



City of San José Measure T Community Oversight Committee

District 1— Gary Cunningham
District 3— Michelle Brenot
District 5— Open
District 7— Open
District 9— Shruti Chandrasekhar (C)
Citywide (Labor) — Olivia Navarro
Citywide (Business) — Open
Environmental Issues — Lee Space

Carolyn Bauer —District 2
Jai Srinivasan —District 4
Nicholas Cochran —District 6
Gilberto Torres —District 8
Open —District 10
Matt Tuttle— Public Safety
Open —Citywide (Finance/Accounting)

REGULAR MEETING AGENDA

Meeting Minutes – Final Version

6:00 p.m.

January 9, 2024

Hybrid Meeting -

<https://sanjoseca.zoom.us/j/93496686277>

and San José City Hall

200 E. Santa Clara Street, San José, CA

Room T-550

How to observe the MEASURE T COMMUNITY OVERSIGHT COMMISSION

MEETING: <https://sanjoseca.zoom.us/j/93496686277>

Webinar ID: 934 9668 6277

Passcode: None

Or One tap mobile :

+12133388477,,88421761784# US (Los Angeles)

+14086380968,,88421761784# US (San Jose)

How to submit written Public Comment:

- 1) By email to aziza.amiri@sanjoseca.gov by 9:00 a.m. the day of the meeting.

How to provide Spoken Public Comment during the meeting:

- 1) Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 408 638 0968 or +1 213 338 8477 or 888 475 4499 (Toll Free) or 877 853 5257 (Toll Free)

Webinar ID: 934 9668 6277

Click *9 to raise a hand to speak.

By online <https://sanjoseca.zoom.us/j/93496686277>

1. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
 - a. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.
 - b. When the Chair calls for the item on which you wish to speak, click on “raise hand.” Speakers will be notified shortly before they are called to speak.
 - c. When called, please limit your remarks to the time limit allotted.

Committee Member Olivia Navarro will be participating in the meeting from an off-site location: 1151 Prevoist Street, San Jose, CA. 95125

I. Call to Order and Roll Call

In Attendance: Gary Cunningham, Carolyn Bauer, Michelle Brenot, Jai Srinivasan, Nicholas Cochran, Shruti Chandrasekhar, Lee Space, Olivia Navarro, Gilberto Torres

Absent: Matt Tuttle

II. Orders of the Day

- **Motion:** Chair Shruti Chandrasekhar
- **Moved:** Committee Member Carolyn Bauer
- **Second:** Committee Member Gary Cunningham
- **Approved unanimously by all attending committee members.**

III. Open Forum *(Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate.)*

IV. Consent Calendar

A. Approval of Meeting Minutes from November 2, 2023

- **Motion:** Chair Shruti Chandrasekhar
- **Moved:** Committee Member Carolyn Bauer
- **Second:** Committee Member Lee Space
- **Approved unanimously by all attending committee members**
- **Committee Member Nicholas Cochran:** Requested to include the prior meeting minutes with future agendas.

V. Reports and Information Only

A. Chair

B. Director

C. Council Liaison

D. Staff and Organizations

- **Resignation:** Enrique Arguello, Joanna Rauh, Rich Giammona
 - a. Enrique Arguello resigned 11/3/2023 due to two consecutive unexcused absences from the committee meeting
 - b. Joanna Rauh resigned 11/27/2023 due to moving out of the San Jose limits
 - c. Rich Giammona resigned 12/21/2023 per his request through email
- **Open seats are** District 5, 7, 10, Citywide (Business), Citywide (Finance/Accounting)
- **Committee Member Olivia Navarro:** Provided an update that Committee Member Enrique Arguello is working to submit an application to be reinstated for District 5
- **Committee Member Nicholas Cochran:** Will be setting up a meeting with Council Member Batra to fill chair position for District 10

VI. Old Business

A. Review Action Items from November 2, 2023

Committee Member Carolyn Bauer: What is the additional funding need to complete Phase 2 construction for Charcot?

Response (staff): It is currently unknown. Staff is hoping to have updated estimates from Consultant on Phase 2 by the next COC meeting. PENDING ACTION ITEM

Committee Member Olivia Navarro: Are we using any Measure T fund for electrifying fire trucks at Fire Station 8?

Staff Response: Measure T cannot be used for equipment or trucks.

Committee Member Olivia Navarro: Is there any charging stations being installed? Would like to know how much Measure T is being allocated towards those charging stations. Is the station already being designed to be electrified for future use? Committee Member Michelle Brenot reiterate the question.

Staff Response: The Fire Station 8 is being built to include EV infrastructure ready.

Committee Member Nicholas Cochran: Are we using Measure T Public Art to incorporate the historical artifacts from the old Fire Station?

