled on April 5, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(b) Retroactively approve the Great American Litter Pickup scheduled on April 19, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(c) Retroactively approve the Evergreen Estates Dumpster Day scheduled on May 31, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(d) Retroactively approve the Senior Scam Stopper scheduled on June 13, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(e) Retroactively approve the Philippine Independence Flag Raising scheduled on June 13, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(f) Retroactively approve the Evergreen Leadership Neighborhood Association Dumpster Day scheduled on June 14, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(g) Retroactively approve the 4th of July Celebration scheduled on July 4, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(h) Retroactively approve the Community Soccer Clinic scheduled on July 10, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(i) Retroactively approve ELNA Social scheduled on July 19, 2025 as a City Council sponsored

Special Event and approve the expenditure of funds.

(j) Retroactively approve the Interfaith Lunch scheduled on July 30, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(k) Retroactively approve the Tom Matsumoto Back to School Meet and Greet scheduled on August 15, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(l) Retroactively approve the Music in the Square scheduled on August 15, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(m) Retroactively approve the Coffee at the Crosswalk scheduled on August 20, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(n) Retroactively approve the Movie in the Square scheduled on August 29, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(o) Retroactively approve the Community Coffee scheduled on September 12, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(p) Retroactively approve the Music in the Villages scheduled on September 26, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(q) Retroactively approve the Diwali Celebration scheduled on October 17, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(r) Retroactively approve the Fall Family Festival scheduled on October 25, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(s) Retroactively approve the Pleasant Hills Community Meeting scheduled on October 29, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(t) Retroactively approve the Fire Station 31 Treat or Treating scheduled on October 31, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(u) Retroactively approve the Welch Tree Planting scheduled on November 8, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(v) Retroactively approve the Falls Creek Dumpster Day scheduled on November 8, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(w) Retroactively approve the Coat Drive Kickoff scheduled on November 17, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(x) Approve the Gun Buyback scheduled on December 5, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(y) Approve the Santa in the Square scheduled on December 12, 2025 as a City Council sponsored Special Event and approve the expenditure of funds.

(z) 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) [Rules Committee referral 11/12/2025 - Item B.4]

Action: The Special Events sponsored by Council District 8 were approved. (11-0-0)

3. STRATEGIC SUPPORT

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

City Manager, Jennifer Maguire, highlighted the City's holiday shopping campaign, a collaborative effort between the Office of Economic Development and Cultural Affairs, Visit San José Business Association, and other stakeholders. The campaign will highlight family friendly holiday attractions, seasonal performances, shopping, and artesian markets.

3.2 Labor Negotiations Update.

None provided.

4. PUBLIC SAFETY SERVICES

4.1 Military Equipment Annual Report.

(a) Accept the annual report on military equipment for Calendar Year 2024.

(b) Approve the requests for the authorization of the purchase of military equipment for use by the San José Police Department, subject to the appropriation of funds.

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

Randy Torres, Captain, San José Police Department; and Paul Joseph, Chief of Police, San José Police Department offered the presentation and responded to questions from the Council.

Public Comment: Tina offered public comment.

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Domingo Candelas, and carried unanimously, (a) the annual report on military equipment for Calendar Year 2024 was accepted, and (b) the requests for the authorization of the purchase of military equipment for use by the San José Police Department, subject to the appropriation of funds, was approved. (10-0-1; Absent: Campos)

5. TRANSPORTATION & AVIATION SERVICES

No items provided.

6. ENVIRONMENTAL & UTILITY SERVICES

6.1 Climate Smart San José Zero Waste Element Report.

As recommended by the Transportation and Environment Committee on October 6, 2025:

(a) Accept the Climate Smart San José Zero Waste Element Report.

(b) Approve the Zero Waste Element implementation into the Climate Smart San José Plan.

CEQA: Exempt, File No. PP17-001, Statutory Exemption for Feasibility and Planning Studies with no commitment to future actions. (Environmental Services) [Transportation and Environment Committee referral 10/6/2025 Item (d)2]

Jeffrey Provenzano, Director, Environmental Services Department (ESD); Valerie Osmond, Deputy Director, ESD; and Megha Prakash, Senior Environmental Program Manager, ESD, offered the presentation and responded to questions from Council.

Public Comment: Jordan Moldow offered public comment.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Rosemary Kamei, and carried unanimously, (a) the Climate Smart San José Zero Waste Element Report was accepted, and (b) the Zero Waste Element implementation into the Climate Smart San José Plan was approved. (11-0-0)

7. NEIGHBORHOOD SERVICES

No items provided.

