



# **CITY COUNCIL MEETING**

## **Minutes**

**Tuesday, June 3, 2025**

**1:30 PM**

**LOCATION:**

**Council Chambers- 200 E. Santa Clara Street**

MATT MAHAN, MAYOR  
ROSEMARY KAMEI, DISTRICT 1  
PAMELA CAMPOS, DISTRICT 2  
CARL SALAS, DISTRICT 3  
DAVID COHEN, DISTRICT 4  
PETER ORTIZ, DISTRICT 5  
MICHAEL MULCAHY, DISTRICT 6  
BIEN DOAN, DISTRICT 7  
DOMINGO CANDELAS, DISTRICT 8  
PAM FOLEY, VICE MAYOR, DISTRICT 9  
GEORGE CASEY, DISTRICT 10

- **Call to Order and Roll Call**

**9:30 a.m.- Closed Session.** *See Pages 23-28 for Closed Session Minutes.*

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

Absent Councilmembers: M a h a n .

**1:33 p.m. - Regular Session.**

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

Absent Councilmembers: All present.

- **Pledge of Allegiance**

Mayor Matt Mahan led the Pledge of Allegiance.

- **Invocation (District 5)**

Rabbi Dana Magat, from the Temple Emamu-el offered the invocation with a speech.

- **Orders of the Day**

None provided.

- **Adjournment Recognition**

Councilmember Michael Mulcahy announced that this meeting would be adjourned in memory of Bernard Greenfield, who passed away on April 8, 2024. A proud member of the Santa Clara County Bar Association and a fearless litigator, Bernie was honored as Lawyer of the Year in 2019. Yet, his impact went far beyond his professional accomplishments. As a dedicated mentor in Willow Glen High School's Mock Trial Program, Bernie shaped the lives of countless students, imparting not just legal knowledge but a passion for justice. Bernie's larger-than-life spirit will forever live on in the hearts of all who had the privilege of knowing him.

- **Closed Session Report**

None provided.

## **1. CEREMONIAL ITEMS**

1.1 Vice Mayor Pam Foley presented a proclamation declaring June 2025 as Pride Month to recognize the

City of San Jose's vibrant and diverse LGBTQ+ community.

- 1.2 Councilmember Pamela Campos presented a proclamation declaring June 2025 as Children's Awareness Month in the City of San José to encourage, support, and educate children while prioritizing their health and well-being.
- 1.3 Councilmember David Cohen and Councilmember Michael Mulcahy presented a proclamation recognizing May 2025 as Jewish American Heritage Month to recognize and commemorate the heritage, culture, and contributions of the Jewish American community in America and here in the City of San José.

## 2. **CONSENT CALENDAR**

Public Comment: Mark Trout, Rajka Colic, Shirley Woods, Mr. Carpenter, Tom McFarland, Margaret Cucuzza, Ahsan A., and Maren Sederquist (Willow Glen Neighborhood Association) offered public testimony regarding the Consent Calendar.

Councilmember Bien Doan pulled Items 2.11 & 2.12 for comment.

Councilmember Michael Mulcahy pulled Item 2.2(a) for comment.

Action: Upon motion by Councilmember Michael Mulcahy, seconded by Councilmember Bien Doan, 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.**

None provided.

### 2.2 **Final Adoption of Ordinances.**

- (a) Ordinance No. 31192 - An Ordinance of the City of San José Rezoning 349 Properties from the R-M Multiple Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 123 Properties from the R-1-8 Single-Family Residence Zoning District to the OS Open Space Zoning District, 63 Properties from the R-M Multiple Residence Zoning District to the UR Urban Residential Zoning District, 44 Properties from the R-1-8 Single-Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, 38 Properties from the R-1-8 Single-Family Residence Zoning District to the CP Commercial Pedestrian Zoning District, 28 Properties from the R-M Multiple Residence Zoning District to the OS Open Space Zoning District, 28 Properties from the CO Commercial Office Zoning District to the R-1-8 Single-Family Residence Zoning District, 23 Properties from the R-1-8 Single-Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 22 Properties from the LI Light Industrial Zoning District to the CIC Combined Industrial/Commercial Zoning District, 21 Properties from the R-2 Two-Family Residence Zoning District to the MUN Mixed Use Neighborhood Zoning District, 18 Properties from the R-1-2 Single-Family Residence Zoning District to the R-1-8 Single-Family Residence Zoning District, 14 Properties from the LI Light Industrial Zoning District to the TR Transit Residential Zoning District, 13 Properties from the R-M Multiple-Family Residence Zoning District to the CIC Combined Industrial/Commercial

Zoning District, 13 Properties from the CN Commercial Neighborhood Zoning District to the R-1-8 Single-Family Residence Zoning District, 12 Properties from the R-2 Two-Family Residence Zoning District to the OS Open Space Zoning District, Ten Properties from the CP Commercial Pedestrian Zoning District to the R-1-8 Single-Family Residence Zoning District, Ten Properties from the HI Heavy Industrial Zoning District to the LI Light Industrial Zoning District, Nine Properties from the R-1-8 Single Family Zoning District to the UR Urban Residential Zoning District, Eight Properties from the R-M Multiple-Family Residence Zoning District to the CP Commercial Pedestrian Zoning District, Eight Properties from the LI Light Industrial Zoning District to The OS Open Space Zoning District, Eight Properties from the R-1-5 Single-Family Residence Zoning District to the OS Open Space Zoning District, Seven Properties from the R-M Multiple-Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, Seven Properties from the HI Heavy Industrial Zoning District to the UR Urban Residential Zoning District, Seven Properties from the A(PD) Agricultural Base Planned Development Zoning District to the CIC Combined Industrial/Commercial Zoning District, Six Properties from the R-1-5 Single-Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, Five Properties from the HI Heavy Industrial Zoning District to the CIC Combined Industrial/Commercial Zoning District, three Properties from the R-2 Two-Family Residence Zoning District to the CP Commercial Pedestrian Zoning District, Three Properties from the A Agricultural Zoning District to the OS Open Space Zoning District, Three Properties from the R-1-5 Single-Family Residence Zoning District to the UR Urban Residential Zoning District, Three Properties from the IP(Pd) Industrial Park Planned Development Zoning District to the IP Industrial Park Zoning District, Two Properties from the A Agricultural Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the R-2 Two-Family Residence Zoning District to the PQP Public/Quasi-Public Zoning District, One Property from the HI Heavy Industrial Zoning District to the OS Open Space Zoning District, One Property from the A Agricultural Zoning District to the MUN Mixed Use Neighborhood Zoning District, One Property from the R-M Multiple-Family Residence Zoning District to the CN Commercial Neighborhood Zoning District, One Property from the A Agricultural Zoning District to the R-1-8 Single-Family Residence 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 R-1-8 Single-Family Residence Zoning District to the LI Light Industrial Zoning District, One Property from the R-2 Two-Family Residence Zoning District to the CIC Combined Industrial/Commercial Zoning District, and One Property from the A(PD) Agricultural Planned Development Zoning District to the CP Commercial Pedestrian Zoning District, All Located on those Certain Real Properties Situated within the City of San José. [Passed for Publication on 4/29/2025 - Item 10.1(a) (25-447)]

