



City Council Meeting Amended Agenda

Tuesday, August 19, 2025

1:30 PM

Council Chambers

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

Please scroll to the end for information about the City Council Agenda and for the Rules of Conduct of the meeting.

Public Comment in Person Only

For live translations in over 50 languages, please go to <https://attend.wordly.ai/join/FAYU-7105>

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- Adaptaciones para discapacitados serán proporcionadas a pedido. Mande correo electrónico ADA@sanjoseca.gov; Llame (408) 535-8430.
- Bất kỳ ai trong công-đồng cần sự hỗ-trợ xin gửi điện-thư cho Điều-phối-viên ADA theo địa-chỉ ADA@sanjoseca.gov hoặc gọi đến số (408) 535-8430.

THE LEVINE ACT

The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than \$500 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution. For more information:

<https://www.sanjoseca.gov/your-government/appointees/city-clerk/levine-act/-fsiteid-1#!/>

How to observe the Meeting (no public comment):

- 1) Cable Channel 26.
- 2) <https://sanjoseca.gov/news-stories/watch-a-meeting>
- 3) <https://youtube.com/CityofSanJoseCalifornia>
- 4) By Phone: (888) 475 4499. Webinar ID is 931 9759 7876. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free).
- 5) Online at: <https://sanjoseca.zoom.us/j/93197597876>

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How to provide spoken Public Comment during the City Council Meeting:

You may speak to the City Council about any discussion item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council. Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

Each speaker generally has two minutes to speak per item. The total amount of time allocated for public testimony for each public speakers or for an agenda item may be limited at the Mayor’s discretion, depending on the number of speakers or the length of the agenda. (California Government Code Section 54954.3; Council Policy 0-37)

Fill out a Yellow Speaker’s Card and submit it to boxes at the bottom of the Chambers. Do this before the meeting or before the item is heard. This will ensure that the name on the card is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants by calling speakers in an orderly manner. You may remain anonymous, but please fill out a card so we may call you. You can put “anonymous speaker” or “no name” on the card. When the Council reaches your item on the agenda, the Mayor will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk’s table. To assist you in tracking your speaking time, there is a display on the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

• Call to Order and Roll Call

9:30 a.m. - Closed Session, Call to Order in Council Chambers

Open Session, Labor Negotiations Update (See Item 3.2)

Adjourn to Closed Session in Council Chambers Conference Room, W133

See Separate Agenda

[25-842](#)

Closed Session Agenda

Attachments [Closed Session Agenda](#)

1:30 p.m. - Regular Session, Council Chambers, City Hall

3:00 p.m. - Special Joint Meeting, Wing Rooms W118-W120, City Hall

*to be heard immediately following the Regular City Council Meeting, but not before 3:00 p.m.

See Separate Agenda

[25-872](#)

Special Joint Meeting

Attachments [Special Joint Agenda](#)

6:00 p.m. - Evening Session, Council Chambers, City Hall – Cancelled

*The previously scheduled Evening Session has been cancelled.

- Pledge of Allegiance
- Invocation (District 7)

Splendor Azteca Xipe Totec, Aztec dance group

- Orders of the Day

SEE NEW ITEM 2.17, “Amicus Curiae Brief in Culture of Life Family Services v. Bonta – Reproductive Rights and Local Enforcement Authority” TO BE ADDED UNDER ORDERS OF THE DAY.

REQUIRES A DETERMINATION BY A TWO-THIRDS (2/3) VOTE OF THE MEMBERS OF THE COUNCIL PRESENT AT THE MEETING, OR, IF LESS THAN TWO-THIRDS (2/3) OF THE MEMBERS OF THE COUNCIL ARE PRESENT AT THE MEETING, A UNANIMOUS VOTE OF THOSE MEMBERS PRESENT THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION.

Consolidated Open Government and Ethics Resolution No. RES2024-99, Section 2.3.2.1.E.3; Council’s Rules of Conduct, Resolution No. RES2023-22, Rule 3(d).

Items recommended to be added, dropped, or deferred are usually approved under Orders of the Day unless the Council directs otherwise.

