



# **City Council Meeting**

## **Minutes**

**Tuesday, September 30, 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 1

- **Call to Order and Roll Call**

**9:30 a.m.- Closed Session.** *See Page 31-32 for the Closed Session Minutes.*

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

Absent Councilmembers: Mahan, Kamei.

**1:32 p.m. - Regular Session.**

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

Absent Councilmembers: All present.

- **Pledge of Allegiance**

Mayor Matt Mahan led the Pledge of Allegiance.

- **Invocation (District 8)**

Tshaka Campbell, an internationally accomplished poet, artist, and performer offered the invocation with a spoken word performance.

- **Orders of the Day**

None provided.

- **Adjournment Recognition**

Councilmember David Cohen announced the meeting was adjourned in memory of Raymond “Ray” T. Hashimoto, who passed unexpectedly on May 21, 2025. Ray worked as a planner for the City of San José for nearly a decade and shaped the direction of many major projects throughout the City. He is remembered for his kindness, humility, humor and unwavering dedication to San José’s progress.

- **Closed Session Report**

Nora Frimann, City Attorney, City Attorney's Office, informed that Council voted unanimously to join an amicus brief that is being filed in the First Circuit Federal Court of Appeals, regarding Planned Parenthood, et al. v. Robert F Kennedy, Jr. et al. The amicus brief will argue that defunding Planned Parenthood will exacerbate the medical provider shortage and threaten public health in our communities and nationwide.

## **1. CEREMONIAL ITEMS**

- 1.1 Vice Mayor Pam Foley presented a commendation recognizing Sartorette Elementary School for its commitment to educational equity, student success, and strong community partnerships through the Hispanic Student Achievement and Family Engagement Program.
- 1.2 Councilmember Peter Ortiz presented a commendation recognizing the 20 years of operation of the Dr. Roberto Cruz Alum Rock Branch Library, presented to the family of the late Dr. Roberto Cruz, honoring his enduring legacy as the library's namesake and the family's continued service to the East San José community.
- 1.3 Councilmember Domingo Candelas presented a proclamation declaring October 6, 2025 as the Mid-Autumn Festival, honoring one of the most cherished holidays in many East and Southeast Asian cultures—a celebration of the full harvest moon symbolizing reunion, gratitude, and harmony in the City of San José.

## **2. CONSENT CALENDAR**

Mayor Mahan pulled Item 2.5 to provide a travel report.

Public Comment: Brian Darby provided public testimony regarding the Consent Calendar.

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

### **2.1 Approval of City Council Minutes.**

- (a) Regular City Council Meeting Minutes of September 9, 2025.
- (b) City Council Study Session Meeting Minutes of May 14, 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. 31240 - An Ordinance of the City of San José Amending Section 17.85.120 and 17.85.200 of Chapter 17.85 of Title 17 of the San José Municipal Code to Update the Responsible Agency for the City of San José Energy and Water Building Performance Ordinance from the Environmental Services Department to the Energy Department, as Established Under Section 2.04.4600 of the San José Municipal Code. [Passed for Publication on 9/16/2025 - Item 2.8 (25-971)]
- (b) Ordinance No. 31244 - An Ordinance of the City of San José Rezoning 153 Properties from the R-M Multiple Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 91 Properties from the LI Light Industrial Zoning District to the HI Heavy Industrial Zoning District, 82 Properties from the R-2 Two-Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 61 Properties from the R-M Multiple Residence Zoning District to the UR Urban Residential Zoning District, 55 Properties from the R-1-8 Single-Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 53 Properties from the A

Agricultural Zoning District to the OS Open Space Zoning District, 52 Properties from the R-1-8 Single-Family Residence Zoning District to the OS Open Space Zoning District, 42 Properties from the IP Industrial Park Zoning District to the LI Light Industrial Zoning District, 36 Properties from the Heavy Industrial Zoning District to the LI Light Industrial Zoning District, 25 Properties from the R-2 Two Family Residence Zoning District to the OS Open Space Zoning District, 24 Properties from the R-1-8 Single-Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, 23 Properties from the LI Light Industrial Zoning District to the UV Urban Village Zoning District, 20 Properties from the IP Industrial Park Zoning District to the CIC Combined Industrial/Commercial Zoning District, 19 Properties from the IP Industrial Park Zoning District to the HI Heavy Industrial Zoning District, 17 Properties from the CG Commercial General Zoning District to the UV Urban Village Zoning District, 17 Properties from the HI Heavy Industrial to the CIC Combined Industrial/Commercial Zoning District, 16 Properties from the A Agricultural Zoning District to the R-1-8 Single-Family Residence Zoning District, 13 Properties from the LI Light Industrial Zoning District to the MUN Mixed Use Neighborhood Zoning District, 11 Properties from the R-M Multiple-Family Residence Zoning District to the OS Open Space Zoning District, Ten Properties from the LI Light Industrial Zoning District to the OS Open Space Zoning District, Nine Properties from the A Agricultural Zoning District to the PQP Public/Quasi-Public Zoning District, Eight Properties from the LI(IP) Light Industrial Planned Development Zoning District to the IP Industrial Park Zoning District, Seven Properties from the R-1-8 Single Family Residence Zoning District to the LI Light Industrial Zoning District, Seven Properties from the LI Light Industrial Zoning District to the CIC Combined Industrial/Commercial Zoning District, Six Properties from the CP Commercial Pedestrian Zoning District to the R-1-8 Single Family Residence Zoning District, Six Properties from the HI Heavy Industrial Zoning District to the TEC Transit Employment Center Zoning District, Five Properties from the CG Commercial General Zoning District to the CIC Combined Industrial/Commercial Zoning District, Four Properties from the IP Industrial Park Zoning District to the TEC Transit Employment Center Zoning District, Four Properties from the R-1-1 Single Family Residence Zoning District to the OS Open Space Zoning District, Three Properties from the LI Light Industrial Zoning District to the R-1-8 Single Family Residence Zoning District, Three Properties from the CP Commercial Pedestrian Zoning District to the PQP Public/Quasi-Public Zoning District, Three Properties from the R-1-2 Single Family Residence Zoning District to the OS Open Space Zoning District, Three Properties from the IP Industrial Park Zoning District to the OS Open Space Zoning District, Three Properties from the R-1-5 Single Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, Two Properties from the CP Commercial Pedestrian Zoning District to the UR Urban Residential Zoning District, Two Properties from the IP Industrial Park Zoning District to the CN Commercial Neighborhood Zoning District, Two Properties from the A Agricultural Zoning District to the IP Industrial Park Zoning District, Two Properties from the A Agricultural Zoning District to the LI Light Industrial Zoning District, Two Properties from the R-MH Mobilehome Park Zoning District to the LI Light Industrial Zoning District, Two Properties from the CN Commercial Neighborhood Zoning District to the MUN Mixed Use Neighborhood Zoning District, Two Properties from the CP Commercial Pedestrian Zoning District to the MUN Mixed Use Neighborhood Zoning District, Two Properties from the R-1-2 Single Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, Two Properties from the R-MH Mobilehome Park Zoning District to the OS Open Space Zoning District, Two Properties from the R-1-5 Single Family Residence Zoning District to the OS Open Space