8. COMMUNITY & ECONOMIC DEVELOPMENT

8.1 Master Easements Agreement and Site Works Agreement with Microsoft Corporation and Valley Water for the San José-Santa Clara Regional Wastewater Facility.

Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute:

(a) Master Easement Agreement with Microsoft Corporation in exchange for a payment of no less than \$9,274,314, including \$8,725,000 for the easements and \$549,314 for the City to purchase

the potable water line serving the San José-Santa Clara Regional Wastewater Facility, that will:

(1) Convey permanent easements to install below-grade utilities, including potable water lines, recycled water lines, sanitary sewer lines, fire water lines, and storm drains across undeveloped buffer lands situated to the south of the San José-Santa Clara Regional Wastewater Facility operational area;

Facility operational area;

(2) Convey temporary construction easements as required to facilitate execution of the projects contemplated by this Agreement and enumerated in the staff memorandum;

(3) Convey an easement for the extension of McCarthy Lane and provide ingress and egress access across McCarthy Lane; and

(4) Convey a temporary construction easement to widen and improve Zanker Road to include bicycle lanes, a center median, pedestrian walkways, and bioswales; and

(b) Site Works Agreement with Microsoft Corporation and the Valley

Water defining the scope, location, and terms of Microsoft Corporation's construction of a new visitor center on lands of the San José-Santa Clara Regional Wastewater Facility, which are leased to the Santa Clara Valley Water District, and other site improvements; and

(c) Any other documents related to and necessary to execute, administer, and/or enforce the above Agreements.

CEQA: Addendum to the San José Data Center Final Environmental Impact Report, as Addended (Planning Commission Resolution No. 25-009), File Nos. CP23-016 and ER20-219. Council District 4. (Economic Development and Cultural Affairs/Environmental Services)

Vice Mayor Pam Foley recused herself from consideration of this item due to a financial interest.

Jeffrey Provenzano, Director, Environmental Services Department (ESD); Jen Baker, Director, City Manager's Office of Economic Development and Cultural Affairs; and Kevin Ice, Assistant to the City Manager, City Manager's Office of Economic Development and Cultural Affairs, offered the presentation and responded to questions from Council.

Public Comment: Ellina offered public comment.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Domingo Candelas, and carried unanimously, **Resolution No. RES2025-394** was adopted, (10-0-1; Recused: Foley)

8.2 Request for Qualification Selection of Developer and Backup Developer for 159 Acres at the San José-Santa Clara Regional Wastewater Facility.

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

(a) Select Prologis Inc. as the preferred developer pursuant to the Request for Qualifications

offered, for the 159 acres of economic development land belonging to the San José-Santa Clara Regional Wastewater Facility, and select a joint venture between Catellus Development Corporation and Deca Companies as the backup developer for these lands;

(b) Negotiate and execute an Exclusive Negotiation Agreement with the selected developer for a term of two years with three one-year option terms at the City of San José's discretion; and

(c) Negotiate and execute an Exclusive Negotiation Agreement with the backup developer, for a term of two years with three one-year option terms at the City of San José's discretion, should negotiations with the selected developer fail to provide an agreement with the terms and conditions sought by the City of San José for this project.

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

Manuel Pineda, Deputy City Manager, City Manager's Office; Jeffrey Provenzano, Director, Environmental Services Department (ESD); Jen Baker, Director, City Manager's Office of Economic Development and Cultural Affairs; and Kevin Ice, Assistant to the City Manager, City Manager's Office of Economic Development and Cultural Affairs, offered the presentation and responded to questions from Council.

Ali Harandi, Senior Vice President and Investment Officer at Prologis, applicant for item 8.3 was given five minutes to address the Council as the representative for the applicant.

Matthew Sims, Vice President, Development at Prologis, responded to questions from Council.

Public Comment: Jack McGovern, Will Smith, Danny Mangan, Doug Bloch, Ellina, Huascar Castro, Jordan Moldow, Oscar Mazariegos, Kenneth Do, Dashiell Leeds, and Linda Hutchins-Knowles offered public comment.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Domingo Candelas, and carried unanimously, **Resolution No. RES2025-395** was adopted, authorizing the City Manager, or her designee, to:

(a) Select Prologis Inc. as the preferred developer pursuant to the Request for Qualifications offered, for the 159 acres of economic development land belonging to the San José-Santa Clara Regional Wastewater Facility, and select a joint venture between Catellus Development Corporation and Deca Companies as the backup developer for these lands;

(b) Negotiate and execute an Exclusive Negotiation Agreement with the selected developer for a term of two years with three one-year option terms at the City of San José's discretion; and