- Adjournment Recognition

The meeting is adjourned in memory of Frank M. Taylor who passed away in March 2025. He is survived by his wife Barbara and daughters Emily and Sarah. Frank served as the Executive Director of the San José Redevelopment Agency for two decades through 1999. He was a man of consummate passion about his work, which was the art and science of city building. His ambitious vision to reimagine Downtown San José and its surrounding Neighborhood Business Districts and Industrial Areas led to a spectacular array of public projects that bear his imprint to this day. Always with an eye towards beauty and practicality, Frank never lost sight of his dream to create an urban center worthy of the Capital of Silicon Valley. In everything he did, Frank insisted on a commitment to excellence. He was a big picture guy who was always in love with his city. This is the legacy we honor today and for years to come.

- Closed Session Report

To be heard after Ceremonial Items

1. CEREMONIAL ITEMS

1.1 Presentation of a commendation honoring Voyager Craft Coffee for their ongoing dedication as a locally grown business that exemplifies San José's entrepreneurial spirit, craftsmanship, and commitment to community. (Mulcahy)

1.2 Presentation of a commendation to the Venerable Sa Doul Son in honor of 25 years of exemplary leadership and visionary service to the East Side Cambodian and Vietnamese communities in San José. (Ortiz)

1.3 Presentation of a proclamation declaring August 2025 as Emergency Management Awareness Month in the City of San José, in conjunction with Congress's action, to recognize National Preparedness Month in September 2025. (Mayor)

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

2.1 Approval of City Council Minutes.

[25-867](#)**Approval of City Council Minutes.****Recommendation:**

- (a) Regular City Council Meeting Minutes of February 6, 2024.
 - (b) Regular City Council Meeting Minutes of September 17, 2024.
 - (c) Regular City Council Meeting Minutes of December 17, 2024.
 - (d) Regular City Council Meeting Minutes of February 11, 2025.
 - (e) Regular City Council Meeting Minutes of February 4, 2025.
 - (f) Regular City Council Meeting Minutes of March 4, 2025.
 - (g) Regular City Council Meeting Minutes of March 11, 2025.
 - (h) Regular City Council Meeting Minutes of March 25, 2025.
 - (i) Regular City Council Meeting Minutes of April 8, 2025.
 - (j) City Council Study Session Meeting Minutes of March 28, 2024.
 - (k) City Council Study Session Meeting Minutes of May 9, 2024.
 - (l) City Council Study Session Meeting Minutes of May 15, 2024.
 - (m) City Council Study Session Meeting Minutes of January 31, 2025.
 - (n) City Council Study Session Meeting Minutes of February 11, 2025.
 - (o) City Council Study Session Meeting Minutes of April 3, 2025.
 - (p) City Council Study Session Meeting Minutes of May 7, 2025.
 - (q) City Council Study Session Meeting Minutes of May 12, 2025.
 - (r) City Council Joint Special Meeting Minutes of January 24, 2025.
 - (s) City Council Special Meeting Minutes of March 21, 2025.
 - (t) City Council Special Closed Session Meeting Minutes of June 24, 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.

- Attachments**
- [\(a\) 02/06/2024 CC Minutes](#)
 - [\(b\) 09/17/2024 CC Minutes](#)
 - [\(c\) 12/17/2024 CC Minutes](#)
 - [\(d\) 02/11/2025 CC Minutes](#)
 - [\(e\) 02/04/2025 CC Minutes](#)
 - [\(f\) 03/04/2025 CC Minutes](#)
 - [\(g\) 03/11/2025 CC Minutes](#)
 - [\(h\) 03/25/2025 CC Minutes](#)
 - [\(i\) 04/08/2025 CC Minutes](#)
 - [\(j\) 03/28/2024 CC SS Minutes](#)
 - [\(k\) 05/09/2024 CC SS Minutes](#)
 - [\(l\) 05/15/2024 CC SS Minutes](#)
 - [\(m\) 01/31/2025 CC SS Minutes](#)
 - [\(n\) 02/11/2025 CC SS Minutes](#)
 - [\(o\) 04/03/2025 CC SS Minutes](#)
 - [\(p\) 05/07/2025 CC SS Minutes](#)
 - [\(q\) 05/12/2025 CC SS Minutes](#)
 - [\(r\) 01/24/2025 CC Joint Special Minutes](#)
 - [\(s\) 03/21/2025 CC Special Minutes](#)
 - [\(t\) 06/24/2025 CC Special CS Minutes](#)