Zoning District, Two Properties from the HI Heavy Industrial Zoning District to the OS Open Space Zoning District, Two Properties from the R-2 Two Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, Two Properties from the CN Commercial Neighborhood Zoning District to the R-1-8 Single Family Residence Zoning District, Two Properties from the R-MH Mobilehome Park Zoning District to the R-1-8 Single Family Residence Zoning District, Two Properties from the MUC Mixed Use Commercial Zoning District to the TR Transit Residential Zoning District, Two Properties from the MUN Mixed Use Neighborhood Zoning District to the UR Urban Residential Zoning District, Two Properties from the CN Commercial Neighborhood Zoning District to the UV Urban Village Zoning District, Two Properties from the CP Commercial Pedestrian Zoning District to the UR Urban Residential Zoning District, One Property from the A Agricultural Zoning District to the CN Commercial Neighborhood Zoning District, One Property from the LI Light Industrial Zoning District to the CG Commercial General Zoning District, One Property from the A Agricultural Zoning District to the CP Commercial Pedestrian Zoning District, One Property from the R-MH Mobilehome Park Zoning District to the HI Heavy Industrial Zoning District, One Property from the CG Commercial General Zoning District to the LI Light Industrial Zoning District, One Property from the CIC Combined Industrial/Commercial Zoning District to the LI Light Industrial Zoning District, One Property from the A(PD) Agricultural Planned Development Zoning District to the MUC Mixed Use Commercial Zoning District, One Property from the LI Light Industrial Zoning District to the MUC Mixed Use Commercial Zoning District, One Property from the A(PD) Agricultural Planned Development Zoning District to the MUN Mixed Use Neighborhood Zoning District, One Property from the R-MH Mobilehome Park Zoning District to the MUN Mixed Use Neighborhood Zoning District, One Property from the R-2(PD) Two Family Planned Development Zoning District to the OS Open Space Zoning District, One Property from the CN Commercial Neighborhood Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the IP Industrial Park Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-1-1 Single Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-1-2 Single Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-1-5 Single Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-M Multi Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-MH Mobilehome Park Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-M Multi Family Residence Zoning District to the R-MH Mobilehome Park Zoning District, One Property from the CG Commercial General Zoning District to the R-1-8 Single Family Residence Zoning District, One Property from the HI Heavy Industrial Zoning District to the R-1-8 Single Family Residence Zoning District, One Property from the A(PD) Agricultural Planned Development Zoning District to the UV Urban Village Zoning District, One Property from the CP Commercial Pedestrian Zoning District to the UV Urban Village Zoning District, and One Property from the R-2 Two Family Residence Zoning District to the UV Urban Village Zoning District, All Located on those Certain Real Properties Situated within the City Of San José.

[Passed for Publication on 9/16/2025 - Item 10.1(a) (25-979)]

**Action:** (a) **Ordinance No. 31240**, an Ordinance of the City of San José Amending Section 17.85.120 and 17.85.200 of Chapter 17.85 of Title 17 of the San José Municipal Code; and (b) **Ordinance No. 31244**, an Ordinance of the City of San José Rezoning 153 Properties from the R-M Multiple Residence Zoning District, 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 September 10, 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.**

(a) Request for an excused absence for Councilmember Kamei from the regular meeting of Rules and Open Government Committee and Committee of the Whole on October 1, 2025, due to authorized City business to attend the Local Agency Formation Commission of Santa Clara County (Santa Clara LAFCO) meeting on October 1, 2025.

(b) Request for an excused absence for Councilmember Kamei from the regular meeting of Rules and Open Government Committee and Committee of the Whole on October 15, 2025, due to death of a close family member.

(c) Request for an excused absence for Councilmember Kamei from the regular meeting of Public Safety, Finance and Strategic Support Committee on October 16, 2025, due to death of a close family member.

(d) Request for an excused absence for Councilmember Kamei from the regular meeting of Rules and Open Government Committee and Committee of the Whole on October 22, 2025, due to authorized City business to attend the Local Agency Formation Commission of Santa Clara County (Santa Clara LAFCO) meeting on October 22, 2025. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Kamei)

Action: The request for excused absences for Councilmember Kamei from the following meetings were approved:

(a) Rules and Open Government Committee and Committee of the Whole on October 1, 2025, due to authorized City business to attend the Local Agency Formation Commission of Santa Clara County (Santa Clara LAFCO) meeting on October 1, 2025.

(b) Rules and Open Government Committee and Committee of the Whole on October 15, 2025, due to death of a close family member.

(c) Public Safety, Finance and Strategic Support Committee on October 16, 2025, due to death of a close family member.

(d) Rules and Open Government Committee and Committee of the Whole on October 22, 2025, due to authorized City business to attend the Local Agency Formation Commission of Santa Clara County (Santa Clara LAFCO) meeting on October 22, 2025. (11-0-0)

### **2.5 City Council Travel Reports.**

Mayor Mahan, Councilmember Cohen, Councilmember Mulcahy, Councilmember Casey, and Councilmember Tordillos provided insight and takeaways from their travel to attend the San José Chamber of Commerce City Study Mission in Atlanta, Georgia.

### **2.6 Report from the Council Liaison to the Retirement Boards.**

None provided.

## 2.7 Measure B Local Sales Tax Independent Citizens Oversight Committee and Revisions to City Council Policy 1-18.

(a) Adopt a resolution designating the Parks and Recreation Commission of the City of San José as the Local Sales Tax Independent Citizens Oversight Committee, as outlined in the Measure B sales tax ballot measure approved by San José voters on June 7, 2016, and superseding Resolution No. 78016.

(b) Adopt a resolution revising City Council Policy 1-18, Section 15, Public Involvement, to replace the now retired Neighborhoods Commission with the Parks and Recreation Commission as the primary resident oversight body for ballot measures approved by San José voters that result in increased tax revenues available to be spent for any governmental purpose.