- (b) Ordinance No. 31204 - An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 2.71 Gross Acres Situated on the North Side of Sierra Road Approximately 190 Feet Northeasterly of Piedmont Road and with Approximately 35 Feet of Frontage on Piedmont Road (3315 Sierra Road) (APN: 595-10-067) from the A Agriculture Zoning District to An R-1-8(PD) Planned Development Zoning District. [Passed for Publication on 5/20/2025 - Item 10.1(a)(2) (25-537)]
- (c) Ordinance No. 31205 - An Ordinance of the City of San José Amending Section 23.04.038 of Chapter 23.04 and Section 23.04.124 of Chapter 23.04 of Title 23 of

the San José Municipal Code to Modify Permit Provisions for Supergraphic Signs in the Downtown Sign Zone and the North San José Signage Area, and to Make Other Nonsubstantive, Ministerial, Technical, or Typographical Changes. [Passed for Publication on 5/20/2025 - Item 10.2 (25-548)]

Councilmember Michael Mulcahy offered comment on the item.

Mayor Matt Mahan requested that staff distribute an FAQ template for the residents (*information unspecified*).

Chris Burton, Director, Planning, Building & Code Enforcement Department responded to the request.

Action: **Ordinance No. 31192, Ordinance No. 31204, and Ordinance No. 31205** were adopted. (11-0-0)

### **2.3 Approval of Council Committee Minutes.**

None provided.

### **2.4 Mayor and Council Excused Absence Requests.**

Request for an excused absence for Councilmember Candelas from the regular meeting of Rules and Open Government Committee and Committee of the Whole on May 21, 2025 due to personal matter.

CEQA: Not a Project, File No. PP 17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Candelas) [Rules Committee referral 5/28/2025 - Item A.1.a].

Action: The request for an excused absence for Councilmember Domingo Candelas was approved. (11-0-0)

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

None provided.

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

None provided.

### **2.7 Settlements of Sanderlin, et al v. City of San José, et al.**

(a) Approve the settlement in the case Derrick Sanderlin, et al. v. City of San José, et al. in the total amount of \$620,000 to resolve claims brought by the seven plaintiffs with pending claims and authorize the City Attorney to execute settlement agreements with those plaintiffs.

(b) Approve separate settlements in the case Derrick Sanderlin, et al. v. City of San José, et al. in the amount of \$500,000 to Plaintiffs Derrick Sanderlin and Cayla Sanderlin, \$40,000 to Plaintiff Vera Clanton, \$20,000 to Plaintiff Breanna Contreras, \$20,000 to Plaintiff Pietro Di donato, \$20,000 to Plaintiff Adira Sharkey, and \$20,000 to Plaintiff Joseph Stukes, and authorize the City Attorney to execute settlement agreements. CEQA: Not a Project; File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Attorney)

Action: The settlements of Sanderlin, et al v. City of San Jose, et al. were approved. (11-0-0)

**2.8 Amendment to the Agreement with True North Research, Inc. for Annual Community Survey Services.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Master Consulting Agreement with True North Research, Inc. to increase the compensation by \$300,000 for a new maximum compensation not to exceed \$950,000, and with no other changes to the agreement, 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. RES2025-147** was adopted regarding the amendment to the agreement with True North Research, Inc. for annual community survey services. (11-0-0)

**2.9 Actions Related to the Approval of the San José Hotel Business Improvement District Annual Report for Fiscal Year 2025-2026 and the Levy of Assessments.**

Adopt a resolution approving the San José Hotel Business Improvement District Annual Report prepared by San José Hotels, Inc. for Fiscal Year 2025-2026 as filed or modified by the City Council and confirming and levying the individual assessments as filed or modified by the City Council. CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment. (Economic Development and Cultural Affairs)

Action: **Resolution No. RES2025-148** was approved regarding the actions related to the approval of the San José Hotel Business Improvement District annual report for fiscal year 2025-2026 and the Levy of Assessments. (11-0-0)

**2.10 Actions Related to the Japantown Business Improvement District 2025-2026 Budget Report, 2025-2026 Annual Assessments, and Setting a Public Hearing on the Levy of Assessments.**

- (a) Preliminarily approve the 2025-2026 Budget Report as filed by the Japantown Business Improvement District Advisory Board, or as modified by the City Council.
- (b) Adopt a resolution of intention to levy the annual assessment for Fiscal Year 2025-2026; and set Tuesday, June 17, 2025, at 1:30 p.m. as the date and time for the Public Hearing on the levy of the proposed assessments.

CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant impact on the environment. Council District 3. (Economic Development and Cultural Affairs)

Action: **Resolution No. RES2025-149** was adopted, regarding the actions related to the Japantown Business Improvement District 2025-2026. (11-0-0)

**2.11 Actions Related to the Monterey Corridor Business Improvement District 2025-2026 Budget Report, 2025-2026 Annual Assessments, Setting a Public Hearing on the Levy of Assessment, and Approving an Ordinance Correcting the District Boundaries.**

- (a) Preliminarily approve the 2025-2026 Budget Report as filed by the Monterey Corridor Business Improvement District Advisory Board, or as modified by the City Council.
- (b) Adopt a resolution of intention to levy the annual assessment for Fiscal Year 2025-2026, and set Tuesday, June 17, 2025, at 1:30 p.m. as the date and time for the Public Hearing on the levy of the proposed assessments.
- (c) Approve an ordinance amending Ordinance No. 31159, which established the Monterey Corridor Business Improvement District Pursuant to the Parking and Business Improvement Area Law of 1989, to correct the address numbers listed for Curtner Avenue within the District Boundaries. CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant impact on the environment. Council District 7. (Economic Development and Cultural Affairs)

Councilmember Bien Doan offered comment on the Item.

Action: (b) **Resolution No. RES2025-150** was adopted; and (c) **Ordinance No. 31206** was *passed for publication*, regarding the actions related to the Monterey Corridor Business Improvement District 2025-2026. (11-0-0)

**2.12 Actions Related to the Tully Road Eastridge Business Improvement District 2025-2026 Budget Report, 2025-2026 Annual Assessments, and Setting a Public Hearing on the Levy of Assessments.**

- (a) Preliminarily approve the 2025-2026 Budget Report as filed by the Tully Road Eastridge Business Improvement District Advisory Board, or as modified by City Council.
  - (b) Adopt a resolution of intention to levy the annual assessment for Fiscal Year 2025-2026, and set Tuesday, June 17, 2025, at 1:30 p.m. as the date and time for the Public Hearing on the levy of the proposed assessments.
- CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant impact on the environment. (Economic Development and Cultural Affairs)

Councilmember Bien Doan offered comment on the item.

