



City Council Meeting Agenda

Tuesday, August 26, 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

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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

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<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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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

25-874 Closed Session Agenda

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

- **Pledge of Allegiance**
- **Invocation (District 7)**

Than Phong Silicon Valley Taekwondo

- **Orders of the Day**

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

- Adjournment Recognition
- Closed Session Report

To be heard after Ceremonial Items

1. CEREMONIAL ITEMS

- 1.1 Presentation of a proclamation declaring August 25-31, 2025 as Silicon Valley Pride Week to recognize the City of San Jose's vibrant and diverse LGBTQ+ community. (Foley)
- 1.2 Presentation of a commendation to Dana Zell for a decade of visionary leadership as Managing Director of Children's Musical Theater (CMT) San José and a lifelong commitment to the arts. (Mulcahy)

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.
- 2.2 Final Adoption of Ordinances.
- 2.3 Approval of Council Committee Minutes.
- 2.4 Mayor and Council Excused Absence Requests.
- 2.5 City Council Travel Reports.
- 2.6 Report from the Council Liaison to the Retirement Boards.
- 2.7 25-879 Second Amendment to the Lease Agreement with California Department of General Services for Lease of Airport Premises.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Lease Agreement between the City of San José and the California Department of General Services for the buildings located at 1431 and 1433 Airport Boulevard to add five one-year options to extend the term and implement annual rate adjustments with the first extension option to take effect retroactively from July 1, 2025 and the final option, if exercised to extend the lease through June 30, 2030.
CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.
(Airport)

2.8 25-880 Amendment to the San José Clean Energy Green Transportation Program.

Recommendation: Adopt a resolution amending the San José Clean Energy Green Transportation Program to:

- (a) Include the offering of PG&E's Net Billing Tariff for commercial customers to eligible Green Transportation Program participants, effective upon PG&E's implementation of the Net Billing Tariff for commercial customers in 2026; and
- (b) Beginning no later than November 1, 2025, and continuing until PG&E's Net Billing Tariff becomes available to commercial customers (anticipated in April 2026), offer interim export compensation of six cents per kilowatt-hour (\$0.06/kWh) for surplus electricity generated by eligible Green Transportation Program participants through regenerative braking.

CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Adjustment to Fees, Rates and Fares without changes to or expansion of services. (Energy)

2.9 25-881 First Amendment to the Master Consultant Agreement between the City of San José and Cascadia Consulting Group, Inc. for Waste Characterization Studies.

Recommendation: Approve the First Amendment to the Master Consultant Agreement between the City of San José and Cascadia Consulting Group, Inc. for waste characterization studies to increase the maximum compensation by \$500,000, from \$1,000,000 to \$1,500,000.

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

2.10 25-882 Actions Related to Purchase Orders for E-books, E-audiobooks, and Related Services.

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

- (a) Negotiate and execute purchase orders with OverDrive, Inc (Cleveland, OH), OCLC Online Computer Library (Ontario, CA), and Baker & Taylor, LLC (Charlotte, NC) for the purchase of e-books, e-audiobooks, and related services with a maximum aggregate compensation not to exceed \$1,567,000 for a one-year term beginning on or about September 1, 2025 through August 31, 2026, each purchase order to be issued for:
 - (1) Overdrive Inc: \$1,500,000.
 - (2) Baker & Taylor Inc: \$45,000.
 - (3) OCLC Online Computer Company: \$22,000.
- (b) Negotiate and execute amendments for all purchase orders referenced above as required to address any unanticipated changes, including adjustments to compensation and reallocation of funding between the three providers, consistent with procurement policies and the City's standard terms and conditions, subject to the appropriation of funds; and
- (c) Negotiate and execute one additional one-year option to extend the term through August 31, 2027, 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)

2.11 25-883 Actions Related to the Purchase Order with Peregrine Technologies Inc. for Real Time Data Visualization Software Platform.

