



City Council Meeting

Agenda

Tuesday, April 3, 2018

SAM LICCARDO, MAYOR
CHAPPIE JONES, DISTRICT 1
SERGIO JIMENEZ, DISTRICT 2
RAUL PERALEZ, DISTRICT 3
LAN DIEP, DISTRICT 4
MAGDALENA CARRASCO, VICE MAYOR, DISTRICT 5
DEV DAVIS, DISTRICT 6
TAM NGUYEN, DISTRICT 7
SYLVIA ARENAS, DISTRICT 8
DONALD ROCHA, DISTRICT 9
JOHNNY KHAMIS, DISTRICT 10

- **Call to Order and Roll Call**

9:00 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

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

- **Invocation (District 4)**

Alana Yee, Blue Dragon Taekwondo

- **Pledge of Allegiance**

- **Orders of the Day**

To be heard after Ceremonial Items

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

- **Closed Session Report**

To be heard after Ceremonial Items

1. CEREMONIAL ITEMS

- 1.1 Presentation of a proclamation recognizing April 2018 as Child Abuse Awareness Month in the City of San José. (Arenas)
- 1.2 Presentation of a commendation for Chad Collins for demonstrating bravery and successfully saving his neighbor from a burning building in District 6. (Davis)

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, staff, or public requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

2.1 18-434 Approval of City Council Minutes.**Recommendation:**

- (a) Environmental Sustainability Study Session Minutes of August 21, 2017.
 - (b) City of San José and the County of Santa Clara Efforts to Address Homelessness Minutes of October 20, 2017.
 - (c) Regular City Council Meeting Minutes of October 17, 2017.
- CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

2.2 18-436 Final Adoption of Ordinances.**Recommendation:**

- ORD. NO. 30081 - An ordinance of the City of San José dedicating as public right-of-way approximately 2,438 square feet of City- owned property along the south side of Terraine Street for the purpose of constructing roadway improvements on Terraine Street.
- CEQA: Exempt, File No. PP18-006, CEQA Guidelines Section 15301, Existing Facilities.

2.3 18-451 Approval of Council Committee Minutes.**Recommendation:**

- (a) Rules and Open Government Committee Minutes of February 21, 2018. (Mayor)
 - (b) Rules and Open Government Committee Minutes of March 7, 2018. (Mayor)
- CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.

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 18-424 Actions Related to the Purchase of Real Property Located at 1770 Alum Rock Avenue.****Recommendation:**

- Adopt the following 2017-2018 Appropriation Ordinance amendments in the General Fund:
- (1) Establish the Mexican Heritage Plaza Property Acquisition City-Wide appropriation to the Office of Economic Development in the amount of \$221,050; and
 - (2) Decrease the Cultural Facilities Capital Maintenance Earmarked Reserve by \$221,050.
- CEQA: Exempt, File No. PP18-026, CEQA Guidelines Section 15061(b)(3) Review for Exemption. (Economic Development/City Manager)

2.8 18-390 Amendment to the Agreement with Dulles Technology Partners, Inc. for a Hosted Electronic Grants Management System.

Recommendation:

Adopt a resolution authorizing the City Manager to:

- (a) Execute the Third Amendment to the Agreement with Dulles Technology Partners, Inc. for a Hosted Electronic Grants Management System (“System”) to extend the term of the Agreement through May 1, 2019, for ongoing web hosting, support, and maintenance services, and increase compensation by \$16,747, with total compensation not to exceed \$303,413;
 - (b) Execute additional one-year options to extend the Agreement for up to five additional years, with the last option year ending on May 1, 2024, with price adjustments capped at 3% annually, subject to the annual appropriation of funds; and
 - (c) Negotiate and execute amendments and/or change orders not to exceed \$50,000 to cover any required changes to the System, 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)

2.9 18-421 Setting a Public Hearing for the Cost of Sidewalk Repairs for June 5, 2018.

Recommendation:

Adopt a resolution setting a Public Hearing on Tuesday, June 5, 2018 at 1:30 p.m. for the approval of the report from the Director of Finance for the cost of sidewalk repairs. CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (Finance)

2.10 18-394 Agreement with Caltrans for the US 101/Blossom Hill Road Interchange Improvement Project.