(c) Negotiate and execute an Exclusive Negotiation Agreement with the backup developer, for a term of two years with three one-year option terms at the City of San José's discretion, should negotiations with the selected developer fail to provide an agreement with the terms and conditions sought by the City of San José for this project;

AND

Including the joint memorandum co-authored by Mayor Mahan, Vice Mayor Foley, Councilmember Cohen, Councilmember Kamei, and Councilmember Tordillos, dated November 14, 2025:

1. Accept staff recommendation to select Prologis as the primary development partner for the RWF buffer lands and Catellus Development Corporation and Deca Companies as the backup development partner, with the following conditions:

a. Recommend that staff include in the agreement with Prologis a goal that the site master plan be developed in alignment with San Jose's Climate Smart objectives by exploring approaches such as:

- i. Power supplied by San Jose Clean Energy
- ii. Capture and reuse of waste heat
- iii. On-site energy production, storage or co-generation
- iv. Use of innovative systems for cooling
- b. Maximize the use of recycled water
- c. Recommend that project planning takes into account sensitive burrowing owl habitat next to the development site and consider:
 - i. Prohibit the use of anticoagulant rodenticides to safeguard burrowing owls and other raptors from secondary poisoning.

AND

Including the joint memorandum co-authored by Councilmember Candelas, Councilmember Campos, Councilmember Ortiz, and Councilmember Casey, dated November 14, 2025:

Approve Staff recommendation with these additions:

1. Consider incorporating environmental safeguards to minimize any potential unintended impacts to the surrounding community.
2. Engage with key stakeholders like the Building Trades Unions

AND

Including the *amended* memorandum authored by Councilmember Cohen, dated November 17, 2025:

1. Accept the recommendations in the memorandums published on 11/14/25 by Mayor Mahan, Vice Mayor Foley, and Councilmembers Cohen, Kamei and Tordillos, and Councilmembers Candelas, Casey, Ortiz, and Campos, with the following addition:
 - a. Direct Prologis to negotiate workforce and community agreements, which **may** include benefits such as access to high-quality construction jobs that pay prevailing wages, utilize apprentices from joint labor-management apprenticeship programs, and set local hire goals for economically underrepresented workers; ~~Such agreements should also include~~ **and** mechanisms for resolving labor disputes that may arise during the course of the project. (11-0-0)

8.3 2026 Major Events Status Report.

As recommended by the Community and Economic Development Committee on October 27, 2025, accept the Major Events Status Report on planning, marketing, sponsorships, local special events, and other activities supporting 2026 destination sports events.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of City action. (City Manager/Economic Development and Cultural Affairs) [Community and Economic Development Committee referral on 10/27/2025 Item d(2)]

Tommy O'Hare, 2026 Sports and Special Events Director, City Manager's Office; Kerry Adams-Hapner, Director of Cultural Affairs, City Manager's Office of Economic Development and Cultural Affairs; Ray Riordan, Director, City Manager's Office of Emergency Management; Rosalynn Hughey, Deputy City Manager, City Manager's Office; Paul Joseph, Chief of Police, San José Police Department; and John Poch, Executive Director, San José Sports Authority, offered the presentation and responded to questions from the Council.

Public Comment: None provided.

Action: The Major Events Status Report on planning, marketing, sponsorships, local special events, and other activities supporting 2026 destination sports events, was accepted;

AND

1. Accept the Major Events Status Report on planning, marketing, sponsorships, local special events, and other activities supporting 2026 destination sports events.

2. Direct the City Manager to align existing and new outreach effort to inform residents, small business owners, workers, and visitors about their rights and available City resources related to immigration public safety during 2026 Major Events.
3. Direct staff to incorporate a summary of outreach efforts to date and community feedback into the next 2026 Major Events Status Report scheduled for the April 27, 2026, Community and Economic Development Committee meeting.
4. Explore opportunities to partner with Santa Clara County on immigration public safety outreach and coordination efforts for the 2026 Major Events. (11-0-0)

8.4 Amendments to Chapter 5.08 of Title 5 of the San José Municipal Code and Regulations for the Inclusionary Housing Ordinance. – DEFERRED

Approve an ordinance amending Chapter 5.08 (Inclusionary Housing) of Title 5 of the San José Municipal Code to:

- (a) Update affordability levels;
 - (b) Refine compliance options (including Surplus Credits);
 - (c) Align the affordability term for inclusionary units with state practice;
- and
- (d) Clarify treatment of 100% affordable developments.