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

- (a) Amend purchase order PO 83435 with Peregrine Technologies Inc. (San Francisco, CA) for a unified real time data visualization software platform to extend the term of the purchase order through June 30, 2026, or as may be adjusted to align with the software renewal term, and increase the compensation by \$377,500 for a total maximum compensation not to exceed \$727,500;
- (b) Approve a contingency of \$75,000 required for any unanticipated changes during the current term ending June 30, 2026, subject to the appropriation of funds;
- (c) Negotiate and execute amendments as required for any unanticipated changes during the current term ending June 30, 2026, subject to the appropriation of funds; and
- (d) Negotiate and execute up to four additional one-year options, to extend the purchase order through June 30, 2030, or as may be adjusted to align with the software renewal 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)

2.12 25-884 Actions Related to the Purchase Order with Daifuku Services America Corporation for the Installation of Preconditioned Direct Expansion Air Handling Units for Passenger Boarding Bridges.

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

- (a) Execute a purchase order with Daifuku Services America Corporation (Carrollton, TX) for the installation of preconditioned direct expansion air handling units for passenger boarding bridges, for a one-year term beginning on or about September 01, 2025 and ending on or about August 31, 2026, for a not-to-exceed amount of \$2,000,000; and
- (b) Exercise up to six one-year options to extend the term of the purchase order, with the last option ending on or about August 31, 2032, subject to the appropriation of funds.

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

2.13 25-885 Actions Related to the Purchase Order with Scott's PPE Recon, Inc. for Turnout Gear Inspection, Cleaning, Repair, and Alteration Services.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to exercise up to six one-year options to extend the term of the purchase order with Scott's PPE Recon, Inc. (Lodi, CA) for turnout gear inspection, cleaning, repair, and alteration services, with the last option year ending on or about September 19, 2031, 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)

2.14 25-886 Actions Related to the Purchase Orders for Tree Maintenance and Planting Services.

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

- (a) Execute purchase orders with Arboricultural Specialties, Inc. dba The Professional Tree Care Company (Berkeley, CA), Brightview Tree Care Services, Inc. (Blue Bell, PA), Rapid Response Force LLC (Hollister, CA), Richard Smith dba Bay Area Tree Specialists (San José, CA), Urban Tree Management, LLC (San Carlos, CA), and West Coast Arborists, Inc. (Anaheim, CA) for tree maintenance and planting services for a one-year term beginning on or about August 27, 2025, and ending on or about August 26, 2026, for a total combined not-to-exceed amount of \$7,291,500;

- (b) Approve a contingency of \$700,000 for unanticipated tree maintenance and planting services, subject to the appropriation of funds; and

- (c) Exercise up to six one-year options to extend the term of the purchase orders, with the last option, for each purchase order, ending on or about August 26, 2032, subject to the appropriation of funds.

CEQA: Categorically Exempt, File No. ER24-086, CEQA Guideline Section 15301(h) Existing Facilities. (Finance)

2.15 25-887 Actions Related to Purchase Orders with Mission Valley Ford Truck Sales, Inc. and Downtown Ford Sales for New All Electric Ford E Transit-350 Cargo Vans.

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

- (a) Amend purchase orders OP 66696 with Mission Valley Ford Truck Sales Inc. (San José, CA) and OP 66700 with Downtown Ford Sales (Sacramento, CA) to increase the total compensation by \$2,000,000, for a maximum compensation not-to-exceed \$3,430,000 for the period ending May 14, 2026; and
- (b) Exercise up to six one-year options to extend the terms of the purchase orders with the last option, for each purchase order, ending on or about May 14, 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)

2.16 25-888 Actions Related to Grant Agreements for Two Emergency Interim Housing Program Sites.

Recommendation: Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute amendments to extend existing Emergency Interim Housing program grant agreements with the following nonprofit service providers:

- (a) LifeMoves (Emergency Interim Housing site: Guadalupe) in an amount not to exceed \$1,269,651, retroactive from September 1, 2025 through December 31, 2025; and
- (b) PATH (Emergency Interim Housing site: Evans Lane) in an amount not to exceed \$1,409,480, retroactive from September 1, 2025 through December 31, 2025.

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

2.17 25-889 Amendment to Master Agreement with Change Agents Training, LLC.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a First Amendment to the Master Consultant Agreement with Change Agents Training, LLC for training and organizational development services, increasing the amount of compensation by \$250,000 for a total compensation amount not to exceed \$570,000 with each service order, subject to appropriation of funds.

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

2.18 25-873 Request for Travel Authorization for Independent Police Auditor.

Recommendation: Authorize travel for the Independent Police Auditor, Eddie Aubrey, to attend the National Association for Civilian Oversight of Law Enforcement (NACOLE) Annual Training Conference in Minneapolis, Minnesota on October 26-30, 2025. Source of Funds: Personal Funds. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Independent Police Auditor)

2.19 25-890 Amendment of the San José Municipal Code to Increase the Maximum Administrative Penalties.

