

From: Scott Knies

Sent: Tuesday, May 5, 2020 9:40 AM

To: Liccardo, Sam <sam.liccardo@sanjoseca.gov>; Jones, Chappie <Chappie.Jones@sanjoseca.gov>;
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Cc: City Clerk <city.clerk@sanjoseca.gov>; Nate LeBlanc <nleblanc@sjdowntown.com>

Subject: Rules Committee tomorrow

Mayor Liccardo and City Councilmembers, please find attached our letter supporting two items on tomorrow's Rules Committee agenda regarding a Fee Cap on Food Delivery Services and a Universal Extension of Development and Construction Deadlines Due to Covid-19.

Thanks again for your consideration and continued leadership in these difficult times. Scott



SAN JOSE DOWNTOWN ASSOCIATION

May 5, 2020

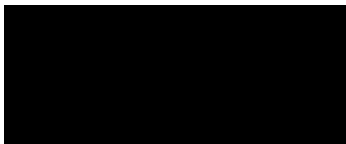
Dear Honorable Mayor Liccardo and City Councilmembers,

The San Jose Downtown Association (SJDA), representing more than 2000 member businesses, voices its support for Councilman Diep's memo (agenda item 2) on the May 6 Rules and Open Government Committee Meeting. Restaurants and other hospitality businesses have shouldered a disproportionate amount of the impact of the Covid-19 pandemic and have thus far received little direct assistance at the local level. We applaud Councilman Diep for taking a substantive step toward allowing small businesses to keep more of the vital revenue they are able to collect under the shelter in place protocols.

SJDA also supports Mayor Liccardo's memo on development (agenda item 3) also on the May 6 Rules agenda. This suite of extensions on various development-related deadlines is common sense policy that reflects the unprecedented conditions the development industry is facing at this time. Allowing extra time for complex deals to find equilibrium in this new economic reality is necessary and we appreciate the Mayor's leadership in proposing to extend entitlements in order a few more projects from the pre-pandemic development cycle may finish.

Thank you for your consideration and leadership during these difficult days.

Sincerely,



Scott Knies
Executive Director



May 5, 2020
Mayor Sam Liccardo
c/o City of San Jose
200 E. Santa Clara St.
San Jose, CA 95113

TRANSMITTED VIA EMAIL

RE: Rules Agenda May 6, 2020, Item G.3: BIA Support of Universal Extension of Development and Construction Deadlines Due To COVID-19

Dear Mayor Liccardo,

On behalf of BIA Bay Area, I take this opportunity to register my support for Mayor Liccardo's memo requesting direction to the City Manager and City Attorney to review the universe of applicable development and construction deadlines impacted by COVID-19 and return to Council with recommendations for an ordinance that addresses building permit deadlines, extension of all entitlements from 2 to 4 years, evaluation of the forbearance of permit and entitlement fees for unintended consequences and extensions for all fee waivers and reductions.

BIA would also request that the City Manager and City Attorney consider the ordinance be phrased so that the extension(s) apply(ies) to the *"effectuation or utilization"* of all entitlements as well as to all *"vested rights associated with an entitlement or application for an entitlement"*.

In light of the severe impacts to most all construction and development activity due to COVID-19, policies and actions that will ensure the return of residential construction and investment such as those proposed by Mayor Liccardo will put construction and trade workers back to work while combatting the ongoing housing crisis.

Respectfully,

[Redacted Signature]

Patricia E. Sausedo, Director
Government Affairs, South Bay
BIA Bay Area

Cc: Rules Committee
City Clerk



May 6, 2020

Mayor Sam Liccardo
c/o City of San Jose
200 E. Santa Clara St.

TRANSMITTED VIA EMAIL

RE: May 6, 2020 Rules and Open Government Committee – Agenda Item G.3: Universal Extension of Development and Construction Deadlines Due To COVID-19

Dear Mayor Liccardo & City Councilmembers,

Bay West Development would like to thank the Mayor, his office, and City staff for their proactiveness in staying ahead of the many complex issues related to development that have risen due to the impact of the Covid-19 pandemic. We support Mayor Liccardo's memo requesting direction to the City Manager and City Attorney to review the universe of applicable development and construction deadlines impacted by COVID-19.

As I am sure you all know, the ability to get these projects built and provide much needed jobs and housing to our community is not tied solely to duration of the COVID-19 shelter-in-place orders. As acknowledged in item #2 in the Mayor's memo, these development projects and their associated capitalizations are complex in nature and there has been significantly diminished investor activity due not only to the shelter-in-place orders, but a variety of other factors, including but not limited to: internal travel restrictions for institutional capital sources, frozen credit markets, and general uncertainty as to the length and extent of government-issued COVID-19 related restrictions. For item #4 in the Mayor's memo, instead of tying extensions for all fee waivers and reductions to the "duration of the COVID-19 shelter in place order(s)", Bay West Development requests using the same timeline as proposed in item #2 and providing extensions for all fee waivers and reductions to, at a minimum, 2 years to allow capital markets to stabilize and projects to move forward.

Thank you for your consideration and we appreciate your terrific leadership through these difficult times.

Sincerely,



Bryon Wolf
Bay West Development