Committee Member Olivia Navarro: Are we using any Measure T funding for the historical artifacts from old Fire Station site to new site? She was informed that some of the structures of the building will be used.

Staff Response: Smaller scale artifacts will be brought by the Fire Department and Firefighters to the new station. No major structural components will be incorporate.

Staff will provide an update on the Public Art on all Measure T. Follow up with photos in the next meeting

VII. New Business – Action/Discussion

A. Vote for Vice Chair

Committee Member Jai Srinivasan: Nomination for Carolyn Bauer – Carolyn Bauer is declining the nomination.

Committee Member Gary Cunningham and Chair Shruti Chandrasekhar: Nominate Nicholas Cochran for Vice Chair.

Request approval for nomination: Approved unanimously by all attending committee members

Request approval for vote for Nicholas Cochran for Vice Chair: Approved unanimously by all attending committee members

B. Updates from the Ad Hoc Committee

C. Review the Measure T COC Report

Staff Questions to the Committee:

1. We do have a few members of the committee that have left in the past few weeks. Including Joanna (Citywide – Business), Enrique (D5) and Rich (Citywide – Finance/Accounting) have resigned from their position. I know this report focuses on FY 22-23 but I'm not sure if this something you want to highlight.

Committee Member Gary Cunningham: Will provide updates to the changes to the committee members in the next report since we are only

focusing on FY 22-23. Request to confirm the committee members from Table 9-1.

Staff to confirm the committee members from Table 9-1 for FY 22-23.

Edits to table 9-1 and the updated version of the supplemental document:

D5 was Enrique Arguello

D7 was vacant

Citywide (Labor) was vacant

2. Table 3-1 and the paragraphs preceding that table says that the public safety projects are in jeopardy of being completed and Council needs to prioritize which ones need to be completed. However, the projects are not in jeopardy and the delta is being funded by the reserves. The only project that is jeopardy is Fire Station 23. It may help to add the reserves in Table 3-1 to paint a clearer picture of the situation.

Committee Member Nicholas Cochran Response: Would like to keep the table as is but will add a footnote 5 to explain how the overruns are being covered.

3. Can you please make sure the formatting is consistent throughout the report? Page 3 of 9 shows paragraph 3 and 4 italicized and bold.

Committee Member Gary Cunningham: Format will be updated

Chair Shruti: Which Public Safety projects don't have reserve money to complete it?

Staff Response: Based on June 30, 2023, we don't have funding for Fire Station 23. As of today, based on the matrix, there's roughly \$16 million leftover. That has not been determined where the funding will go. It may go back to Fire Station 23 but that decision has not been made yet.

Committee Member Nicholas Cochran: Comment regarding question 11 in the supplemental document, the \$16 million leftover, does that include Fire Station 23 money?

Staff Response: We have open bids for Police Training and Academy, Police Unit Hangar, Fire Station 8. Based on these bids, we received lower bids for PDTA. So therefore, the savings from PDTA is why we have roughly \$16 million.

Committee Member Nicholas Cochran: Requesting that staff report to City Council have cut off dates of June 30 and December 31. Staff to determine the timing for the reports.

Committee Member Gary Cunningham: Requesting project schedules for all Measure T projects

Committee Member Olivia Navarro: Is it possibility of the bids changing due to labor increases or project increases? How is the committee member going to be advised of the changes from the bid?

Staff Response: Bids are finalized once received. Contractor can not request additional funding or project/labor increase unless the project goes beyond the agreed contract duration of the construction period. The total cost includes all costs associated with the project including staff cost, construction cost, and contingency.

Chair Shruti Chandrasekhar: Was the defunding of Fire Station 23 and the Charcot defunding mentioned in previous memo?

Staff Response: Yes. It was mentioned in March 2023 and reiterated in other status report.

Committee Member Nicholas Cochran: Who made the decision to defund Fire Station 23? Should we hold the funding in the reserves for future overruns?

Staff Response: DPW provides recommendation to City Council for final decision. That project was selected to defund since it was not moving as quickly as other projects especially since we didn't have a site for Fire Station 23. Staff will decide in the next report to City Council in March 2024 on the decision on how to allocate the reserve funding

Chair Shruti Chandrasekhar: Request to add project phase, timelines, and status in the Matrix.

Committee Member Michelle Brenot: Can we add a plan on how far along are we to get these projects done?

Committee Member Olivia Navarro: Recommending that Committee Member Matt Tuttle provide input on adding more to the matrix regarding public safety.

Staff Response: Current recommendation to attach the latest status report since that discusses the plan. Discuss adding more to the matrix in future meetings. Staff can provide status of project in a report format. Staff will work on preparing something for the committee for future meetings.