Recommendation: Approve an ordinance amending Title 1 General Provisions, Section 1.13.150 of Chapter 1.13 and Section 1.14.090 of Chapter 1.14 of the San José Municipal Code to increase the per day maximum administrative penalty from \$2,500 to \$10,000 for each ongoing violation; and increase the maximum administrative penalty from \$100,000 to \$500,000 exclusive of administrative costs, interest and restitution for compliance reinspections, for any related series of violations.

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

2.20 25-891 Report on Bids and Award of Contract for the 10294 - Southwest Expressway Sanitary Sewer Improvement Project.

Recommendation: (a) Report on bids and award of contract for the construction of 10294 - Southwest Expressway Sanitary Sewer Improvement Project to the lowest responsive, responsible bidder, Koios Engineering, Inc. in the amount of \$4,420,145; and
(b) Approve a 10% contingency in the amount of \$442,014.

CEQA: 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. Council District 6. (Public Works)

2.21 25-892 Report on Bids and Award of Contract for the 10424 - Sanitary Sewer Repairs FY 2024-2025 Package II Project.

Recommendation: (a) Report on bids and award of contract for the construction of 10424 - Sanitary Sewer Repairs FY 2024-2025 Package II Project, to the lowest responsive, responsible bidder, C2R Engineering, Inc., in the amount of \$1,467,810; and
(b) Approve a 10% contingency in the amount of \$146,781.
CEQA: Exempt, File No. ER23-189. CEQA Guidelines Sections 15301(b) Existing Facilities, and 15302(c) Replacement or Reconstruction. Council Districts 5,7, 8. (Public Works)

2.22 25-893 Report on Bids and Award of Contract for the 10285 - Miscellaneous Sanitary Sewer Repairs FY 2023-2024 Package II Project.

Recommendation: (a) Report on bids and award of contract for the construction of 10285 - Miscellaneous Sanitary Sewer Repairs FY 2023-2024 Package II Project, to the lowest responsive, responsible bidder, C2R Engineering, Inc., in the amount of \$1,437,038; and
(b) Approve a 10% contingency in the amount of \$143,704.
CEQA: Exempt, File No. ER23-189, CEQA Guidelines Sections 15301(b) Existing Facilities, and 15302(c) Replacement or Reconstruction. Council Districts 7, 8. (Public Works)

2.23 25-914 Approval of the Board of Administration for the Police and Fire Department Retirement Plan's Standard Location for Regular Board and Committee Meetings.

Recommendation: Accept the Board of the Police and Fire Department Retirement Plan's designation of the Office of Retirement Services, located at 1737 N. First St, Suite 580, San Jose, CA 95112, as its standard meeting location for its Regular Board and Committee meetings.
CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Retirement Services)

2.24 25-894 Acceptance of Federal Grant Funds from the Metropolitan Transportation Commission.

Recommendation: Approve the following actions to accept and receive federal grant funds:

(a) Adopt a resolution authorizing the City Manager or her designee to negotiate and execute grant agreements and all documents necessary to effectuate the following four grant agreements with the Metropolitan Transportation Commission for the following grant awards:

(1) Two Transit-Oriented Communities Planning and Implementation Grants:

(i) Station Access and Circulation Project in an amount not to exceed \$400,000, with no local match; and

(ii) Parking Management Project, in an amount not to exceed \$300,000, with no local match.

(2) Two Climate Program Implementation Grants:

(i) Charging Infrastructure Program funds the ‘San José Community Electric Vehicle Charging Access Project’ in an amount not to exceed \$2,495,000 with a local match of \$323,247; and

(ii) Parking Management Program award for the ‘Advancing Curb Management Project’, in an amount not to exceed \$2,000,000, with a local match of \$259,121.

(b) Adopt a resolution of Local Support that demonstrates City of San José will take the necessary assurances to implement the four Metropolitan Transportation Commission grant awards and will follow the Metropolitan Transportation Commission Funding Delivery Policy and the grant program requirements.

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

2.25 25-895 Diridon to Airport Connector Funding and Support Services.