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

Action: (a) **Resolution No. RES2025-335** was adopted, designating the Parks and Recreation Commission of the City of San José as the Local Sales Tax Independent Citizens Oversight Committee; and (b) **Resolution No. RES2025-336** was adopted, revising City Council Policy 1-18, Section 15, Public Involvement, to replace the now retired Neighborhoods Commission with the Parks and Recreation Commission as the primary resident oversight body for ballot measures approved by San José voters that result in increased tax revenues available to be spent for any governmental purpose. (11-0-0)

## 2.8 Lease Agreement with San José Sports Authority for City-Owned Property Located at 93 East San Carlos Street.

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

(a) A below market rate lease agreement under City Council Policy 7-1 between the City of San José and the San José Sports Authority, a California not-for-profit organization, for the City-owned real property located at 93 East San Carlos Street;

(b) All other documents or agreements necessary to effectuate the lease agreement; and

(c) An amendment to the Agreement with San José Sports Authority to promote San José as a location for high profile sporting events and implement a comprehensive campaign of promotions and activations for the City of San José related to the Super Bowl LX (60), the 2026 NCAA Men's West Regional basketball tournament, the 2026 FIFA World Cup and other major Bay Area sporting events through July 31, 2026, to increase the amount for the initial term of the Agreement by \$500,000, for an amended total amount not to exceed \$2,220,213.

CEQA: Categorically Exempt, File No. ER25-189, CEQA Guidelines Section 15301, Existing Facilities. Council Districts 3, 6. (Economic Development and Cultural Affairs)

Action: **Resolution No. RES2025-337** was adopted, regarding the lease agreement with San José Sports Authority for City-owned property located at 93 East San Carlos Street. (11-0-0)

## 2.9 Report on Request for Proposal for the Implementation of the Salesforce Customer Relationship Management System.

(a) Accept the report on the Request for Proposal for the implementation of the Salesforce Relationship Management System.

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

(1) Negotiate and execute an agreement with Infinite Solutions Inc. for the implementation of the Salesforce Customer Relationship Management system for an initial term, beginning on or about October 15, 2025, and ending on or about October 14, 2028, for an amount not to exceed \$2,095,800, subject to appropriation of funds;

(2) Negotiate and execute amendments and change orders as required for any unanticipated changes during the initial term, subject to the appropriation of funds; and

(3) Approve a contingency amount not to exceed \$526,950 for unanticipated changes during the initial term, subject to the appropriation of funds.

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

Action: (a) The report on the Request for Proposal for the implementation of the Salesforce Relationship Management System was accepted; and (b) **Resolution No. RES2025-338** was adopted, authorizing the City Manager or her designee to:

(1) Negotiate and execute an agreement with Infinite Solutions Inc. for the implementation of the Salesforce Customer Relationship Management system for an initial term, beginning on or about October 15, 2025, and ending on or about October 14, 2028, for an amount not to exceed \$2,095,800, subject to appropriation of funds;

(2) Negotiate and execute amendments and change orders as required for any unanticipated changes during the initial term, subject to the appropriation of funds; and

(3) Approve a contingency amount not to exceed \$526,950 for unanticipated changes during the initial term, subject to the appropriation of funds. (11-0-0)

## 2.10 First Amendment to the Agreement with Guidehouse, Inc. for Organizational Change Management and Related Consulting Services.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the First Amendment to the Master Consulting Agreement with Guidehouse, Inc. to increase the maximum compensation from \$350,000 by an additional amount of \$1,150,000 for a new maximum compensation not to exceed \$1,500,000 and extend the contract term by a period of six months, 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. (City Manager)

Action: **Resolution No. RES2025-339** was adopted, regarding the First Amendment to the Agreement with Guidehouse, Inc. for organizational change management and related consulting services. (11-0-0)

### **2.11 Franchise Agreement with LS Power Grid California, LLC for Electric Services for Public Rights-of-Way.**

Adopt a resolution:

- (a) Authorizing the City Manager, or her designee, to negotiate and execute a franchise agreement between the City of San José and LS Power Grid California, LLC for the purpose of transmitting electric service in the City's public rights-of-way;
- (b) Setting a public hearing for October 21, 2025, at 1:30 p.m., to hear any objections to the granting of the franchise; and
- (c) Directing the City Clerk to publish notice of the public hearing.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council Districts 2, 3, 4, 6, 7, 10. (Public Works)

### **DROPPED PER ADMINISTRATION**

### **2.12 Status Report on the November 2018 Ballot Measure T - The Disaster Preparedness, Public Safety, and Infrastructure General Obligation Bond.**

Accept the bi-annual status report on the work plan and implementation updates for projects included in the approved 2018 Measure T - The Disaster Preparedness, Public Safety, and Infrastructure General Obligation Bond. CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (Public Works)

Action: The bi-annual status report on the work plan and implementation updates for projects included in the approved 2018 Measure T - The Disaster Preparedness, Public Safety, and Infrastructure General Obligation Bond was accepted. (11-0-0)

### **2.13 Master Consultant Agreement with Bellecci & Associates, Inc. (dba Sanbell) for Consulting Services Supporting Rule 20 Utility Undergrounding Projects.**

Approve a Master Consultant Agreement with Bellecci & Associates, Inc. (dba Sanbell) for on-call consultant services for the City of San José's Rule 20 Utility Undergrounding Program from the date of execution to June 30, 2030, in an amount not to exceed \$1,500,000. CEQA: Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c), Existing Facilities. (Public Works)

Action: The Master Consultant Agreement with Bellecci & Associates, Inc. (dba Sanbell) for on-call consultant services for the City of San José's Rule 20 Utility Undergrounding Program, from the date of execution to June 30, 2030, in an amount not to exceed \$1,500,000, was approved. (11-0-0)

### **2.14 Second Amendment to the Agreement with CFKAA Holdings, LLC for Tow Administrator Services.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Agreement with CFKAA Holdings, LLC., for Tow Administrator Services to: (a) Increase the total compensation by \$832,800 for a new maximum compensation not to exceed \$3,984,876, subject to the appropriation of funds; and (b) Amend the terms of the Agreement to include certain provisions related to the towing of recreational vehicles. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Police)

Action: **Resolution No. RES2025-340** was adopted, authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Agreement with CFKAA Holdings, LLC., for tow administrator services. (11-0-0)

### **2.15 Request for Travel and Excused Absence.**

As recommended by the Rules and Open Government Committee on September 24, 2025:

(a) Authorize travel for Mayor Mahan to San Antonio and Austin, Texas on October 19 - 21, 2025, for the CA Homelessness Delegation. Source of Funds: Mayor/Council Travel Budget.