2.2 Final Adoption of Ordinances.

2.3 Approval of Council Committee Minutes.

[25-869](#)**Approval of Council Committee Minutes.****Recommendation:**

- (a) Regular Joint Meeting for the Rules and Open Government Committee Minutes of January 8, 2025.
 - (b) Regular Joint Meeting for the Rules and Open Government Committee Minutes of January 15, 2025.
 - (c) Regular Joint Meeting for the Rules and Open Government Committee Minutes of January 22, 2025.
 - (d) Regular Joint Meeting for the Rules and Open Government Committee Minutes of February 12, 2025.
 - (e) Regular Joint Meeting for the Rules and Open Government Committee Minutes of February 19, 2025.
 - (f) Regular Joint Meeting for the Rules and Open Government Committee Minutes of March 5, 2025.
 - (g) Regular Joint Meeting for the Rules and Open Government Committee Minutes of March 12, 2025.
 - (h) Regular Joint Meeting for the Rules and Open Government Committee Minutes of March 19, 2025.
 - (i) Regular Joint Meeting for the Rules and Open Government Committee Minutes of March 26, 2025.
 - (j) Regular Joint Meeting for the Rules and Open Government Committee Minutes of April 2, 2025.
 - (k) Regular Joint Meeting for the Rules and Open Government Committee Minutes of April 9, 2025.
 - (l) Regular Joint Meeting for the Rules and Open Government Committee Minutes of April 30, 2025.
 - (m) Regular Joint Meeting for the Rules and Open Government Committee Minutes of May 7, 2025.
 - (n) Regular Joint Meeting for the Rules and Open Government Committee Minutes of June 4, 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.

Attachments [\(a\) 01/08/2025 ROGC Minutes](#)
[\(b\) 01/15/2025 ROGC Minutes](#)
[\(c\) 01/22/2025 ROGC Minutes](#)
[\(d\) 02/12/2025 ROGC Minutes](#)
[\(e\) 02/19/2025 ROGC Minutes](#)
[\(f\) 03/05/2025 ROGC Minutes](#)
[\(g\) 03/12/2025 ROGC Minutes](#)
[\(h\) 03/19/2025 ROGC Minutes](#)
[\(i\) 03/26/2025 ROGC Minutes](#)
[\(j\) 04/02/2025 ROGC Minutes](#)
[\(k\) 04/09/2025 ROGC Minutes](#)
[\(l\) 04/30/2025 ROGC Minutes](#)
[\(m\) 05/07/2025 ROGC Minutes](#)
[\(n\) 06/04/2025 ROGC Minutes](#)

2.4 Mayor and Council Excused Absence Requests.

[25-870](#)

Mayor and Council Excused Absence Requests.

Recommendation: Request for an excused absence for Councilmember Candelas from the regular meeting of City Council on June 17, 2025 due to illness.
CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Candelas)

Attachments [Memorandum](#)

2.5 City Council Travel Reports.

2.6 Report from the Council Liaison to the Retirement Boards.

2.7 [25-793](#) Biennial Peer Review of the City Auditor's Office.

Recommendation: Approve the Agreement with the Association of Local Government Auditors (ALGA) to perform an audit of the City Auditor's Office for Fiscal Year 2023-24 and FY 2024-25, pursuant to the peer review guidelines of ALGA, in exchange for reimbursement of expenses for the audit team and the provision of reciprocal audit services by the City Auditor's Office.

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

Attachments [Memorandum](#)
 [Agreement](#)

2.8 [25-823](#) San José Municipal Water System's Water Supply Assessment for the Northtown Data Center Project.

Recommendation: Approve the San José Municipal Water System Water Supply Assessment for the Northtown Data Center Project.

CEQA: Statutorily Exempt, File No. PP17-001, Feasibility and Planning Studies; CEQA Guidelines Section 15262. Council District 4. (Environmental Services)

Attachments [Memorandum](#)

2.9 [25-824](#)**Agreement with enfoTech & Consulting Inc. for an Environmental Enforcement Data Management System.****Recommendation:**

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

- (a) Negotiate and execute an agreement for an environmental enforcement data management system with enfoTech & Consulting Inc. (Brunswick, New Jersey) for an initial three-year term, beginning on or about August 25, 2025 and ending on or about August 24, 2028, with a maximum compensation not to exceed \$801,895, subject to the appropriation of funds;
- (b) Negotiate and execute amendments, as required, for any unanticipated changes during the initial three-year term, beginning on or about August 25, 2025 and ending on or about August 24, 2028, subject to the appropriation of funds;
- (c) Approve a contingency amount of \$98,105 for unanticipated changes during the initial three-year term, beginning on or about August 25, 2025 and ending on or about August 24, 2028, subject to the appropriation of funds; and
- (d) Exercise up to four additional one-year options to extend the term of the agreement through August 24, 2032, 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)

Attachments

[Memorandum](#)

[Letter from TPAC, 8/14/25](#)

2.10 [25-825](#) Amendments to the Master Agreements with CTE Cal, Inc. and Professional Service Industries, Inc. for Special Inspection Services for Various City Projects.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendments to the master agreements with Professional Service Industries, Inc. (CPMS Contract No. 9468-C) and CTE Cal, Inc. (CPMS Contract No. 9468-B) for special inspection consultant services for City-funded projects to:

- (a) Extend the term from December 31, 2025, to December 31, 2027, with no increases to the maximum compensation; and
- (b) Update the Schedule of Rates and Charges.