Action: **Resolution No. RES2025-151** was adopted, regarding all actions related to the Tully Road Eastridge Business Improvement District 2025-2026. (11-0-0)

**2.13 Actions Related to the Downtown Business Improvement District 2025-2026 Budget Report, 2025-2026 Annual Assessments, and Setting a Public Hearing on the Levy of Assessment.**

- (a) Preliminarily approve the 2025-2026 Budget Annual Report as filed by the Downtown Business Improvement District Advisory Board, or as modified by the City Council.
  - (b) Adopt a resolution of intention to levy the annual assessment for Fiscal Year 2025-2026; and set Tuesday, June 17, 2025, at 1:30 p.m. as the date and time for the Public Hearing on the levy of the proposed assessments.
- CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant impact on the environment. Council District 3. (Economic Development and Cultural Affairs)

Action: **Resolution No. RES2025-152** was adopted, regarding all actions related to the

Downtown Business Improvement District 2025-2026 were approved. (11-0-0)

**2.14 Amendment to Chapter 13.16 of Title 13 of the San José Municipal Code for Entertainment Zone Ordinance Related to 2026 Sports Events.**

Approve an ordinance amending Chapter 13.16 of Title 13 of the San José Municipal Code related to the establishment and regulation of entertainment zones pursuant to Senate Bill 969 to allow for the sale of certain alcoholic beverages by licensed establishments for consumption outside in designated plazas, public streets, sidewalks, or public right-of-way subject to a special events permit; and making other conforming changes to Section 10.10.030 of Chapter 10.10 of Title 10 of the San José Municipal Code. CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment). Council District 3. (Economic Development and Cultural Affairs)

Action: **Ordinance No. 31207** was *passed for publication*, amending Chapter 13.16 of Title 13 of the San Jose Municipal Code for Entertainment Zone Ordinance related to 2026 Sports Events. (11-0-0)

**2.15 California Community Power 2025-2026 Budget and Cost Allocation.**

Adopt a resolution authorizing the Director of the Energy Department or her designee to pay the City share of the California Community Power's budgeted costs for Fiscal Year 2025-2026 in an amount not to exceed \$600,000, subject to the appropriation of funds. CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment. (Energy)

Action: **Resolution No. RES2025-153** was adopted, regarding the California Community Power 2025-2026 Budget and Cost allocation. (11-0-0)

**2.16 California Community Choice Association 2025-2026 Membership.**

Adopt a resolution authorizing the Director of the Energy Department or her designee to continue the City's annual membership with the California Community Choice Association for Fiscal Year 2025-2026 at a cost not to exceed \$650,000. CEQA: Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment. (Energy)

Action: **Resolution No. RES2025-154** was adopted, regarding the California Community Choice Association 2025-2026 Membership. (11-0-0)

**2.17 San José Municipal Water System's Water Supply Assessment for the 211-281 River Oaks Parkway Project.**

Approve the San José Municipal Water System's Water Supply Assessment for the 211-281 River Oaks Parkway Project. CEQA: Statutorily Exempt, File No. PP17-001, Feasibility and Planning Studies; CEQA Guidelines Section 15262. (Environmental Services)

Action: The San Jose Municipal Water System's Water Supply assessment for the 211-281 River Oaks Parkway Project was approved. (11-0-0)



**2.18 Third Quarter Financial Reports for Fiscal Year 2024-2025.**

As recommended by the Public Safety, Finance and Strategic Support Committee on May 15, 2025, accept the Third Quarter (period ending March 31, 2025) Financial Reports for the following programs:

- (a) Debt Management;
- (b) Investment Management;
- (c) Revenue Management; and
- (d) Purchasing and Risk.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities, resulting in no changes to the physical environment. (Finance) [Public Safety, Finance and Strategic Support Committee referral 5/15/2025 - Item (c)1]

Action: The Third Quarter financial reports for fiscal year 2024-2025 were accepted. (11-0-0)

**2.19 Report on Request for Proposal for a Recreation Registration System.**

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

- (a) Negotiate and execute an agreement with Active Network, LLC (Plano, TX) for a recreation registration system for a one-year term beginning on or about June 1, 2025, through May 31, 2026, with a maximum compensation not to exceed \$113,600, subject to the appropriation of funds;
- (b) Negotiate and execute amendments to the agreement as required to address changes in the City's recreation registration system needs, including associated adjustments in compensation, consistent with the procurement and the City's standard terms and conditions, subject to the appropriation of funds; and
- (c) Exercise up to nine one-year options to extend the term of the agreement, 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: **Resolution No. RES2025-155** was adopted, regarding the report on request for proposal for a Recreation Registration System. (11-0-0)

**2.20 Amendment to City Council Policy 1-24, San José Clean Energy Financial Reserves Policy.**

Adopt a resolution amending City Council Policy 1-24, San José Clean Energy Financial Reserves Policy, to increase the maximum contribution amount to the Rate Stabilization Reserve for the San José Clean Energy program to 25% of the total operating and non-operating revenues reported for the current year. CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (Finance/Energy)

Action: **Resolution No. RES2025-156** was adopted, amending City Council Policy 1-24, San José Clean Energy Financial Reserves Policy. (11-0-0)

**2.21 Agreement with the State of California Governor's Office of Emergency Services for Fire Apparatus and Equipment.**

Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute an agreement to allow the San José Fire Department to accept the possession of a California Governor's Office of Emergency Services fire apparatus and equipment with a total approximate value of \$417,599 for an estimated term of 10 years. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Fire)

Action: **Resolution No. RES2025-157** was adopted, regarding the agreement with the State of California Governor's Office of Emergency Services for fire apparatus and equipment. (11-0-0)

## 2.22 Overfelt Gardens Master Plan Update.

Approve the Overfelt Gardens Park Master Plan Update. CEQA: Not a Project, File No. PP17-001, Feasibility and Planning Studies with no commitment to future actions. Council District 5. (Parks, Recreation and Neighborhood Services)

Action: The Overfelt Gardens Master Plan Update was approved. (11-0-0)

## 2.23 Maintenance District Budget Reports for Fiscal Year 2025-2026.

Adopt resolutions:

- (a) Approving the Annual Budget Reports for Fiscal Year 2025-2026 for City of San José Maintenance Districts 1, 2, 5, 8, 9, 11, 13, 15, 18, 19, 20, 21, and 22, as filed or modified by the City Council, and confirming and levying the individual assessments for each Maintenance District, as filed, or modified by the City Council; and
- (b) Directing the Director of Public Works to deliver the assessment roll to the County of Santa Clara for collection with the property taxes. CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. Council Districts 2, 3, 4, 8, and 10. (Public Works)

Action: **Resolution No. RES2025-158** (District 1), **Resolution No. RES2025-159** (District 2), **Resolution No. RES2025-160** (District 5), **Resolution No. RES2025-161** (District 8), **Resolution No. RES2025-162** (District 9), **Resolution No. RES2025-163** (District 11), **Resolution No. RES2025-164** (District 13), **Resolution No. RES2025-165** (District 15), **Resolution No. RES2025-166** (District 18), **Resolution No. RES2025-167** (District 19), **Resolution No. RES2025-168** (District 20), **Resolution No. RES2025-169** (District 21), and **Resolution No. RES2025-170** (District 22) were adopted, regarding the Maintenance District Budget Reports for fiscal year 2025-2026. (11-0-0)

## 2.24 Second Amendment to Master Agreement for Consultant Services with IMEG Consultants Corp. for City Facilities Engineering Services.

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Master Agreement for consultant services with IMEG Consultants Corp. (CPMS Contract No. 9934-A), to extend the term from June 30, 2025, to December 31, 2026, with no change to the maximum compensation. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Public Works)

Action: **Resolution No. RES2025-171** was adopted, regarding the second amendment to Master Agreement for consultant services with IMEG Consultants Corp. (11-0-0)

**2.25 Cost Sharing Agreement with City of Campbell for Pavement Maintenance Improvements.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Cost Sharing Agreement with the City of Campbell for pavement maintenance improvements on Hamilton Avenue in the amount of \$400,900. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 6. (Transportation)

Action: **Resolution No. RES2025-172** was adopted, regarding the cost sharing agreement with the City of Campbell for pavement maintenance improvements. (11-0-0)

**2.26 Actions Related to Grant Funding for Bicycle and Pedestrian Projects.**

Adopt a resolution:

- (a) Authorizing the City Manager or her designee to submit a request to the Metropolitan Transportation Commission for the allocation of Fiscal Year 2025-2026 Transportation and Development Act, Article III State grant funding in the amount of \$1,171,101 for bicycle and pedestrian projects;
- (b) Making the certifications and assurances required under the Transportation and Development Act, Article III grant; and
- (c) Authorizing the City Manager or her designee to accept Transportation and Development Act, Article III grant funding awarded from the Metropolitan Transportation Commission, and to negotiate and execute any grant documents to effectuate the grant.

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

Action: **Resolution No. RES2025-173** was adopted, regarding all actions related to grant funding for Bicycle and Pedestrian Projects. (11-0-0)

**2.27 Request for Travel Authorization for Mayor Mahan.**

As recommended by the Rules and Open Government Committee on May 21, 2025, authorize travel, accept travel payments to the City of San José, and designate Mayor Mahan as the City representative to participate in the Bloomberg Harvard City Leadership Initiative organized and funded by Bloomberg Philanthropies from July 12-16, 2025 in New York City, New York. Source of Funds: Bloomberg Philanthropies/Mayor's Office Budget. 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 5/21/2025 - Item B.3]

Action: The request for travel for Mayor Matt Mahan was approved for July 12-16, 2025. (11-0-0)

**2.28 Approval of the WEPA Salsa Festival Sponsored by Council District 1 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 May 21, 2025: (a) Approve the WEPA Salsa Festival scheduled on June 13, 2025 as a City Council sponsored Special Event and approve the expenditure of funds; and (b) Approve and accept donations from various individuals, businesses or community groups to support the event. CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the

physical environment. (Kamei) [Rules Committee referral 5/21/2025 – Item B.4]

Action: The WEPA Salsa Festival sponsored by Council District 1 was approved. (11-0-0)

**2.29 Approval of District 3 Council Office Funds for Preservation Action Council of San José.**

As recommended by the Rules and Open Government Committee on May 21, 2025, approve a grant to the Preservation Action Council of San José to support their 35<sup>th</sup> anniversary Gala in the amount of \$2,000. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative activities resulting in no changes to the physical environment. (Salas) [Rules Committee referral 5/21/2025 – Item B.5]

Action: Council Office Funds for Preservation Action Council of San José for District 3 was approved. (11-0-0)

**2.30 Retroactive Approval and Approval of Various Events Sponsored by Council District 3 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 May 21, 2025:

- (a) Retroactively approve the Earthquakes Saturday Night Lights Launch Event scheduled on April 12, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (b) Retroactively approve the District 3 Dumpster Day scheduled on April 26, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (c) Retroactively approve the Villas at 4<sup>th</sup> Community Meeting scheduled on April 28, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (d) Approve the Backesto Movie Night Event scheduled on June 6, 2025 as a City Council sponsored Special Event and approve the expenditure of funds; and
- (e) 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. (Salas) [Rules Committee referral 5/21/2025 – Item B.6]

Action: Various events sponsored by Council District 3 were approved and retroactively approved. (11-0-0)

**2.31 Request for Travel Authorization for Mayor's Staff.**

As recommended by the Rules and Open Government Committee on May 28, 2025, authorize travel, accept travel payments to the City of San José, and designate Mayor's Staff, Michael Lomio and Stephen Caines, as the City representatives to attend the Harvard Young American Leaders Program from June 24 to June 27, 2025 in Cambridge, Massachusetts. Source of Funds: Knight Foundation. 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 5/28/2025 – Item B.2]

Action: The request for travel for the Mayor's staff was approved for June 24-27, 2025. (11-0-0)

**2.32 Approval of Free Use of the Janet Gray Hayes Rotunda for the Silicon Valley Pride 50th Anniversary Event Co-Hosted by Council District 9 and Silicon Valley Pride 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 May 28, 2025:

- (a) Adopt a resolution authorizing “Free Use” for the Silicon Valley Pride 50<sup>th</sup> Anniversary event held at the Janet Gray Hayes Rotunda on Friday, August 29, 2025.
- (b) Approve the Silicon Valley Pride 50<sup>th</sup> Anniversary event scheduled on August 29, 2025 as a City Council sponsored Special Event and approve the expenditure of funds; and
- (c) 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 5/28/2025 - Item B.3]

Action: (a) **Resolution No. RES2025-174** was adopted, regarding the Free Use of the Janet Gray Hayes Rotunda for Silicon Valley Pride 50<sup>th</sup> Anniversary Event, co-hosted by Council District 9; and the Silicon Valley Pride was approved. (11-0-0)

### **3. STRATEGIC SUPPORT**

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

None provided.

**3.2 Labor Negotiations Update.**

Vice Mayor Pam Foley limited public comment to one minute for Item 3.2 only.