(b) Request for an excused absence from the regular meeting of the City Council on October 21, 2025.

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 9/24/2025 - Item B.2]

Action: (a) Mayor Mahan's travel to San Antonio and Austin, Texas on October 19 - 21, 2025, for the CA Homelessness Delegation was authorized; and (b) the request for his excused absence from the regular meeting of the City Council on October 21, 2025 was approved. (11-0-0)

### **2.16 Retroactive Approval of the Dumpster Day Sponsored by Council District 9 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.**

As recommended by the Rules and Open Government Committee on September 24, 2025: (a) Retroactively approve the Dumpster Day scheduled on September 6, 2025 as a City Council sponsored Special Event and approve the expenditure of funds. (b) Approve and accept donations from various individuals, businesses, or community groups to support the event. CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Foley) [Rules Committee referral 9/24/2025 - Item B.3]

Action: The City Council sponsored special event sponsored by Council District 9 was retroactively approved. (11-0-0)

### **2.17 Retroactive Approval of Free Use of City Hall Plaza on Saturday, August 30, 2025 for the Annual Lowrider Day Sponsored by Council District 5 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 September 24, 2025:

(a) Adopt a resolution retroactively authorizing "Free Use" for the 3rd Annual Lowrider Day held at the City Hall Plaza on August 30, 2025, hosted by Councilmember Ortiz's office.

(b) Retroactively 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. (Ortiz) [Rules Committee referral 9/24/2025 - Item B.4]

Action: The City Council sponsored special event sponsored by Council District 5 was retroactively approved; (a) **Resolution No. RES2025-341** was adopted; retroactively authorizing "Free Use" for the 3rd Annual Lowrider Day held at the City Hall Plaza on August 30, 2025, hosted by Councilmember Ortiz's office; and (b) donations from various individuals, businesses or community groups to support the event were retroactively approved. (11-0-0)

**2.18 Retroactive Approval of the Mexican Independence Day El Grito Event, Flag Raising and Rotunda Lighting Sponsored by Council District 5 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 September 24, 2025:

- (a) Retroactively approve the Mexican Independence Day El Grito Event scheduled on September 15, 2025, as a City Council sponsored Special Event and approve the expenditure of funds.
- (b) Retroactively approve the Mexican Flag Raising on September 15, 2025, as a City Council sponsored Special Event and approve the expenditure of funds.
- (c) Retroactively approve the Mexican Independence Day Tower and Rotunda Lighting from September 12 - 18, 2025, as a City Council sponsored Special Event and approve the expenditure of funds.
- (d) 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. (Ortiz) [Rules Committee referral 9/24/2025 - Item B.5]

Action: The following City Council sponsored special events sponsored by Council District 5 were retroactively approved: Mexican Independence Day El Grito Event, Flag Raising, and Rotunda Lighting. (11-0-0)

### **3. STRATEGIC SUPPORT**

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

None provided.

**3.2 Labor Negotiations Update.**

None provided.

**3.3 Approval of the Terms of an Agreement with the San José Police Officers' Association for the Term of July 1, 2025 through September 30, 2028.**

Adopt a resolution approving the terms of a collective bargaining agreement between the City of San José and the San José Police Officers' Association for the term of July 1, 2025, through September 30, 2028, and authorizing the City Manager or her designee to execute the agreement with those terms.

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

Jennifer Maguire, City Manager, City Manager's Office, announced that the City and the San Jose Police Officers Association (SJPOA) reached an overall tentative agreement on a successor memorandum of agreement. The terms of the agreement is from July 1, 2025 through September 30, 2028, and has been ratified by the members of the SJPOA. She thanked the SJPOA, the City's negotiation team, and all the individuals involved in the agreement process.

Action: Upon motion by Councilmember Peter Ortiz, seconded by Councilmember Bien Doan, and carried unanimously, **Resolution No. RES2025-342** was adopted, approving the terms of a collective bargaining agreement between the City of San José and the San José Police Officers' Association for the term of July 1, 2025, through September 30, 2028, and authorizing the City Manager or her designee to execute the agreement with those terms. (11-0-0)

### 3.4 City Council Focus Area Semi-Annual Status Report.

(a) Accept the semi-annual status report on the implementation of the City Council Focus Areas for Fiscal Year 2024-2025 Third and Fourth Quarters.

(b) Approve the new City Council Focus Area framework (Model 2.0) for Fiscal Year 2025-2026, including its core components of long-term goals, problem statements, near-term goals, change initiatives, and success measures.

(c) Direct the City Manager to continue development of public-facing dashboards for the City Council Focus Areas to promote accountability and transparency.

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 Manager)

Lee Wilcox, Assistant City Manager, City Manager's Office, Reducing Unsheltered Homelessness; Jennifer Schembri, Deputy City Manager, City Manager's Office, Increasing Community Safety; Angel Rios, Deputy City Manager, City Manager's Office, Cleaning Up Our Neighborhoods; Rosalynn Hughey, Deputy City Manager, City Manager's Office, Building More Housing & Growing Our Economy; Sarah Zárate, Deputy Director, City Manager's Office of Administration, Policy, and Intergovernmental Relations; and Dr. Shannon Arvizu, U.C. Berkeley, Goldman School of Public Policy, GovOps Labs, offered the presentation and responded to Council questions.

Erik Solivan, Director, Housing Department; Robert Sapient Jr., Fire Chief, San José Fire Department; and Brian Shab, Assistant Chief of Police, San José Police Department, responded to Council questions.

Public Comment: Brian Darby, Emily Ann Ramos (SV@Home), Shannon Zang, and Deborah St. Julia, provided public testimony regarding the item.

Motion: Councilmember Pamela Campos moved approval of her memorandum dated, September 29, 2025, with the following *amendment* to recommendation 3.

3.) *Direct staff to bring forward recommendations and tactics for supporting childcare infrastructure to the November 2025 Joint Meeting of the City of San José and County of Santa Clara; and Direct the City Manager to return to the Neighborhood Services & Education Committee (NSE) in February 2026, with recommendations and tactics, or a proposed work plan, for supporting childcare infrastructure.* Councilmember Peter Ortiz seconded the motion.

Lee Wilcox, Assistant City Manager, City Manager's Office, spoke to the feasibility of Councilmember Campos' amendment to recommendation 3 of her memorandum, dated September 29, 2025.

Vice Mayor Pam Foley requested clarification of Councilmember Campos' amendment to recommendation 3, with regard to resources, potential staff tradeoffs, or budget reallocations.