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

Attachments [Memorandum](#)

2.11 [25-826](#) Report on Bids and Award of Contract for 10582: SJC On-Call General Engineering Construction Contract 25-28 Project.

Recommendation: Report on bids and award of a contract for 10582 - SJC On-Call General Engineering Construction Contract 25-28 Project for minor capital improvement projects at the San José Mineta International Airport to the lowest responsive, responsible bidder, A. Teichert & Son, Inc. dba Teichert Construction for a maximum not to exceed amount of \$3,000,000 for a duration of three years.

CEQA: Determination of Consistency with the Norman Y. Mineta San José International Airport Master Plan Amendment Environmental Impact Report, File No. ER22-279. (Public Works/Airport)

Attachments [Memorandum](#)

2.12 [25-827](#)**Actions Related to the Phase III Sanitary Sewer Master Plan.****Recommendation:**

(a) Adopt a resolution adopting the Phase III Sanitary Sewer Master Plan Addendum to the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), all in accordance with the California Environmental Quality Act, as amended.

(b) Adopt a resolution approving the Phase III Sanitary Sewer Master Plan Report recommending sanitary sewer capacity improvement projects to meet the City's sanitary sewer level of service policy, Envision San José 2040 General Plan growth projections, and the California State Water Resources Control Board's General Order for Sanitary Sewer Systems.

CEQA: Phase III Sanitary Sewer Master Plan Addendum to the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), File No. ER22-287. (Public Works)

Attachments [Memorandum](#)
[Attachment](#)
[\(a\) Resolution](#)
[\(b\) Resolution](#)

2.13 [25-828](#) Amendments to Title 27 of the San José Municipal Code to Streamline Procurement Processes.

Recommendation: Approve an ordinance to amend the following sections of Title 27 of the San José Municipal Code:

- (a) Section 27.06.050 to streamline the informal Request for Quotes process;
- (b) Section 27.06.070 to clarify the process for procuring an on-call contract;
- (c) Section 27.06.080 to raise the micro contract threshold;
- (d) Sections 27.10.260, 27.10.370, and Section 27.10.380 to streamline the protest process;
- (e) Section 27.10.450 to correct a clerical error;
- (f) Section 27.10.560 to increase the Director's signature authority and correct a clerical error;
- (g) Section 27.14.040 to add another process for procuring design-build contracts to reflect a change to the California Public Contract Code; and
- (h) Chapter 27.14 to specify that the City may conduct confidential meetings during the design-build procurement process.

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

Attachments [Memorandum](#)
[Ordinance](#)

2.14 [25-829](#) Actions Related to the 10362 - 2024 Local Streets Remove & Replace Project.

Recommendation: Approve a \$35,000 increase to the construction contingency amount of \$483,280 for a revised total contingency amount of \$518,280 for the 10362 - 2024 Local Streets Remove & Replace Project.

CEQA: Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c), Existing Facilities. (Transportation)

Attachments [Memorandum](#)

2.15 [25-830](#) Cost Sharing Agreement with Santa Clara County.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Cost Sharing Agreement with the County of Santa Clara for pavement maintenance improvements on Camden Avenue, Canon Vista Avenue, Ginger Avenue, Leigh Avenue, and Woodard Road in the amount of \$826,137 and \$15,075.
CEQA: Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c) Existing Facilities. Council Districts 4, 6, and 9.
(Transportation)

Attachments [Memorandum](#)

2.16 [25-868](#) Boards and Commissions Appointment.