Public Comment: Michael Jun, Logan Carter, Mary Morse, Trena Burbank (OE3), Mary Simonis, Nicole R., and Beth (CAMP) offered public testimony regarding the item.

**3.3 Community Facilities District No. 11 Annexation Area No. 1 Public Hearing and Special Election.**

Conduct a public hearing and take the following actions relating to annexing Annexation Area No. 1 into Community Facilities District No. 11 (Adeline-Mary Helen):

- (a) Adopt a resolution:
  - (1) Declaring the results of the special election;
  - (2) Contingent upon two-thirds qualified voter approval, determining that Annexation Area No.1 is annexed to Community Facilities District No. 11; and
  - (3) Directing the City Clerk to record a notice of special tax lien.
- (b) Approve an ordinance levying special taxes within Annexation Area No. 1 to Community Facilities District No. 11. CEQA: Determination of Consistency with the Communication Hill 2 Project Final Environmental Impact Report (EIR) (Resolution No. 77172), and addenda thereto. The Project does not involve new significant impacts beyond those analyzed in the above EIR. Council District 7. (Public Works)

*Mayor Matt Mahan read the following script into the record:* “Item number 3.3 is the public hearing on the annexation of annexation area number one to community facilities

District Number 11 and the levy of special taxes in the area to be annexed. Before I formally open the hearing, are there any property owners or registered voters in the district or in Annexation Area No. 1 who wished to file written protest? If so, they must be filed with the City Clerk now.”

No written protests were filed with the City Clerk.

*Mayor Matt Mahan read the following script into the record:* “There being a protest by less than 50% of the registered voters residing within the existing district or within the territory proposed to be annexed, or by owners of less than one half of the area of land in the existing district or within the proposed annexation area, and not exempt from the special tax. I will now open the public hearing to take public testimony on the proposed annexation and levy.”

The public hearing was opened.

No presentation was provided on this item.

Public Comment: None provided.

*Mayor Matt Mahan read the following script in the record:* “We are preparing to close the public hearing. Are there any property owners who wish to submit a ballot to the Clerk? If so, you must submit your ballots now...I will now direct the City Clerk's Office to tabulate the ballots received for the special election. The City Clerk will not accept any further ballots.”

One ballot was brought forward to the City Clerk.

The public hearing was closed.

*Toni Taber, City Clerk read the following script in the record:* “I have the results of the tabulation of the property owner, ballots for CFD Number 11, Annexation Area No. 1. The results of the tabulation are property owners with a total of 12 votes have returned ballots in support of the levy of special taxes. Property owners with a total of zero votes have returned ballots in opposition. Therefore, ballots submitted by property owners and Annexation Area No. 1 in support of the levy of special taxes, constitutes two thirds or more of the total votes. The City Council may proceed to vote on imposition of the special Tax.”

*Mayor Matt Mahan read the following script in the record:* “Since property owners have supported the proposed levy of special tax, the special tax, I will now ask the Council to consider the following actions. Number one, adopt a resolution A, declaring the results of the special election; B, determining that annexation area number one is annexed to community facilities District No. 11; and C, directing the City Clerk to record the notice of special tax lien, and two adopt an ordinance to take effect immediately, levying special taxes within Annexation Area No. 1 of community facilities District No. 11. [Do] we have a motion to that effect?”

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Councilmember Domingo Candelas, and carried unanimously, (a) **Resolution No. RES2025-175** was adopted, **Ordinance No. 31208** was adopted, and the Community Facilities District No. 11

Annexation Area No. 1 Public Hearing and Special Election was approved. (11-0-0)

### 3.4 **Community Facilities District No. 8 Annexation Area No. 3 Public Hearing and Special Election.**

Conduct a public hearing and take the following actions relating to annexing Annexation Area No. 3 into Community Facilities District No. 8 (Communications Hill):

- (a) Adopt a resolution:
  - (1) Declaring the results of the special election;
  - (2) Contingent upon two-thirds qualified voter approval, determining that Annexation Area No. 3 is annexed to Community Facilities District No. 8; and
  - (3) Directing the City Clerk to record a notice of special tax lien.
- (b) Approve an ordinance levying special taxes within Annexation Area No. 3 to Community Facilities District No. 8. CEQA: Determination of Consistency with the Communication Hill 2 Project Final Environmental Impact Report (EIR) (Resolution No. 77172), and addenda thereto. The Project does not involve new significant impacts beyond those analyzed in the above EIR. Council District 7. (Public Works)

*Mayor Matt Mahan read the following script in the record:* “Item number 3.4 is the public hearing on the annexation of Annexation Area No. 3 to community facilities, District No. 8, in the levy of special taxes in the area to be annexed. Before I formally open the hearing, are there any property owners or registered voters in the district or in annexation area number three who wished to file written protests? If so, they must be filed with the City Clerk now. Have any written protests been filed with the City Clerk?”

No written protests were filed with the City Clerk.

*Mayor Matt Mahan read the following script in the record:* “There being a protest by less than 50% of the registered voters residing within the existing district or within the territory proposed to be annexed, or by owners of less than one half of the area of land in the existing district or within the proposed annexation area, and not exempt from the special tax. I will open the public hearing to take public testimony on the proposed annexation and levy. After all testimony has been heard, I will close the public testimony portion of the hearing and direct the City Clerk's office to tabulate the ballots received.

No ballots will be accepted by the City Clerk after the public testimony portion of the hearing has been closed, the public hearing on the Annexation of Area No. 3 to CFD No. 8 is now open.”

The public hearing was opened.

No presentation was provided on this item.

Public Comment: None provided.

*Mayor Matt Mahan read the following script in the record:* “At this time, we are preparing to close the public hearing. Are there any property owners who wish to submit a ballot to the Clerk? If so, then you must submit your ballots now...The public testimony portion of this public hearing is now closed. I will now direct the City Clerk's Office to tabulate the ballots received for the special election. The City Clerk will not accept any further ballots.”

Three ballots were brought forward to the City Clerk.

The public hearing was closed.

*Toni Taber, City Clerk read the following script in the record:* “I have the results of the tabulation of the property owner ballots for community facilities District No. 8 Annexation Area No 3. The results of the tabulation are property owners with a total of three votes have returned ballots in support of the levy of special taxes. Property owners with a total of zero votes have returned ballots in opposition to the levy of special taxes. Therefore, ballots submitted by property owners and Annexation Area No. 3 in support of the levy of special taxes, constitutes two thirds or more of the total votes. The City Council may proceed to vote on imposition of the special tax.”