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

DEFERRED TO 1/27/2026 PER RULES AND OPEN GOVERNMENT COMMITTEE

9. REDEVELOPMENT – SUCCESSOR AGENCY

No items provided.

10. LAND USE

10.1 Land Use on Consent Calendar - HEARD IMMEDIATELY AFTER CONSENT

Public Comment: None provided.

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Rosemary Kamei, and carried unanimously, Land Use on Consent Calendar was *approved as a whole*, with the following actions taken as indicated. (11-0-0)

(a) PDC24-039, PD24-004, T24-011, & ER24-088 - Planned Development Rezoning, Vesting Tentative Map, and Planned Development Permit for Certain Real Property Located at 1170 Roberts Avenue.

- (1) Adopt a resolution adopting the Initial Study/Mitigated Negative Declaration for the Roberts Avenue Residential Project and the associated Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act.
- (2) Approve an ordinance rezoning certain real property of an approximately 1.0 gross-acre site situated on the east side of Roberts Avenue, approximately 300 feet northwest of Le Compte Place (1170 Roberts Avenue, APN: 477-11-003) from the R-1-8 Single Family Residence Zoning District to the R-1-8(PD) Planned Development Zoning District.
- (3) Adopt a resolution approving, subject to conditions, a Vesting Tentative Map to subdivide the 1.0 gross-acre lot into eight lots.
- (4) Adopt a resolution approving, subject to conditions, a Planned Development Permit to allow the construction of eight detached single-family residences on eight lots and the construction of a

private street to serve the new development.

CEQA: Mitigated Negative Declaration for the 1170 Roberts Avenue Residential Project. Planning Commission recommends approval (8-0-2; Bickford and Oliverio absent) (Item 4.b on the 10/22/2025 Planning Commission Agenda). Council District 7. (Planning, Building, and Code Enforcement)

Action: (1) **Resolution No. RES2025-396** was adopted, regarding the Initial Study/Mitigated Negative Declaration for the Roberts Avenue Residential Project and the associated Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act; (2) **Ordinance No. 31274** was passed for publication, rezoning certain real property of an approximately 1.0 gross-acre site situated on the east side of Roberts Avenue, approximately 300 feet northwest of Le Compte Place (1170 Roberts Avenue, APN: 477-11-003) from the R-1-8 Single Family Residence Zoning District to the R-1-8(PD) Planned Development Zoning District; (3) **Resolution No. RES2025-397** was adopted, approving, subject to conditions, a Vesting Tentative Map to subdivide the 1.0 gross-acre lot into eight lots; and (4) **Resolution No. RES2025-398** was adopted, approving, subject to conditions, a Planned Development Permit to allow the construction of eight detached single-family residences on eight lots and the construction of a private street to serve the new development.

(b) PDC24-040, PD24-005, T24-012, & ER24-09 - Planned Development Rezoning, Vesting Tentative Map, and Planned Development Permit for Certain Real Property Located at 1190 Roberts Avenue.

(1) Adopt a resolution adopting the Initial Study/Mitigated Negative Declaration for the Roberts Avenue Residential Project and the associated Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act.
 (2) Approve an ordinance rezoning certain real property of an approximately 1.02 gross-acre site situated on the east side of Roberts Avenue, approximately 100 feet northwest of Le Compte Place (1190 Roberts Avenue, APN: 477-11-001) from the R-1-8 Single Family Residence Zoning District to the R-1-8(PD) Planned Development Zoning District.
 (3) Adopt a resolution approving, subject to conditions, a Vesting Tentative Map to subdivide the 1.02 gross-acre lot into eight lots.
 (4) Adopt a resolution approving, subject to conditions, a Planned Development Permit to allow the construction of eight detached single-family residences on eight lots and the construction of a private street to serve the new development.

CEQA: Mitigated Negative Declaration for the 1190 Roberts Avenue Residential Project. Planning Commission recommends approval (8-0-2; Bickford and Oliverio absent) (Item 4.c on the 10/22/2025 Planning Commission Agenda). Council District 7. (Planning, Building, and Code Enforcement)

Action: (1) **Resolution No. RES2025-399** was adopted, regarding the Initial Study/Mitigated Negative Declaration for the Roberts Avenue Residential Project and the associated Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act; (2) **Ordinance No. 31275** was passed for publication, rezoning certain real property of an approximately 1.02 gross-acre site situated on the east side of Roberts Avenue, approximately 100 feet northwest of Le Compte Place (1190 Roberts Avenue, APN: 477-11-001) from the R-1-8 Single Family Residence Zoning District to the R-1-8(PD) Planned Development Zoning District; (3) **Resolution No. RES2025-400** was adopted, approving, subject to conditions, a Vesting Tentative Map to subdivide the 1.02 gross-acre lot into eight lots; and (4) **Resolution No. RES2025-401** was adopted, approving, subject to conditions, a Planned Development Permit to allow the construction of eight detached single-family residences on eight lots and the construction of a private street to serve the new development. (11-0-0)

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

No items provided.