Recommendation:

- (a) Approve the Cooperative Agreement with the California Department of Transportation (Caltrans) for the US 101/Blossom Hill Road Interchange Improvement Project for the Plans, Specifications, and Estimate and Right of Way phases.
 - (b) Adopt a resolution authorizing the City Manager to negotiate and execute future amendments to modify the scope of the agreement as needed with no funding provided to Caltrans.
- CEQA: Statutory Exempt, File No. PP17-001, CEQA Guidelines Section 15262, Feasibility and Planning Studies. Council District 2. (Transportation)

2.11 18-419 Award of Construction Contract for the 2018 ADA Sidewalk Accessibility Project.

Recommendation:

- (a) Approve award of a construction contract for the 2018 ADA Sidewalk Accessibility Project to the low bidder, Rosas Brothers Construction in the amount of \$638,890.
 - (b) Approve a 10% contingency in the amount of \$63,889.
- CEQA: Exempt, File No. PP14-017, CEQA Guidelines Section 15301, Existing Facilities. (Transportation)

2.12 18-438 Approval of the Berryessa Art and Wine Festival Sponsored By Council District 4 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

Recommendation: As recommended by the Rules and Open Government Committee on March 21, 2018:
(a) Approve the 41st Annual Berryessa Art & Wine Festival scheduled on May 12, 2018 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. (Diep)
[Rules Committee referral 3/21/18 - Item G.1.a]

2.13 18-439 Approval of Dumpster Day Sponsored By Council District 9 as a City Council Sponsored Special Event to Expend City Funds and Accept Donations of Materials and Services for the Event.

Recommendation: As recommended by the Rules and Open Government Committee on March 21, 2018:
(a) Approve the Dumpster Day scheduled on April 14, 2018 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. (Rocha)
[Rules Committee referral 3/21/18 - Item G.1.b]

3. STRATEGIC SUPPORT

3.1 Report of the City Manager, David Sykes (Verbal Report)

3.2 Labor Negotiations Update.

Recommendation: Accept Labor Negotiations Update.
TO BE HEARD AT 9:00 A.M.

3.3 18-447 Private Development Workforce Standards/Community Workforce Agreements on Public Project.

Recommendation: As recommended by the Rules and Open Government Committee on March 21, 2018, Council discussion and direction to staff on Private Development Workforce Standards, Capital Bond Measure, Best-Value Contracting, and Community Workforce Agreements as described in the memorandum.
CEQA: Not a Project, File No. PP17-010, City Organization & Administrative Activities resulting in no changes to the physical environment. (Liccardo)
[Rules Committee referral 3/21/18 - Item G.7]

3.4 18-429 Pensionable Earnings Audit.

Recommendation: As recommended by the Public Safety, Finance and Strategic Support Committee on March 15, 2018, accept the results of a follow-up audit on the accuracy of the City's pensionable earnings calculation.
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)
[Public Safety, Finance and Strategic Support Committee referral - Item (d) 2]

4. COMMUNITY & ECONOMIC DEVELOPMENT**5. NEIGHBORHOOD SERVICES****5.1 18-428 Park Ranger Program Annual Report.**

Recommendation: As recommended by the Public Safety, Finance and Strategic Support Committee on March 15, 2018, accept the 2017 Annual Report on the Park Ranger Program.
CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City actions. (Parks, Recreation and Neighborhood Services)
[Public Safety, Finance and Strategic Support Committee - Item (d) 4]
DEFERRED FROM 4/3/18 ITEM 5.1 TO 4/17/18 PER ADMINISTRATION

6. TRANSPORTATION & AVIATION SERVICES**7. ENVIRONMENTAL & UTILITY SERVICES****8. PUBLIC SAFETY****8.1 18-423 Status Update on Santa Clara County's Release of Request for Proposal for Emergency Ambulance Services and Potential Impacts to the 911 Emergency Medical Services Provider Agreement with the County of Santa Clara.**

Recommendation: Accept the status update on Santa Clara County's release of Request for Proposal for Emergency Ambulance Services and potential impacts to the 911 Emergency Medical Services Provider Agreement between the City of San José and the County of Santa Clara.
CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action.
(Fire/City Manager)

9. REDEVELOPMENT – SUCCESSOR AGENCY**CONVENE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE****9.1 18-391 Approval of the Purchase and Sale Agreement for Property Located at 1770 Alum Rock Avenue.**

Recommendation: Successor Agency Board approve a Purchase and Sale Agreement and Escrow Instructions between the Successor Agency to the Redevelopment Agency of the City of San José, as seller and the City of San José as buyer to allow the sale of 1770 Alum Rock Avenue for a purchase price of \$221,050.
CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Successor Agency)

- Open Forum

ADJOURN SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE**10. LAND USE**

- 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.

- Adjournment
- Notice of City Engineer's Pending Decision on Final Maps