Recommendation: Approve the following Boards and Commissions appointments:
(a) Parks and Recreation Commission:
 (1) District 4 Seat: Appoint Jose Villarreal for term ending June 30, 2027.
CEQA: Not a Project, File No. PP17-010, City Administrative Activities, resulting in no changes to the physical environment. (City Clerk)
[Rules Committee referral 8/13/2025 - Item A.1.a]

Attachments [Memorandum](#)
 [Memorandum - Conflicts of Interest](#)
 [Applications](#)

**2.17 [25-921](#) Amicus Curiae Brief in *Culture of Life Family Services v. Bonta* -
Reproductive Rights and Local Enforcement Authority.**

Recommendation: Authorize the City Attorney to join in an Amicus Curiae brief being drafted by the Public Rights Project on behalf of local governments (cities and counties) in support of appellee/defendant Attorney General Bonta's Motion to Dismiss highlighting the importance of local enforcement authority for consumer and public health, Case No. No. 25-3828 (9th Circuit).
CEQA: Not a Project, File No. PP17-010 City Organizational & Administrative Activities
resulting in no changes to the physical environment. (City Attorney)

Attachments [Memorandum](#)

3. STRATEGIC SUPPORT

3.1 Report of the City Manager, Jennifer Maguire (Verbal Report).**3.2 Labor Negotiations Update.**

Accept Labor Negotiations Update.
TO BE HEARD AT 9:30 A.M.

3.3 [25-834](#) Cost of Special Events Audit Report. - DEFERRED

Recommendation: As recommended by the Community and Economic Development Committee on June 16, 2025, accept the report on the audit of security or other costs of special events.
CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (City Auditor)
[Community and Economic Development Committee referral 6/16/2025 Item (d)1]
DEFERRED TO 8/26/2025

Attachments [Memorandum](#)
[Presentation, 6/16/25, CED](#)

4. PUBLIC SAFETY SERVICES**4.1 [25-839](#) Cardroom Regulation Fee.**

Recommendation: (a) Adopt a resolution amending the 2025-2026 Schedule of Fees and Charges (Resolution No. 72737, as amended) to reduce the annual Cardroom Regulation Fee to \$857,216 per Cardroom per year.
(b) Approve the elimination of the following positions in the Police Department, effective August 31, 2025:
 (1) Delete 1.0 Senior Auditor; and
 (2) Delete 1.0 Staff Specialist.
CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Police/City Manager)

Attachments [Memorandum](#)
[Resolution](#)
[Memorandum from Mayor, Foley, Cohen, Mulcahy & Casey, 8/1](#)

**4.2 [25-840](#) Reinstatement of the San José Police Department Horse Mounted Unit. -
DEFERRED**

Recommendation: (a) Approve the reinstatement of the San José Police Department Horse Mounted Unit as a collateral, part-time operation using existing funding for Fiscal Year 2025-2026 and include ongoing funding as part of the development of the Fiscal Year 2026-2027 Base Budget as discussed in the staff memorandum.

 (b) Adopt a resolution authorizing the City Manager or her designee to accept a donation from the San José Police Foundation of six horses, two trucks, two horse trailers, uniforms, officer training, and miscellaneous tack and gear valued at approximately \$390,000.

 CEQA: Not a Project, File No. PP17-003, Organizational and Administrative Activities, resulting in no physical changes to the environment. (Police)

 DEFERRED PER RULES AND OPEN GOVERNMENT COMMITTEE

Attachments [Memorandum](#)
 [Resolution](#)

5. TRANSPORTATION & AVIATION SERVICES

6. ENVIRONMENTAL & UTILITY SERVICES

7. NEIGHBORHOOD SERVICES

8. COMMUNITY & ECONOMIC DEVELOPMENT

8.1 [25-838](#) 2026 Major Events Status Report. - DEFERRED**Recommendation:**

As recommended by the Community and Economic Development Committee on June 16, 2025, accept the status report on planning to facilitate marketing, sponsorships, local special events, and other activities for the 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 any City action. (City Manager)

[Community and Economic Development Committee referral 6/16/2025 Item (d)2]

DEFERRED TO 8/26/2025 PER ADMINISTRATION

Attachments [Memorandum](#)
[Presentation, 6/16/25, CED](#)

9. REDEVELOPMENT – SUCCESSOR AGENCY**10. LAND USE**

Notice to the public: There will be no separate discussion of Land Use Consent Calendar (Item 10.1) as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item will be removed from the Land Use Consent Calendar (Item 10.1) and considered separately.