Councilmember Campos clarified that the amendment to recommendation 3 does not include actions related to a work plan; the recommendations and tactics requested are at the discretion of the City Manager. The language for recommendation 3 within the motion, as amended, was clarified as follows: *Direct staff to bring forward recommendations and tactics for supporting childcare infrastructure, in the broader context of the Children and Youth Services Master Plan, to the November 2025 Joint Meeting of the City of San José Neighborhood Services & Education Committee (NSE) and County of Santa Clara Children, Senior, and Families Committee; and Direct the City Manager to return to the Neighborhood Services & Education Committee (NSE) in February 2026, with recommendations or ~~a proposed work plan~~ analysis for supporting childcare infrastructure.*

Action: Upon motion by Councilmember Pamela Campos, seconded by Councilmember Peter Ortiz, and carried unanimously, Council approved the memorandum authored by Councilmember Pamela Campos, dated September 29, 2025, *as amended*, recommending the following:

- (1) Approve the staff recommendations.
  - (2) Direct the City Manager to include McKinney-Vento data among the “relevant metrics” in the Reducing Unsheltered Homelessness Focus Area.
  - (3) *Direct staff to bring forward recommendations and tactics for supporting childcare infrastructure, in the broader context of the Children and Youth Services Master Plan, to the November 2025 Joint Meeting of the City of San José Neighborhood Services & Education Committee (NSE) and County of Santa Clara Children, Senior, and Families Committee; and Direct the City Manager to return to the Neighborhood Services & Education Committee (NSE) in February 2026, with recommendations or analysis for supporting childcare infrastructure.*
- (11-0-0)

### 3.5 Ordinance Prohibiting Law Enforcement Officers from Concealing their Identities in the City of San José.

As recommended by the Rules and Open Government Committee on September 10, 2025, direct the City Attorney's Office to return within 60 days with proposed language for a draft ordinance that would:

(a) Prohibit Concealment of Identity:

(1) Prohibit all law enforcement officers, including federal agents operating within the City of San José, from wearing any mask or personal disguise while interacting with the public in the course of their duties within the city.

(2) Appropriate, pre-approved exemptions would apply, including the use of gas masks, fire/smoke protection masks, or medical grade masks, when necessary, as well as exemptions for lawful undercover law enforcement operations and operations predefined by the Chief of Police.

(b) Require Visible Identification:

(1) All law enforcement officers, including federal agents operating within the City of San José, must wear visible identification and clear agency affiliation while interacting with the public during their duties within the city.

(c) Require Information Sharing:

(1) SJPD will report to the City Manager's Office any instance where Police Department Officers respond to an incident involving a federal agency conducting immigration enforcement activity in the city.

(2) The City Manager's Office will share the reports to the Council Offices and will then partner with the council offices to share them with a cross-sector community leadership group. Before undertaking operations that are reasonably likely to involve agency personnel wearing facial coverings, require federal law enforcement agencies to provide advance notice to the San José Police Department.

(d) Use the California Immigrant Policy Center Ordinance as a Guiding Framework:

(1) The City Attorney's Office shall use the ordinance template prepared by the California Immigrant Policy Center regarding law enforcement officer identification and prohibition of face coverings as a guiding framework when developing the proposed draft ordinance for the City of San José.

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

[Rules Committee referral 9/10/2025 - Item C.2]

Public Comment: Brian Darby, Louis Powell (Santa Maria Urban Ministry), Shannon, Deborah St. Julia, Lucia (Working Partnerships), Alexander W. (CPUSA), Kimberly Woo (SIREN), Sean Allen (President, NAACP), Lawrence Deng, Misrayn Mendoza, Dilza Gonzalez, Akemi Flynn (IPEN: Immigrant Protection & Empowerment Network), Kathryn Hedges (SURJ), and Colette K., provided public testimony regarding the item.

Action: Upon motion by Councilmember Peter Ortiz, seconded by Councilmember David Cohen, and carried unanimously, Council moved approval of the joint memorandum co-authored by Councilmember Peter Ortiz, Councilmember Rosemary Kamei, Councilmember David Cohen, and Councilmember Pamela Campos dated, September 4, 2025, recommending the following: Direct the City Attorney's Office to return within 60 days with proposed language for a draft ordinance that would:

1.) Prohibit Concealment of Identity

- Prohibit all law enforcement officers, including federal agents operating within the City

of San José, from wearing any mask or personal disguise while interacting with the public in the course of their duties within the city.

- Appropriate, pre-approved exemptions would apply, including the use of gas masks, fire/smoke protection masks, or medical grade masks, when necessary, as well as exemptions for lawful undercover law enforcement operations and operations predefined by the Chief of Police.

2.) Require Visible Identification

- All law enforcement officers, including federal agents operating within the City of San José, must wear visible identification and clear agency affiliation while interacting with the public during their duties within the city.

3.) Information Sharing

- SJPD will report to the City Manager’s Office any instance where Police Department Officers respond to an incident involving a federal agency conducting immigration enforcement activity in the city.
- The City Manager’s Office will share the reports to the Council Offices and will then partner with the council offices to share them with a cross-sector community leadership group. Before undertaking operations that are reasonably likely to involve agency personnel wearing facial coverings, require federal law enforcement agencies to provide advance notice to the San Jose Police Department.

4.) Use CIPC Ordinance as Guiding Framework

- The City Attorney’s Office shall use the ordinance template prepared by the California Immigrant Policy Center (Attachment) regarding law enforcement officer identification and prohibition of face coverings as a guiding framework when developing the proposed draft ordinance for the City of San José.

(10-0-1; Absent: Mahan)

**4.PUBLIC SAFETY SERVICES**

No items provided.

**5.TRANSPORTATION & AVIATION SERVICES**

No items provided.

**6. ENVIRONMENTAL & UTILITY SERVICES**

No items provided.

**7.NEIGHBORHOOD SERVICES**

No items provided.

## **8. COMMUNITY & ECONOMIC DEVELOPMENT**

### **8.1 Actions Related to the Acquisition of 447 South Almaden Boulevard.**

#### **- HEARD CONCURRENTLY WITH SJFA Item 1**

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

(1) A Purchase and Sale Agreement with BXP Almaden Associates LP, a Delaware limited partnership, for the purchase by the City of approximately 3.56 acres of land commonly known as 447 South Almaden Boulevard, identified as Assessor's Parcel Numbers

264-28-176, 264-28-175, 264-28-174, 264-28-173, 264-28-172,  
264-28-149, 264-28-152, 264-28-167, 264-28-168, 264-28-169,  
264-28-019, 264-28-153, 264-28-160, 264-28-022, 264-28-023,  
264-28-024, 264-28-028, and 264-28-025, for a price of \$13,500,000;  
and

(2) All other documents necessary to effectuate the transfer to the City.