Recommendation: (a) Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an extension of the funding agreement with the Valley Transportation Authority to a term no later than June 30, 2027 for planning and design consulting services to support the Diridon to Airport Connector project with no change to the total contract amount of \$2,500,000.

(b) Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an extension of, and amendment to, the existing agreement with Arup North America Ltd. to a term no later than June 30, 2027, for planning and design consulting services to support the Diridon to Airport Connector project with no change to the total contract amount of \$2,925,000.

CEQA: Not a Project, File No. PP17- 002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. Council District 6. (Transportation)

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 25-902 Access to and Use of the City's Traffic Safety Programs by Traditionally Marginalized Communities Audit Report.

Recommendation: As recommendation by the Transportation and Environment Committee on August 11, 2025, accept the audit report on the access to and use of the City's traffic safety programs by traditionally marginalized communities.

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)
[Transportation and Environment Committee referral 8/11/2025 Item (d)1]

3.4 25-903 Cost of Special Events Audit Report.

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 from 8/19/2025 - Item 3.3 (25-834)]

4. PUBLIC SAFETY SERVICES

5. TRANSPORTATION & AVIATION SERVICES

5.1 25-904 Amendment to the Food and Beverage Concession Agreement with SSP America SJC, LLC.

Recommendation: Adopt a resolution authorizing the City Manager or her designee to:
(a) Negotiate and execute an amendment to the Food and Beverage Concession Agreement between the City of San José and SSP America SJC, LLC to:

(1) Accept the one-time key money remittance of \$2,820,300 towards the completion of SSP America SJC, LLC's remaining construction projects at the San José Mineta International Airport; and

(2) Revise the construction schedule dates and provide a construction incentive credit of \$850 per day per concession location if the concessions open earlier than the revised construction schedule dates.

(b) Adopt a resolution authorizing the Director of Aviation or his designee to cancel invoice SJC-25215755 in the amount of \$566,950 along with all associated late fees, subject to the execution of the amendment between the City of San José and SSP America SJC, LLC. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Airport)

5.2 25-905 Resolution Establishing Speed Limits.

Recommendation: Adopt a resolution to repeal Resolution No. 80662 and set forth speed limits in the City of San José in compliance with state law to:

(a) Re-establish speed limits with changes to 18 roadways, including portions of Blossom Hill Road, Camden Avenue, 11th Street, Fruitdale Avenue, Hillsdale Avenue, Jackson Avenue, McKee Road, McLaughlin Avenue, Monterey Road, Quimby Road, San Carlos Street, Santa Teresa Boulevard, Saratoga Avenue, Senter Road, Stevens Creek Boulevard, Story Road, Tully Road, and White Road; and

(b) Maintain current speed limit on portions of McLaughlin Avenue, Story Road, and White Road.

CEQA: Categorically Exempt, File No. ER24-313, CEQA Guideline Section 15301(c) Existing Facilities. Council Districts 1, 2, 3, 5, 6, 7, 8, 9, 10. (Transportation)

6. ENVIRONMENTAL & UTILITY SERVICES

7. NEIGHBORHOOD SERVICES

7.1 25-907 BeautifySJ Neighborhood Blight Reduction Status Report.

Recommendation: Pending recommendation by the Neighborhood Services and Education Committee on August 14, 2025, accept the Beautify San José (BeautifySJ/BSJ) Neighborhood Blight Reduction Status Report for Fiscal Year 2024-2025.

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

[Pending Neighborhood Services and Education Committee referral 8/14/2025 Item (d)1]

8. COMMUNITY & ECONOMIC DEVELOPMENT**8.1 25-908 2026 Major Events Status Report.**

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 from 8/19/2025 - Item 8.1 (25-838)]

8.2 25-909 Actions Related to the Agreement with San José Arena Management, LLC for SAP Center at San José, Sharks Ice, LLC for Sharks Ice at San José and Tech CU Arena, and Memorandum of Understanding with Sharks Sports and Entertainment and Associated Agreements.