10.1 Land Use on Consent Calendar - TO BE HEARD IMMEDIATELY AFTER CONSENT

- (a) [25-841](#) **PDC23-104, PD23-016, T23-016, and ER23-176 - Planned Development Zoning District, Vesting Tentative Map, and Planned Development Permit for a Property Located at 639-645 North Fifth Street and 620-642 North Fourth Street.**

Recommendation:

- (1) Adopt a resolution adopting the Initial Study/Mitigated Negative Declaration for the San José Buddhist Church Betsuin Expansion Project and the associated Mitigation Monitoring and Reporting Program, all in accordance with the California Environmental Quality Act.
 - (2) Approve an ordinance rezoning certain real property of an approximately 1.17-gross-acre site located at 639-645 North Fifth Street and 620-642 North Fourth Street from the PQP Public/Quasi-Public Zoning District and the R-M Multiple Residence District to the PQP(PD) Planned Development Zoning District (APNS 249-41-075, -009, -022 through -025).
 - (3) Adopt a resolution approving, subject to conditions, a Vesting Tentative Map to combine six existing parcels into one approximately 1.17-gross-acre parcel.
 - (4) Adopt a resolution approving, subject to conditions, a Planned Development Permit to allow the construction of one new two-story, approximately 10,720-square-foot church education building containing alternating uses of a religious school, preschool, language school, and a privately-operated community center, including outdoor uses approximately 50 feet from a residentially-zoned property, and an approximately 1,950-square-foot auxiliary building through the demolition of an approximately 3,563-square-foot church education building and four single-family houses and one accessory building and the removal of six trees (two ordinance-size and four non-ordinance-size) on an approximately 1.17-gross-acre site.
- CEQA: Mitigated Negative Declaration for the San José Buddhist Church Betsuin Expansion Project (ER23-176). Planning Commission recommends approval (9-0-1, Young absent) (Item 5.a on the 7/9/2025 Planning Commission agenda). Council District 3. (Planning, Building and Code Enforcement)

Attachments [Memorandum](#)
[\(1\) Resolution](#)
[\(2\) Ordinance](#)
[\(3\) Resolution](#)
[\(4\) Resolution](#)

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

- **Open Forum**

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council. Members of the public may only speak at Open Forum once.

- **Adjournment**

The meeting is adjourned in memory of Frank M. Taylor who passed away in March 2025. He is survived by his wife Barbara and daughters Emily and Sarah. Frank served as the Executive Director of the San José Redevelopment Agency for two decades through 1999. He was a man of consummate passion about his work, which was the art and science of city building. His ambitious vision to reimagine Downtown San José and its surrounding Neighborhood Business Districts and Industrial Areas led to a spectacular array of public projects that bear his imprint to this day. Always with an eye towards beauty and practicality, Frank never lost sight of his dream to create an urban center worthy of the Capital of Silicon Valley. In everything he did, Frank insisted on a commitment to excellence. He was a big picture guy who was always in love with his city. This is the legacy we honor today and for years to come.

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 online at <https://sanjose.legistar.com/Calendar.aspx> or at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Tower 14th Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Please go to the Clerk's Records Database <https://records.sanjoseca.gov/Pages/Search.aspx> for the final document, or you may also contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov.

ABOUT THE AGENDA

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.

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- **Strategic Support** - The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **Public Safety** - Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.
- **Transportation & Aviation Services** - A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- **Environmental and Utility Services** - Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Neighborhood Services** - Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Community & Economic Development** - Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.

The San José City Council meets every Tuesday at 1:30 p.m. and Tuesday at 6 p.m. as needed, unless otherwise noted. The City Council, or less than a quorum, may adjourn any regular, special or adjourned meeting to a later date, time and place specified in the order of adjournment. If all members are absent, the City Clerk may declare the meeting adjourned to a stated date, time and place. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at <https://sanjose.legistar.com/Calendar.aspx>. Council Meetings are televised live and rebroadcast on Channel 26.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS**

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.

1. Public Meeting Decorum:

- (a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- (b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- (c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- (d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- (e) Persons in the audience will not place their feet on the seats in front of them.
- (f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- (g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- (a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions: § No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- (b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- (c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

3. Addressing the Council, Committee, Board or Commission:
- (a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - (b) Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the total amount of time allocated for public testimony for each public speaker or for an agenda item is in the discretion of the Chair of the meeting and may be limited when appropriate. (California Government Code Section 54954.3; Council Policy 0-37) Applicants and appellants in land use matters are usually given more time to speak. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Council, Committee, Board or Commission.
 - (c) Speakers should discuss only the agenda item when called to speak for that item, and only topics related to City business when called to speak during open forum on the agenda.
 - (d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - (e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.'
 - (f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - (g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.