Committee Member Michelle Brenot: How are we doing on spending the funding to avoid tax implications?

Staff Response: Respond in the status report on the spending and tax implications in the March 2024 Status Report.

Committee Member Carolyn Bauer: What is the plan for the Streetlight LED Conversion? Do we want to reallocate the funding for \$8M to the other projects? What is our commitment?

Staff Response: The initial scope of the program was to convert all lights to LED. The commitment has been completed. This funding was meant to be for the conversion. However, staff decided to pursue the PG&E Turnkey Program. However, the plan on what to do with the additional funding will be discussed internally and a decision will be made. Currently we are assessing whether we'd like to address controllers or address the ground wire concern. The funding won't cover controllers or ground wire concern for all the light inventory.

Committee Member Carolyn Bauer: Since we met the obligation of the converting all streetlights to LED, can we move that funding elsewhere?

Staff Response: We will have this discussion internally and address in the next status report.

Committee Member Michelle Brenot: What is the current status of Fire Station 23 land acquisition? How does the answers in the supplemental document apply to the committee's report?

Staff Response: Staff is requested by City Council to continue pursuing land. As of June 30, 2023 we are having difficulty located a site for Fire Station 23. As of today, we have a site that is currently being pursued. Remove #1, #6 and #10 since those questions are related to current status and not the committee's report. Provide a version 3 with removing those questions and Ad Hoc Committee will be updating the report.

Committee Member Olivia Navarro requesting a motion an approval the report pending the draft changes as discussed in today's meeting as draft version 7 which will final version 1.

Second: Committee Member Nicholas Cochran

- All in favor: Approved unanimously by all attending committee members

D. Review the Key Schedule of Events

Staff to send version 3 of this document to committee members

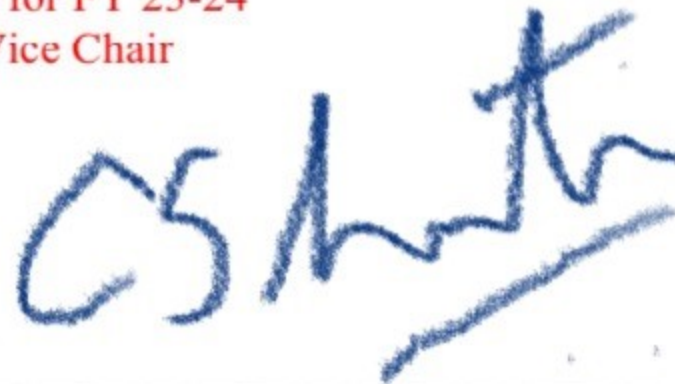
VIII. Future Meeting Schedules and Other Related Agenda Items

A. Next meeting scheduled for Tuesday, May 14 (option 1) or Thursday, May 16 (option 2)

• Agenda

- a. Review Proposed Budget for FY 23-24
- b. Vote for new Chair and Vice Chair

IX. Adjournment at 8:14pm



Chair Shruti Chandrasekhar
Final Draft

The [Code of Conduct](#) is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view. The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

You may speak to the Commission about any discussion item that is on the agenda, and you may also speak during Public Comments on items that are not on the agenda and are within the subject matter jurisdiction of the Commission. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Committee, Board or Commission. Please be advised that, by law, the Commission is unable to discuss or take action on issues presented during Public Comments. Pursuant to Government Code Section 54954.2, no matter shall be acted upon by the Commission unless listed on the agenda, which has been posted not less than 72 hours prior to meeting.

Agendas, Staff Reports and some associated documents for the Commission items may be viewed on the <https://www.sanjoseca.gov/your-government/departments-offices/public-works/measure-t-community-oversight-committee>.

Correspondence to the MEASURE T COMMUNITY OVERSIGHT COMMITTEE are public record and will become part of the City's electronic records, which are accessible through the City's website. Before posting online, the following may be redacted: addresses, email addresses, social security numbers, phone numbers, and signatures. However, please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the MEASURE T COMMUNITY OVERSIGHT COMMITTEE, will become part of the public record. If you do not want your contact information included in the public record, please do not include that information in your communication.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Public Works Department, 200 East Santa Clara Street, San José, California 95113, at the same time that the public records are distributed or made available to the legislative body. Any draft resolutions or other items posted on the Internet site or distributed in advance of the commission meeting may not be the final documents approved by the commission. Contact Office of the City Clerk for the final document.

The MEASURE T COMMUNITY OVERSIGHT COMMITTEE meets two/three times a year in May and November at 6:00 p.m., with special meetings as necessary. If you have any questions, please direct them to the Commission staff. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 294-9337 (TTY) as soon as possible, but at least three business days before the meeting.

Please direct correspondence and questions to:

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