- Recommendation:** (a) Approve the Third Amended and Restated Arena Management Agreement between the City of San José and San José Arena Management, LLC, for the property commonly known as SAP Center located at 525 West Santa Clara Street, in San José, California, the term of which extends through June 30, 2051, including all attachments and ancillary documents contained in that agreement and subject to the terms contained therein.
- (b) Approve the First Amendment to the Second Amended and Restated Ice Centre Lease and Management Agreement between the City of San José and Sharks Ice, LLC, for the property commonly known as Sharks Ice at San José and Tech CU Arena located at 1500 South 10th Street, in San José, California, the term of which extends through June 30, 2051, including all attachments contained in that agreement and subject to the terms contained therein.
- (c) Approve the Memorandum of Understanding related to the Arena District Agreement, prescribing an evaluation and negotiation period from execution of the proposed Arena Management Agreement through March 31, 2027, with a defined goal of identifying a Future Arena Location and executing an Arena District Agreement for the new Arena District no later than September 1, 2027.
- (d) Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute:
- (1) A property use agreement between the City and San José Arena Management, LLC for employee parking and storage on property located along Sharks Way (formerly West Saint John Street) between North Autumn Street and North Montgomery Street, consisting of Assessor's Parcel Numbers (APNs) 259-29-091, 259-29-001, 259-29-002, 259-29-003, and pending the City's acquisition, APNs 259-29-004, and 259-29-005; and
 - (2) A five-year option agreement to acquire APN 259-29-004 for a price of \$1,226,030, subject to annual consumer price index inflation; and
 - (3) All other ancillary documents, exhibits, and technical revisions as may be necessary to fulfill the terms of the Third Amended and Restated Arena Management Agreement, the First Amendment to the Second Amended and Restated Ice Centre Lease and Management Agreement, and the Arena District Memorandum of Understanding.

CEQA: Categorically Exempt, File No. ER25-143, CEQA Guidelines Section 15301 - Existing Facilities and Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. Council District 6. (Economic Development and Cultural Affairs)

8.3 25-910 San José Downtown Association Services Agreement.

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

- (a) Negotiate and execute a Services Agreement with the San José Downtown Association to provide marketing, business retention and expansion, event production, and promotional services through June 30, 2026, for an amount not to exceed \$1,238,806;
- (b) Negotiate and execute subsequent amendments to the agreement to revise the scope of services, subject to appropriation of funds; and
- (c) Execute up to five additional one-year amendments to the agreement through June 30, 2031, to provide ongoing services for an estimated annual cost of \$313,166 in Year 1, \$322,560 in Year 2, \$332,237 in Year 3, \$342,204 in Year 4, and \$352,471 in Year 5, subject to appropriation of funds.

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)

8.4 25-911 Approval of San José Sports Authority Agreement.

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

- (a) Negotiate and execute an agreement with the 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 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 for an amount not to exceed \$1,720,213; and
- (b) Negotiate and execute up to five additional one-year amendments to extend the agreement through June 30, 2031 to provide ongoing operational support for an estimated annual cost of \$484,319 in Year 1, \$498,848 in Year 2, \$513,813 in Year 3, \$529,227 in Year 4, and \$545,104 in Year 5, 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; and File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Economic Development and Cultural Affairs)

8.5 25-912 Actions Related to the Regional Memorandum of Understanding to Apply for the California Department of Housing and Community Development's Homeless Housing, Assistance, and Prevention Program Round 6 Application.

Recommendation: Adopt a resolution authorizing the Housing Director or his designee to:

- (a) Negotiate and execute the required Regional Memorandum of Understanding with the County of Santa Clara for the California Department of Housing and Community Development's Homeless Housing, Assistance and Prevention Program Round 6, and upon completion, terminate the existing Homeless Housing, Assistance and Prevention Program Round 5 Memorandum of Understanding.
- (b) Apply for and execute any and all agreements and related documents to receive funding under the California Department of Housing and Community Development's Homeless Housing, Assistance and Prevention Program Round 6 as a region for a one-time award of \$25,329,964.46.

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

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.

OPEN GENERAL PLAN SECOND REVIEW CYCLE FOR 2025 HEARING

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 25-913 GPT25-002 - General Plan Text Amendment to Amend Policy IP-2.11.

Recommendation: Adopt a resolution approving a General Plan Text Amendment, pursuant to Title 18 of the San José Municipal Code, to amend Policy IP-2.11 of the Envision San José 2040 General Plan to convene an advisory group, such as the Planning Commission, in-lieu of the original Envision San José 2040 General Plan Task Force, for the General Plan Four Year Review process; and other related minor text revisions. CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (Planning, Building, and Code Enforcement)

CLOSE GENERAL PLAN SECOND REVIEW CYCLE FOR 2025 HEARING

- **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**

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.