(b) Adopt the following 2025-2026 Appropriation Ordinance and Funding Source Resolution amendments in the Convention Center Facilities District Revenue Fund:

(1) Establish a revenue estimate for Financing Proceeds in the amount of \$13,500,000;

(2) Establish a revenue estimate for Transfers and Reimbursements in the amount of \$200,000;

(3) Establish the Property Acquisition appropriation to the Office of Economic Development and Cultural Affairs in the amount of \$13,600,000;

(4) Establish the Debt Service: Commercial Paper appropriation to the Finance Department in the amount of \$2,600,000; and

(5) Decrease the Unrestricted Ending Fund Balance by \$2,500,000.

(c) Adopt the following 2025-2026 Appropriation Ordinance amendments in the General Purpose Parking Fund:

(1) Establish a Transfer to the Convention Center Facility District Revenue Fund in the amount of \$200,000; and

(2) Decrease the Non-Personal/Equipment appropriation to the Department of Transportation by \$200,000.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 3.

(Economic Development and Cultural Affairs/City Manager)

*Vice Mayor Pam Foley announced that the presentations for Item 8.1 and SJFA Item 1 would be heard concurrently, but voted on separately.*

Jen Baker, Director, City Manager's Office of Economic Development and Cultural Affairs; Kevin Ice, Assistant to the City Manager, City Manager's Office, Director of Real Estate, Office of Economic Development and Cultural Affairs; Maria Öberg, Director, Finance Department; and Qianyu Sun, Deputy Director, Debt and Treasury Management, Finance Department, offered the presentation and responded to questions for both Item 8.1 and SJFA Item 1.

Public Comment: None provided.

Action: Upon motion by Councilmember George Casey, seconded by Councilmember Bien Doan, and carried unanimously, (a) **Resolution No. RES2025-343**; (b) Appropriation **Ordinance No. 31246**; (b) Funding Source **Resolution No. RES2025-344**; and (c) Appropriation **Ordinance No. 31247** were adopted, regarding the actions related to the acquisition of 447 South Almaden Boulevard. (10-0-1; Absent: Mahan)

## **8.2 Actions Related to the Loan Commitment and Land Purchase for the Gateway Tower Affordable Housing Development Located at 470 South Market Street.**

(a) Adopt a resolution:

- (1) Approving a Construction-Permanent Loan commitment of up to \$20,270,000, consisting of \$17,970,000 in Low- and Moderate-Income Housing Asset Funds and \$2,300,000 in Inclusionary Fee Funds, to Core Affordable Housing, LLC or an affiliated development entity for the Gateway Tower affordable housing development;
- (2) Approving the land acquisition loan or acquisition funding commitment of up to \$18,170,000 consisting of \$2,000,000 in Inclusionary Fee Funds, \$2,170,000 in Low- and Moderate-Income Housing Asset Funds, and \$14,000,000 in Real Property Transfer Tax Funds;
- (3) Authorizing the Director of Housing or his designee to acquire 445, 465, and 493 South First street and 460, 470, 480 South Market Street, from Core Affordable Housing, LLC for a price not to exceed \$18,170,000 at the time of transfer, to accept the grant deed, and to enter into a long-term ground lease of the site to the developer for the development;
- (4) Authorizing the Director of Housing or his designee to negotiate and execute documents and document amendments related to the acquisition and development of the site, the ground leasing of the site, and any rider to the ground lease required by government entities;
- (5) Authorizing the Director of Housing, or his designee to negotiate and execute loan documents and all other documents, including any amendments thereto, related to City financing for the developments; and
- (6) Making a determination that, consistent with Government Code Section 37364, after acquisition, the site is to be leased by the City to the respective developers without first offering the site to the public for any other use, since the site will be restricted so as to provide housing affordable to persons and families of low or moderate income, as defined by Section 50093 of the Health and Safety Code or as defined by the United States Department of Housing and Urban Development or its successors, and that this use is in the City's best interests.

(b) Adopt the following 2025-2026 Appropriation Ordinance amendments in the Low- and Moderate-Income Housing Asset Fund:

- (1) Decrease the Housing Project Reserve by \$20,140,000; and
- (2) Increase the Housing Loans and Grants appropriation to the Housing Department by \$20,140,000.

(c) Adopt the following 2025-2026 Appropriation Ordinance amendments in the Real Property Transfer Tax Fund:

- (1) Decrease the Measure E - 40% Extremely Low-Income Households Reserve by \$5,000,000;
- (2) Decrease the Measure E - 30% Low-Income Households Reserve by \$9,000,000;
- (3) Increase the Measure E - 40% Extremely Low-Income Households appropriation to the Housing Department by \$5,000,000; and
- (4) Increase the Measure E - 30% Low-Income Households appropriation to the Housing Department by \$9,000,000.

(d) Adopt the following 2025-2026 Appropriation Ordinance amendments in the Inclusionary Fee Fund:

(1) Decrease the Housing Project Reserve by \$4,300,000; and

(2) Increase the Housing Loans and Grants appropriation to the Housing Department by \$4,300,000.

CEQA: Supplemental Environmental Impact Report for the Gateway Tower Mixed-Use Development Project (Resolution No. 78005), and Addenda, thereto.

Council District 3. (Housing/City Manager)

[Deferred from 9/23/2025 - Item 8.1 (25-1008)]

Erik Solivan, Director, Housing Department; and Banu San, Deputy Director, Housing Department, offered the presentation and responded to questions.

Applicant Chris Neale spoke to the item and was allotted five minutes to speak.

Action: Upon motion by Councilmember Anthony Tordillos, seconded by Councilmember Michael Mulcahy, and carried unanimously, (a) **Resolution No. RES2025-345**; (b) Appropriation **Ordinance No. 31248**; (c) Appropriation **Ordinance No. 31249**; and (d) Appropriation **Ordinance No. 31250** were adopted, regarding actions related to the loan commitment and land purchase for the Gateway Tower Affordable Housing Development located at 470 South Market Street. (9-0-2; Absent: Ortiz, Mahan)

## **9.DEVELOPMENT – SUCCESSOR AGENCY**

No items provided.

## **10.LAND USE**

### **10.1 Land Use on Consent Calendar**

No Land Use items on Consent Calendar.