*Mayor Matt Mahan read the following script in the record:* “Since property owners have supported the proposed levy of special tax, the special tax, I will now ask the Council to consider the following actions. Number one, adopt a resolution A, declaring the results of the special election; B, determining that Annexation Area No. 3 is annexed to community facilities District No. 8; and C, directing the City Clerk to record the notice of special tax lien. And [number] two adopt an ordinance to take effect immediately levying special taxes within Annexation Area No. 3 of community Facilities District No. 8. [Do] we have a motion to that effect?”

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Rosemary Kamei, and carried unanimously, (a) **Resolution No. RES2025-176** and (b) **Ordinance No. 31209** were adopted, regarding the Community Facilities District No. 8 Annexation Area No. 3 Public Hearing and Special Election. (11-0-0)

#### 4. PUBLIC SAFETY

#### 5. TRANSPORTATION & AVIATION SERVICES

#### 6. ENVIRONMENTAL & UTILITY SERVICES

##### 6.1 **Public Hearing on Sewer Service and Use Charges and Storm Sewer Service Charges.**

- (a) Hold a public hearing on the proposed Sewer Service and Use Charge rates and Storm Sewer Services charges effective July 1, 2025.
- (b) Adopt a resolution changing the Sewer Service and Use Charge rates effective July 1, 2025, as identified in the staff memorandum.
- (c) Adopt a resolution maintaining the schedules of Storm Sewer Service charges at current levels effective July 1, 2025, as identified in the staff memorandum. CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Rates, Tolls, Fares, and Charges. (Environmental Services)

No presentation was provided on this item.

Public Comment: Dan Gordon offered public testimony regarding the item.

*Toni Taber, City Clerk read the following script into the record:* “Subsequent to ESD's supplemental memorandum dated May 29th, 2025 the City Clerk's Office has received 22 additional sewer service and use charge protests. Therefore, the total number of valid written protests is 598 for the proposed Sewer Service and Use charge. The total of all



written protests during the public protest period, together with the speaker protesting the rate changes today represents less than 1% of all customers impacted by the change in the Sewer Service and Use charge. Therefore, staff may consider staff's recommendation for the Sewer Service and Use charge increases."

Jeffrey Provenzano, Director, Environmental Services Department, responded to questions regarding the item.

Vice Mayor Pam Foley requested that the City Auditor perform an audit regarding how the rates are calculated and set.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember David Cohen, and carried unanimously, (b) **Resolution No. RES2025-177** and (c) **Resolution No. RES2025-178** were adopted, and (a) the public hearing on Sewer Service and Use charges and Storm Sewer service charges was held. (10-0-1; Absent: Ortiz)

## 6.2 **Public Hearing on Residential Garbage and Recycling Services Rates for Single-Family and Multi-Family Residential Solid Waste Services.**

- (a) Hold a public hearing on the proposed Fiscal Year 2025-2026 Residential Garbage and Recycling rates and charges.
- (b) Adopt a resolution, effective July 1, 2025:
  - (1) Increasing residential solid waste service rates for single-family households up to 2%; and
  - (2) Increasing residential solid waste service rates for multi-family households up to 2%. CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Rates, Tolls, Fares, and Charges. (Environmental Services)

No presentation was provided on this item.

Public Comment: Jaclyn Luong and Robert B. offered public testimony regarding the item.

*Toni Taber, City Clerk read the following script into the record:* "Subsequent to ESD's supplemental memorandum dated May 29th, 2025, the City Clerk's Office has received **32** additional residential garbage and recycling rate protests. Therefore, the total number of valid written protests is **721** for the proposed residential garbage and recycling rates... The total of all written protests during the public protest period, together with the two speakers protesting the rate changes today represents less than 1% of all customers impacted by the change in residential garbage and recycling rates. Therefore, Council may consider staff's recommendation for residential garbage and recycling rate increases back to Council."

Valerie Osmond, Deputy Director, Environmental Services Department responded to questions regarding the item.

Action: Upon motion by Domingo Candelas, seconded by Councilmember Bien Doan, and carried unanimously, (b) **Resolution No. RES2025-179** was adopted, and (a) the public hearing on Residential Garbage and Recycling rates for Single Family and Multi-Family Residential Solid Waste services was held. (11-0-0)

### 6.3 **Public Hearing on San José Municipal Water System Potable (Drinking) and Recycled Water Rates and Charges.**

- (a) Hold a public hearing on San José Municipal Water System potable and recycled water rates and charges effective July 1, 2025.
- (b) Adopt a resolution to increase the current San José Municipal Water System potable water rates and charges effective July 1, 2025.
- (c) Adopt a resolution to increase the current San José Municipal Water System recycled water rates and charges effective July 1, 2025. CEQA: Statutorily Exempt, File No. PP17-005, CEQA Guidelines Section 15273, Rates, Tolls, Fares, and Charges. Council Districts 2, 4, 7, 8. (Environmental Services)

No presentation was provided on this item.

Public Comment: None provided.

*Toni Taber, City Clerk read the following script into the record:* “Subsequent to ESD’s supplemental memorandum dated May 29th, the City Clerk's office has received 7 additional potable water rate protests. Therefore, the total number of valid written protests is **249** for the proposed potable water rates. No protests have been received from recycled water customers in response to the proposed recycled water rates. The total of all written protests received during the public protest period represents less than 1% of all customers impacted by the change in water retail rates. Therefore, Council may consider staff's recommendation for Municipal Water System rate increases back to Council.”

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Michael Mulcahy, and carried unanimously, (b) **Resolution No. RES2025-180** and (c) **Resolution No. RES2025-181** were adopted; and (a) the Public Hearing on San José Municipal Water System Potable (Drinking) and Recycled Water Rates and Charges was held. (10-1-0; Noes: Candelas)

## 7. **NEIGHBORHOOD SERVICES**

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

### 8.1 **Actions Related to Large Format Digital Electronic Signs on City-Owned Property. - DEFERRED**

DEFERRED TO 6/17/2025 PER ADMINISTRATION

### 8.2 **Public Hearing to Approve the City’s Amended Community Participation Plan.**

- (a) Conduct a public hearing on the City’s proposed amended Community Participation Plan and accept public comments, in accordance with the United States Department of Housing and Urban Development requirements.
- (b) Approve the City’s proposed amended Community Participation Plan to ensure continued compliance with federal regulations governing the use of the United States Department of Housing and Urban Development funds.

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

No presentation was provided on this item.