- **Open Forum**

None provided.

- **Adjournment**

The Council of the City of San José adjourned the meeting at 5:24 p.m. in memory of Rudolph Tenes, who passed away on October 10, 2025. Born in Mexico, Rudolph dedicated his life to family and community. He was a proud San José resident and part of a generation that helped lay the foundation for the vibrant, diverse City we know today. Beyond his personal and civic contributions, Rudolph was the author of *Mano a Mano - Gringo Chicano*, which captured the spirit of San José's East Side, bringing to life characters whose relationships, struggles, and journeys reflected the heart of the Mexican American experience. Rudolph will be remembered for his perseverance, kindness, and enduring commitment to those he loved and the community he called home.

Minutes Recorded, Prepared, and Respectfully Submitted by,

DRAFT

Daniel Aguilar
Deputy City Clerk, City of San José

Approved at Council on:

Number of actions: 7

Attest by:

Toni J. Taber, MMC
City Clerk, City of San José



SUSANA ALCALA WOOD, CITY ATTORNEY

*Office of the City Attorney***SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA****November 18, 2025**

Present Councilmembers: Mahan, Campos, Tordillos, Cohen, Ortiz, Mulcahy, Candelas, Foley, Casey.

Absent Councilmembers: Kamei, Doan.

Place: City Hall Conference Room W-133

Time: 9:30 a.m.

Item discussed:

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

1. Case Name: In re: Claim of Favorito
 Name(s) of Party(ies):
 Court: Worker's Compensation Appeals Court
 Case No: ADJ17244486
 Amount of Money or Benefits
 Other Relief Sought:

2. Case Name: In re: Claim of Troy
 Name(s) of Party(ies):
 Court: Worker's Compensation Appeals Court
 Case No: ADJ13685797
 Amount of Money or Benefits
 Other Relief Sought:

3. Case Name: In re: Claim of Vasquez
 Name(s) of Party(ies):
 Court: Worker's Compensation Appeals Court
 Case No: ADJ11482915, ADJ13403444, ADJ12304906,
 ADJ12304904, ADJ11636557, ADJ8447911, and
 ADJ8211672
 Amount of Money or Benefits

Other Relief Sought:

4. Case Name: In re: Claim of Ro
 Name(s) of Party(ies):
 Court: Worker's Compensation Appeals Court
 Case No: ADJ18719781
 Amount of Money or Benefits
 Other Relief Sought:

5. Case Name: In re: Claim of Baliscao
 Name(s) of Party(ies):
 Court: Worker's Compensation Appeals Court
 Case No: ADJ19350564, ADJ21552943
 Amount of Money or Benefits
 Other Relief Sought:

6. Case Name: Bingham, Christopher, et al. v. City of San Jose, et al.
 Name(s) of Party(ies): CHRISTOPHER BINGHAM, ANTHONY DIXON,
 ALEKSANDER GIRZHU, LUKE GOODRICH,
 BRENDAN KASTEN, CITY OF SAN JOSE
 Court: Santa Clara County Superior Court
 Case No: 22cv399254
 Amount of Money or Damages according to proof
 Other Relief Sought:

7. Case Name: Butler, Brian v. City of San Jose, et al.
 Name(s) of Party(ies): BRIAN BUTLER, CITY OF SAN JOSE, GOLDEN LAND
 DEVELOPMENT, INC.
 Court: Santa Clara County Superior Court
 Case No: 22cv405916
 Amount of Money or Damages according to proof
 Other Relief Sought:

8. Case Name: Green, K'aun v. City of San Jose, Mark McNamara
 Name(s) of Party(ies): GREEN, K'AUN, CITY OF SAN JOSE, MARK
 MCNAMARA
 Court: U.S. District Court, Northern District of California
 Case No: 5:22-cv-02174-NC
 Amount of Money or Damages according to proof
 Other Relief Sought:

B.

**PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE EVALUATION PURSUANT TO
GOVERNMENT CODE SECTION 54957:**

1. Department or Agency: City Manager's Office
 Title: City Manager

2. Department or Agency: City Clerk's Office
 Title: City Clerk

3.

Department or Agency:

Title:

City Auditor’s Office

City Auditor
4.

Department or Agency:

Title:

Independent Police Auditor

Police Auditor