### **END OF CONSENT CALENDAR**

## 10 Land Use - Regular Agenda

### 10.2 GP25-002: Early Consideration for a Privately Initiated General Plan Amendment for Certain Real Property Located at the Northeasterly Corner of Emory Street and the Alameda.

(a) Adopt a resolution denying the applicant's request to amend the Envision San José 2040 General Plan Land Use/Transportation Diagram land use designation from Neighborhood/Community Commercial to Mixed Use Neighborhood on an approximately 0.99-gross-acre site and direct staff to evaluate the subject site and surrounding sites, as an area that would allow for residential or mixed-use development in the future, as part of the General Plan 4-Year Review.

(b) In the alternative, direct Planning staff to continue processing the application to amend the Envision San José 2040 General Plan Land Use/Transportation Diagram designation from Neighborhood/Community Commercial to Mixed Use Neighborhood on an approximately 0.99-gross-acre site located at the northeasterly corner of Emory Street and the Alameda, consider input from the City Council, complete the CEQA analysis, and return to the City Council with a completed development application for consideration. CEQA: Exempt pursuant to CEQA Guidelines Section 15270 for Projects Which Are Disapproved. Planning Commission recommends denial of staff recommendation (7-0-2, Oliverio and Young absent) (Item 6.a on the 8/27/2025 Planning Commission Agenda). Council District 6. (Planning, Building, and Code Enforcement)

Chris Burton, Director, Planning, Building & Code Enforcement Department ; and Ruth Cueto, Principal Planner, Planning, Building & Code Enforcement Department, offered the presentation and responded to questions.

Representative Erik Schoennauer spoke on behalf of the Applicant Dan Mountsier and was allotted five minutes to speak.

Public Comment: Edward Sam, Kathryn Mathewson, Brian Darby, Stephanie Ligsay, and a speaker (*name not provided at the podium*), offered public testimony regarding the item.

Action: Upon motion by Councilmember Michael Mulcahy, seconded by Councilmember Bien Doan, and carried unanimously, the Council moved approval of the joint memorandum co-authored by Mayor Matt Mahan, Councilmember Pamela Campos, and Councilmember Michael Mulcahy, dated September 26, 2025, recommending the following: 1. Approve Staff Recommendation (b) to: direct Planning staff to continue processing the application to amend the Envision San José 2040 General Plan Land Use/Transportation Diagram designation from Neighborhood/Community Commercial to Mixed Use Neighborhood on an approximately 0.99-gross-acre site located at the northeasterly corner of Emory Street and The Alameda, consider input from the City Council, complete the CEQA analysis, and return to the City Council with a completed development application for consideration. Evaluate the subject site in the context of evaluating the surrounding sites, as an area that would allow for residential or mixed-use development in the future, as part of the General Plan 4-Year Review. (10-0-1; Absent: Mahan)

### 10.3 GP25-005: Early Consideration for a Privately Initiated General Plan Amendment for Certain Real Property Located at 1030 and 1038 McKendrie Street.

(a) Adopt a resolution denying the applicant's General Plan Amendment request to amend the Envision San José 2040 General Plan Land Use/ Transportation Diagram designation from Neighborhood/Community Commercial and Residential Neighborhood to Mixed Use Neighborhood on an approximately 0.46-gross-acre site and direct staff to evaluate the subject site and surrounding sites, as an area that would allow for residential or mixed-use development in the future, as part of the General Plan 4-Year Review.

(b) In the alternative, direct Planning staff to continue processing the application to amend the Envision San José 2040 General Plan Land Use/Transportation Diagram designation from Neighborhood/Community Commercial and Residential Neighborhood to Mixed Use Neighborhood on an approximately 0.46-gross-acre site located at 1030 and 10380 McKendrie Street, and consider input from the City Council, complete the CEQA analysis, and return to the City Council with a completed development application for consideration. CEQA: Exempt pursuant to CEQA Guidelines Section 15270 for Projects Which Are Disapproved. Planning Commission recommends denial of staff recommendation (7-0-2, Oliverio and Young absent) (Item 6.b on the 8/27/2025 Planning Commission Agenda). Council District 6. (Planning Building, and Code Enforcement)

Chris Burton, Director, Planning, Building & Code Enforcement Department; and Ruth Cueto, Principal Planner, Planning, Building & Code Enforcement Department, offered the presentation and responded to questions.

Applicant Jeff Curren, of Studio Current Urban Design and Architecture was allotted five minutes to speak.

Public Comment: Susan Allen and Stephanie Ligsay provided public testimony regarding the item.

Councilmember Anthony Tordillos disclosed that while he was conducting conflict searches for the agenda, he discovered that he received a donation of over \$500 from the project applicant. Councilmember Tordillos clarified that he is in the process of returning the sum of the donation that exceeded \$500.

Action: Upon motion by Councilmember Michael Mulcahy, seconded by Councilmember Anthony Tordillos, and carried unanimously, Council moved approval of staff recommendation (b) directing the Planning staff to continue processing the application to amend the Envision San José 2040 General Plan Land Use/Transportation Diagram designation from Neighborhood/Community Commercial and Residential Neighborhood to Mixed Use Neighborhood on an approximately 0.46-gross-acre site located at 1030 and 10380 McKendrie Street, and consider input from the City Council, complete the CEQA analysis, and return to the City Council with a completed development application for consideration. (10-0-1; Absent: Mahan)

• **Open Forum**

1. Brian Darby expressed his concerns regarding three recent murders that occurred in the City and spoke to the importance of having a national day of victim rights in recognition of crime victims.
2. Pieter Friedrich addressed his concerns with Indian Prime Minister Narendra Modi, who was temporarily banned from entering US for nearly a decade; he urged that Council denounce the atrocities by urging Governor Newsom to sign SB 509 without delay.
3. Van Le addressed the claim she filed with the City and County; she spoke to political retaliation, for elected officials to stop abusing power and taxpayer resources, and the responsible handling of whistleblower complaints.
4. Harvey Mckeeon (NCCU) addressed his concerns regarding a District 6 developer operating a housing project in San José, who he stated is liable for wage theft in a case involving 14 workers, labor exploitation, occurring at the 777 West San Carlos St.
5. Ha T. spoke to ongoing incidents involving an individual bothering him and calling him a derogatory name.
6. Jaime Arteaga addressed his concerns regarding a project on 777 West San Carlos St., who employed 50 carpenters who completed 12 weeks of labor without wages, and were warned not to speak to the City Council on August 7<sup>th</sup> with threats of termination.
7. Ventura Cozar (*Wordly provided translation in Spanish*) addressed concerns regarding his unpaid wages, unfair treatment, and financial hardships he faced as a result of working for a construction project off of San Carlos St. from October 2024-August 2025.