Public Comment: None provided.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, (a) the public hearing was held to (b) approve the City's amended Community Participation Plan. (11-0-0)

### 8.3 **Public Hearing on the 2025-2030 Consolidated Plan and the Fiscal Year 2025-2026 Annual Action Plan.**

- (a) Conduct a final public hearing regarding approval of the City's 2025-2030 Consolidated Plan and Fiscal Year 2025-2026 Annual Action Plan, as required by the United States Department of Housing and Urban Development, to receive federal housing and community development funding.
- (b) Approve the City's 2025-2030 Consolidated Plan.
- (c) Approve the City's Fiscal Year 2025-2026 Annual Action Plan.
- (d) Adopt a resolution authorizing the Housing Director, or his designee, to submit the City's 2025-2030 Consolidated Plan and Fiscal Year 2025-2026 Annual Action Plan to the United States Department of Housing and Urban Development.
- (e) Adopt a resolution authorizing the Housing Director, or his designee, to accept grant funding and to execute all grant agreements and related documents with the United States Department of Housing and Urban Development for the expenditure of the Community Development Block Grant, HOME Investment Partnerships Program, Housing Opportunities for Persons With AIDS, and Emergency Solutions Grant funds on behalf of the City.
- (f) Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute grant agreements with grantees for the activities identified in the Fiscal Year 2025-2026 Annual Action Plan, including any amendments, extensions, or modifications.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (Housing) [Rules Committee referral 5/28/2025 – Item A.1.c]

No presentation was provided on this item.

Public Comment: None provided.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Domingo Candelas, and carried unanimously, (a) the final public hearing regarding the City's 2025-2030 Consolidated Plan and Fiscal Year 2025-2026 Annual Action Plan, as required by the United States Department of Housing and Urban Development, to receive federal housing and community development funding was approved; (b) the City's 2025-2030 Consolidated Plan was approved; (c) the City's Fiscal Year 2025-2026 Annual Action Plan was approved; (d) **Resolution No. RES2025-182** was adopted, (e) **Resolution No. RES2025-183** was adopted, (f) **Resolution No. RES2025-184** was adopted and the public hearing on the 2025-2030 Consolidated Plan and the Fiscal Year 2025-2026 Annual Action Plan was approved. (11-0-0)

#### 8.4 **Actions Related to the Loan Commitment for Predevelopment Activities for Gateway Tower Affordable Housing Development Located at 445, 465, and 493 South 1st Street and 460, 470, and 480 South Market Street.**

(a) Adopt a resolution:

- (1) Approving a total predevelopment loan commitment of up to \$5,000,000 from the Low- and Moderate-Income Housing Asset Fund and the Inclusionary Fee fund to Core Affordable Housing, or an affiliated development entity; and
- (2) Authorizing the Housing Director, or his designee, to negotiate and execute loan documents and all other documents, including any amendments thereto, related to City financing for the Gateway Tower development located at 445, 465, and 493 South 1<sup>st</sup> Street and 460, 470, and 480 South Market Street.

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

- (1) Decrease the Housing Project Reserve by \$587,163; and
- (2) Increase the Housing Predevelopment Activity appropriation to the Housing Department by \$587,163.

(c) Adopt the following Appropriation Ordinance amendments in the Inclusionary Fee Fund:

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

CEQA: Addendum to the Gateway Tower Mixed-Use Development Project Supplemental Environmental Impact Report (Resolution No. 78005) to the Downtown Strategy 2000 Environmental Impact Report (Resolution No. 72767) and Addenda thereto, File Nos. H24-034 and ER24-165. Council District 3. (Housing/City Manager)

No presentation was provided on this item.

Public Comment: None provided.

Action: Upon motion by Councilmember Carl Salas, seconded by Councilmember Bien Doan, and carried unanimously, (a) **Resolution No. RES2025-185**; (b) **Ordinance No. 31210**; and (c) **Ordinance No. 31211** were *adopted*, regarding the actions related to the loan Commitment for predevelopment activities for Gateway Tower Affordable Housing Development Located at 445, 465, and 493 South 1st Street and 460, 470, and 480 South Market Street. (11-0-0)

#### 8.5 **Proposed Scope of Work for the Four-Year Review of the Envision San José 2024 General Plan.**

Approve the scope of work to commence the third Envision San José 2040 General Plan Four-Year Review. CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (Planning, Building, and Code Enforcement)

No presentation was provided on this item.

Motion: Vice Mayor Pam Foley moved approval of the Item. Councilmember Carl Salas

seconded the motion.

Friendly Amendment: Councilmember Peter Ortiz requested the following staff direction: to include specific language to also engage labor partners throughout the general plan for year review process, which would include the South Bay Labor Council, the building trades both basic craft and mechanical, electrical, plumbing and sprinkler fitter unions. The maker and seconder of the motion accepted the Friendly Amendment.

Public Comment: Robert Wood and Angel offered public testimony regarding the item.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Carl Salas, and carried unanimously, the proposed scope of work to commence the third Envision San José 2040 General Plan Four-Year Review was approved, *including staff direction to include specific language to also engage labor partners throughout the general plan for year review process, which would include the South Bay Labor Council, the building trades both basic craft and mechanical, electrical, plumbing and sprinkler fitter unions.* (11-0-0)

## **9. REDEVELOPMENT – SUCCESSOR AGENCY**

## **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**

None provided.

## **• Open Forum**

1. Rajka Colic discussed an unpaid project with the City.
2. Jeremy Barousse spoke about City funding to support immigrants through mass deportations, the Trump administration, and impacted San Jose residents.
3. Arely Valerio discussed her husband, violence and crime in Mexico, and safety.
4. Jessica De Reza spoke regarding the Trump administration, deportations, and a lack of evidence despite the Constitutional due process right.
5. Karina Magana (on behalf of a San Jose resident) discussed familial dynamics, fear of detainment, and requested support from local officials.
6. A Speaker (*did not state their name at the podium*) discussed the public safety budget and requested more budget towards immigration services.
7. Adilene Martinez discussed deportation, her children, and risks faced.
8. Alison Cingolani spoke in support of the 4-year review task force.
9. Jesus Ochoa (on behalf of youth resident) discussed her Mom, immigration, and ICE.
10. Angel spoke regarding the federal administration and immigration.

11. Meredith Hurley discussed the Rapid Response Network, ICE Agents, and terror.
12. Nicholas Hurley spoke to his support for Amigos de Guadalupe, the immigrant community, and the Trump administration.
13. David Parker from the MEF101 union voiced frustration regarding the return to work for City Hall staff, safety with parking, and asked for reconsideration regarding the return-to-work policy.
14. Misrayn Mendoza from Amigos de Guadalupe discussed terror his people face, the City's budget, and requested more money.

## • Adjournment

The Council of the City of San José adjourned at 4:04 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,



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Vanessa Velez , Deputy City Clerk  
City of San José

Approved at Council on:

# of Actions: 10

Attest By:



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

*Office of the City Attorney***SAN JOSÉ CITY COUNCIL CLOSED SESSION MINUTES****June 3, 2025****Present Councilmembers:** Foley, Doan, Candelas, Cohen, Ortiz,

Campos, Salas, Mulcahy, Kamei, Casey.