• **Adjournment**

The Council of the City of San José adjourned the meeting at 7:02 p.m., in memory of Raymond “Ray” T. Hashimoto.

Minutes Recorded, Prepared, and Respectfully Submitted by,

*Yasmin Johnson*

\_\_\_\_\_  
Yasmin Johnson,  
Deputy City Clerk City of San José

Approved at Council on: 11/04/2025

# of Actions: 9

Attest By:

*Toni Taber*

\_\_\_\_\_  
Toni Taber, MMC  
City Clerk, City of San José

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

FOR RECEIPT:

Tract: 10655

Location: West side of Communications Hill  
Blvd, between Altino Blvd and Joseph Borba

Street District: 7

Lots/Units: 226/226

Type: SFD

Developer: KB HOME

# JOINT CITY OF SAN JOSE CITY COUNCIL/FINANCING AUTHORITY AGENDA

Vice Mayor Pam Foley called the joint meeting of the San Jose City Council and San José Financing Authority to order on September 30, 2025.

**1. Issuance of City of San José Financing Authority Commercial Paper to Finance the Acquisition of the Property Located at 447 South Almaden Boulevard. - HEARD CONCURRENTLY WITH ITEM 8.1**

- (a) Conduct a public hearing in accordance with Section 6586.5 of the California Government Code, to hear and consider information concerning the approval by the City of San José of a lease financing by the City of San José Financing Authority and the City for the purchase of property located at 447 South Almaden Boulevard, through the issuance of lease revenue commercial paper notes by the City of San José Financing Authority, and the significant public benefit of such financing by the City of San José Financing Authority in accordance with the criteria specified in Section 6586 of the California Government Code.
- (b) Adopt a resolution of the City of San José Financing Authority to approve and authorize the issuance of lease revenue commercial paper notes in the amount not to exceed \$13,500,000 to finance the purchase of the property located at 447 South Almaden Boulevard.
- (c) Adopt a resolution of the City of San José to approve and authorize the issuance of City of San José Financing Authority lease revenue commercial paper notes in the amount not to exceed \$13,500,000 to finance the purchase of the property located at 447 South Almaden Boulevard.

CEQA: Categorically Exempt, File No. ER25-032, CEQA Guidelines Section 15301, Existing Facilities. Council District 3. (Finance)

Jen Baker, Director, City Manager's Office of Economic Development and Cultural Affairs; Kevin Ice, Assistant to the City Manager, City Manager's Office, Director of Real Estate, Office of Economic Development and Cultural Affairs; Maria Öberg, Director, Finance Department; and Qianyu Sun, Deputy Director, Debt and Treasury Management, Finance Department, offered the presentation and responded to questions *for both Item 8.1 and SJFA Item 1*.

Vice Mayor Pam Foley opened the public hearing.

Public Comment: Brian Darby provided public testimony for the item.

Vice Mayor Pam Foley closed the public hearing.

Action: Upon motion by Councilmember George Casey, seconded by Councilmember Bien Doan, and carried unanimously, (a) a public hearing was conducted in accordance with Section 6586.5 of the California Government Code; (b) City of San José Financing Authority **Resolution No. SJFA164** was adopted, to approve and authorize the issuance of lease revenue commercial paper notes in the amount not to exceed \$13,500,000 to finance the purchase of the property located at 447 South Almaden Boulevard; and (c) City of San José **Resolution No. RES2025-346** was adopted, to approve and authorize the issuance of City of San José Financing Authority lease revenue commercial paper notes in the amount not to exceed \$13,500,000 to finance the purchase of the property located at 447 South Almaden Boulevard. (10-0-1; Absent: Mahan)



*Office of the City Attorney*

**SAN JOSÉ CITY COUNCIL CLOSED SESSION MINUTES**

**September 30, 2025**

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

**Present Councilmembers:** Mahan, Kamei.

**Place:** City Hall, Conference Room W-133

**Time:** 9:30 a.m.

**CLOSED SESSION ITEM(S) DISCUSSED:**

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

1. Case Name: Planned Parenthood Federation of America, Inc., et al. v. Robert F. Kennedy, Jr., et al.  
 Name(s) of Party(ies): PLANNED PARENTHOOD FEDERATION OF AMERICA, INC; PLANNED PARENTHOOD LEAGUE OF MASSACHUSETTS; PLANNED PARENTHOOD ASSOCIATION OF UTAH; ROBERT F. KENNEDY, JR.; CENTERS FOR MEDICARE & MEDICAID SERVICES; MEHMET OZ; UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 Court: U.S. Court of Appeals for the First Circuit  
 Case No: 25-1698 & 25-1755  
 Amount of Money or Other Relief Sought: Injunctive Relief
  
2. Case Name: City and County of San Francisco, et al. v. Donald J. Trump, et al.  
 Name(s) of Party(ies): City and County of San Francisco, County of Santa Clara, City of Portland, Martin Luther King, Jr. County, City of New Haven, City of Oakland, City of Emeryville, City of San José, City of San Diego, City of Sacramento, City of Santa Cruz, County of

Monterey, City of Seattle, City of Minneapolis, City of Saint Paul, City of Santa Fe, County of Alameda, City of Albany, City of Albuquerque, County of Allegheny, City of Baltimore, City of Bend, City of Benicia, City of Berkeley, City of Boston, City of Cambridge, City of Cathedral City, City of Chicago, City of Columbus, City of Culver City, County of Dane, City and County of Denver, City of Healdsburg, County of Hennepin, City of Los Angeles, County of Marin, City of Menlo Park, Multnomah County, City of Pacifica, City of Palo Alto, City of Petaluma, Pierce County, City of Richmond, City of Rochester, City of Rohnert Park, County of San Mateo, City of Santa Rosa, County of Sonoma, City of Watsonville, City of Wilsonville; Donald J. Trump, United States Department of Justice, Pamela Bondi, Emil Bove, Kristi Noem, United States of America, United States Office of Management and Budget, Russell Vought.

Court: U.S. District Court, Northern District of California  
Case No: 3:25cv01350-WHO  
Amount of Money or Other Relief Sought: Declaratory Relief and Injunctive Relief

**B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**

Initiation of litigation pursuant to Sections 54956.9(d)(4) and (e)(1) of the Government code:

Number of matter(s) to be discussed: 1

**C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government Code:

Number of matter(s) to be discussed: 2