**Absent Councilmembers:** Mahan.**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: McGraw, Rudy, McGraw, Romelia, et al. v. City of San Jose, et al.  
Name(s) of Party(ies): RUDY MCGRAW, CITY OF SAN JOSE  
Court: Superior Court of The State of California, Santa Clara County Superior Court  
Case No: 23cv416381  
Amount of Money or Other Relief Sought: Damages according to proof
2. Case Name: City and County of San Francisco, et al. v. Donald J. Trump, et al.  
Name(s) of Party(ies): JILL BUCKLEY, CITY OF SAN JOSE  
Court: Superior Court, Santa Clara County  
Case No: 22cv409206  
Amount of Money or Other Relief Sought: Damages according to proof

3.

Case Name: City and County of San Francisco, et al. v. Donald J. Trump, et al.

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 ST. PAUL, CITY OF SANTA FE,  
DONALD J. TRUMP, UNITED STATES OF  
AMERICA, PAMELA BONDI, EMIL BOVE,  
UNITED STATES DEPARTMENT OF  
JUSTICE, KRISTI NOEM, UNITED STATES  
DEPARTMENT OF HOMELAND  
SECURITY

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:**

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: 3

#### **C. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:**

City Negotiator: Aram Kouyoumdjian, Director of Employee Relations

Employee Organizations:

1. Organization or Name and Title of **Association of Building, Mechanical and  
Unrepresented Employees: Electrical Inspectors (ABMEI)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement – City of San José  
and Association of Building, Mechanical and



## Electrical Inspectors (ABMEI)

Web:

<https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/abmei>

Telephone – Employee Relations:  
(408) 535-8150

- How to Obtain a copy of Existing Contract or MOA:
2. Organization or Name and Title of Unrepresented Employees: **Association of Engineers & Architects (AEA)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Association of Engineers & Architects (AEA)  
 Web: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/aea>  
 How to Obtain a copy of Existing Contract or MOA: Telephone – Employee Relations: (408) 535-8150
3. Organization or Name and Title of Unrepresented Employees: **Association of Legal Professionals of San José (ALP)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Association of Legal Professionals of San José  
 Web: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/alp>  
 How to Obtain a copy of Existing Contract or MOA: Telephone – Employee Relations: (408) 535-8150
4. Organization or Name and Title of Unrepresented Employees: **Association of Maintenance Supervisory Personnel (AMSP)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Name of Existing Contract or MOA: City of San José - Association of Maintenance Supervisory Personnel (AMSP) Benefit & Compensation Summary  
 Web: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/amsp>  
 How to Obtain a copy of Existing Contract or MOA: Telephone – Employee Relations:

(408) 535-8150

5. Organization or Name and Title of **City Association of Management Personnel**  
 Unrepresented Employees: **Agreement (CAMP)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Benefit & Compensation Summary — City of  
 Name of Existing Contract or MOA: San José and City Association of Management  
 Personnel Agreement  
 Web:  
<https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/camp> Telephone – Employee Relations:  
 How to Obtain a copy of Existing Contract or MOA: (408) 535-8150
6. Organization or Name and Title of **International Association of Firefighters**  
 Unrepresented Employees: **(IAFF), Local 230 (IAFF#230)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Memorandum of Agreement Between City of  
 Name of Existing Contract or MOA: San José and International Association of  
 Firefighters (IAFF), Local 230  
 Web:  
<https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/iaff> Telephone – Employee Relations:  
 How to Obtain a copy of Existing Contract or MOA: (408) 535-8150
7. Organization or Name and Title of **International Brotherhood of Electrical**  
 Unrepresented Employees: **Workers, Local 332 (IBEW)**  
 Nature of negotiations: wages/salaries, hours, working conditions, etc.  
 Memorandum of Agreement Between City of  
 Name of Existing Contract or MOA: San José and International Brotherhood of  
 Electrical Workers, Local 332 (IBEW)  
 Web:  
<https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/ibew> Telephone – Employee Relations:  
 How to Obtain a copy of Existing Contract or MOA: (408) 535-8150
8. Organization or Name and Title of **Municipal Employees' Federation,**  
 Unrepresented Employees: **AFSCME Local 101, AFL-CIO (MEF)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Memorandum of Agreement — City of San  
 Name of Existing Contract or MOA: José and Municipal Employees' Federation,  
 AFSCME Local 101, AFL-CIO

Web:

How to Obtain a copy of Existing Contract or  
 MOA: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/mef> Telephone – Employee Relations:  
 (408) 535-8150

9. Organization or Name and Title of **International Union of Operating Engineers,**  
 Unrepresented Employees: **Local No. 3 (OE#3)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Memorandum of Agreement Between City of  
 Name of Existing Contract or MOA: San José and International Union of Operating  
 Engineers, Local No. 3 (OE#3)

Web:

How to Obtain a copy of Existing Contract or  
 MOA: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/oe-3> Telephone – Employee Relations:  
 (408) 535-8150

10. Organization or Name and Title of **San José Police Dispatchers' Association**  
 Unrepresented Employees: **(SJPDA)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Memorandum of Agreement – City of San Jose  
 Name of Existing Contract or MOA: and Municipal Employees' Federation (MEF),  
 AFSCME, Local 101

Web:

How to Obtain a copy of Existing Contract or  
 MOA: <https://www.sanjoseca.gov/yourgovernment/departments-offices/office-of-the-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/sjpda> Telephone – Employee Relations:  
 (408) 535-8150

11. Organization or Name and Title of **San José Police Officers' Association**  
 Unrepresented Employees: **(SJPOA)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Memorandum of Agreement — City of San  
 Name of Existing Contract or MOA: José and San José Police's Association

Web:

How to Obtain a copy of Existing Contract or  
 MOA: <https://www.sanjoseca.gov/yourgovernment/de>

partments-offices/office-ofthe-city-  
manager/employee-relations/laborrelations-  
information/bargaining-units-laborcontract-  
info/poa Telephone – Employee Relations:  
(408) 535-8150

12. Organization or Name and Title of **Peace Officer Park Ranger Association**  
Unrepresented Employees: **(POPRA)**  
Nature of negotiations: wages/salaries, hours, working conditions, etc.  
Name of Existing Contract or MOA: Memorandum of Agreement – City of San Jose  
and Peace Officer Park Ranger Association  
Web:  
[https://www.sanjoseca.gov/yourgovernment/departments-offices/office-ofthe-city-  
manager/employee-relations/laborrelations-  
information/bargaining-units-laborcontract-  
info/popra](https://www.sanjoseca.gov/yourgovernment/departments-offices/office-ofthe-city-manager/employee-relations/laborrelations-information/bargaining-units-laborcontract-info/popra) Telephone – Employee Relations:  
(408) 535-8150  
How to Obtain a copy of Existing Contract or  
MOA: