



# **CITY COUNCIL MEETING**

## **Minutes**

**Tuesday, June 17, 2025**

**11:00 AM**

**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 40-42 for Closed Session Minutes.*

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

Absent Councilmembers: All present.

**11:17 a.m. - Regular Session.**

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

Absent Councilmembers: Candelas.

ZAZx

- **Pledge of Allegiance**

Mayor Matt Mahan led the Pledge of Allegiance.

- **Invocation (District 6) HEARD AT 11:00 A.M.**

Milan R. Balinton, African American Community Service Agency offered a speech for this invocation.

- **Orders of the Day**

SEE NEW ITEM 2.53, "Defense of Public Employees Under Government Code Section 995.8" TO BE ADDED UNDER ORDERS OF THE DAY. REQUIRES A DETERMINATION BY A TWO-THIRDS (2/3) VOTE OF THE MEMBERS OF THE COUNCIL PRESENT AT THE MEETING, OR, IF LESS THAN TWO-THIRDS (2/3) OF THE MEMBERS OF THE COUNCIL ARE PRESENT AT THE MEETING, A UNANIMOUS VOTE OF THOSE MEMBERS PRESENT THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION. Consolidated Open Government and Ethics Resolution No. RES2024-99, Section 2.3.2.1.E.3; Council's Rules of Conduct, Resolution No. RES2023-22, Rule 3(d).

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

Public Comment: None provided.

Action: Upon motion by Councilmember Peter Ortiz, seconded by Vice Mayor Pam Foley, and carried unanimously, Item 2.53 was added to the Consent Calendar. (10-0-1; Absent: Candelas)

- **Adjournment Recognition**

Councilmember Michael Mulcahy announced that this meeting would be adjourned in memory of his mother, Shirlee Marie DiNapoli Mulcahy Schiro, who passed away on September 28, 2024. Shirlee, a lifelong San José resident, helped shape the City's cultural and civic identity through decades of community service and investment. A passionate volunteer, she generously supported numerous organizations, including Children's Musical Theater San José, Valle Monte League, Italian American Heritage Foundation, San José Jazz Society, and countless others. From her work in the historic canning industry to her visionary investments in the revitalization of Lincoln Avenue, Shirlee was committed to honoring San José's past while investing in its future. She leaves behind a legacy of service, grace, and unwavering love for her hometown.

- **Closed Session Report**

Nora Frimann, City Attorney, City Attorney's Office noted that Councilmember Domingo Candelas would be absent from this Council Meeting due to illness.

## 1. **CEREMONIAL ITEMS**

- 1.1 Councilmember Michael Mulcahy presented a commendation to recognize the South Bay Clean Creeks Coalition for their ongoing dedication to reclaiming, restoring, and revitalizing our local waterways by leading community service clean-ups that simultaneously bring our community together and protect our environment in the City of San José.
- 1.2 Councilmember David Cohen presented a commendation to Eloy Rodriguez for his quick thinking and selfless act of preventing property damage and loss of life by driving his burning recycling truck into a safe area for the San José Fire Department to extinguish.
- 1.3 Councilmember Carl Salas presented a commendation to Mary Tucker for her years of community leadership and emergency preparedness training for her downtown neighbors in San José.

*Mayor Matt Mahan recognized Councilmember Carl Salas' for his dedicated service representing District 3, and announced that this was his last Council Meeting*

## **CONSENT CALENDAR**

Public Comment: Rami, Marina Segal, Sandy Gonzales, Jie, Manoj Panthi, Anita, Sara, Anyi, Svetlana Savranstey, and a Speaker (*name unintelligible*) offered public testimony regarding the Consent Calendar.

Councilmember Pamela Campos pulled Item 2.2 for a further discussion.

Councilmember Michael Mulcahy recused himself from Item 2.23 due to a contract with Brightview Landscape Services.

Councilmember George Casey pulled Item 2.32 for further discussion.

Mayor Matt Mahan pulled Item 2.33 for comment.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember George Casey, and carried unanimously, the Consent Calendar was approved as a whole, *excluding Items 2.2, 2.23, & 2.32 which were voted on separately*, and the below actions were taken as indicated. (10-0-1; Absent: Candelas)

*Mayor Matt Mahan limited public comment to 1-minute for the remainder of the meeting, due to the high volume of speakers.*

*Council recessed from 1:00 p.m. – 1:30 p.m.*

## **2.1 Approval of City Council Minutes.**

None provided.

## **2.2**

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

- (a) Ordinance No. 31206 - An Ordinance of the City of San José 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. [Passed for Publication on 6/3/2025 - Item 2.11(c) (25-571)]
- (b) Ordinance No. 31212 - An Ordinance of the City of San José Amending Title 10 of the San José Municipal Code to Add a New Chapter 10.44 of the San José Municipal Code to Establish the First Responder Fee Program Effective January 1, 2026, and Provide Procedures for Its Operation and Management. [Passed for Publication on 6/10/2025 - Item 2.14 (25-635)]
- (c) Ordinance No. 31213 - An Ordinance of the City of San José Amending Section 17.12.875 of Chapter 17.12 of Title 17 of the San José Municipal Code to Adopt the Updated Fire Hazard Severity Zone Maps as Established by the California Department of Forestry and Fire Protection (CAL Fire) State Fire Marshal, as Mandated by Senate Bill 63 (2021). [Passed for Publication on 6/10/2025 - Item 2.15(a) (25-636)]
- (d) Ordinance No. 31214 - An Ordinance of the City of San José Amending Sections 17.22.160 and 17.22.270, Adding a New Section 17.22.235, and Adding a New Part 10 to Chapter 17.22 of Title 17 of the San José Municipal Code to Make Technical Clarifying Revisions to the Definitions of the Mobilehome Rent Ordinance and to Add a New Provision Providing Authority to the City Manager or their Designee to Promulgate and Amend Regulations for the Administration of the Mobilehome Rent Ordinance. [Passed for Publication on 6/10/2025 - Item 2.16 (25-637)]
- (e) Ordinance No. 31217 - An Ordinance of the City of San José Amending Chapter 4.80 of Title 4 of the San José Municipal Code to Add New Parts Related to the Establishment of the Evergreen Benefit Assessment District Fund, the Evergreen Creek Assessment District Fund, the Shea Homes Advance Assessment District Fund, the Silicon Valley Bridge Assessment District Fund, the Silver Creek Assessment District Fund, and the Willow Glen Community Benefit Improvement District Fund. [Passed for Publication on 6/10/2025 - Item 3.9(c)]

- (25-649)]
- (f) Ordinance No. 31226 - An Ordinance of the City of San José Amending Sections of Title 20 (Zoning Ordinance Or Zoning Code) of the San José Municipal Code to: (1) Amend Chapter 20.80, Part 8.75, “Conversions of An Existing Use to Another Use with a Different TDM Designation,” to Exempt Conversion of an Existing Building within Downtown to a Residential Use from the Requirement to Obtain a Special Use Permit to Prepare a Transportation Demand Management Plan; and to Make Other Technical, Non-Substantive, or Formatting Changes within those Sections of Title 20 of the San José Municipal Code. [Passed for Publication on 6/10/2025 - Item 10.1(a) (25-654)]
  - (g) Ordinance No. 31218 - An Ordinance of the City of San José Amending Section 10.20.140 of Chapter 10.20, Title 10, Related to Trespass on Private Property to Include a Definition for “Private Property,” Authorize Police Officers to Give Notice of “No Trespassing,” Clarify Requirements for “No Trespassing Signs,” and Prohibit Entry for Up to Six Months.[Passed for Publication on 6/10/2025 - Item 3.11(a) (25-740)]
  - (h) Ordinance No. 31219 - An Ordinance of the City of San José Amending Section 10.20.150 of Chapter 10.20, Title 10, of Chapter 10.20 of Title 10 of the San José Municipal Code Related to Trespass on City Property to Include Technical Clarifications. [Passed for Publication on 6/10/2025 - Item 3.11(b) (25-740)]
  - (i) Ordinance No. 31220 - An Ordinance of the City of San José Amending Section 9.10.410 of Chapter 9.10, Title 9, of the San José Municipal Code Related to Solid Waste and Trash Accumulation. [Passed for Publication on 6/10/2025 - Item 3.11(c) (25-740)]
  - (j) Ordinance No. 31221 - An Ordinance of the City of San José Amending Section 11.36.220 of Chapter 11.36 of Title 11 of the San José Municipal Code Requiring Vehicles Left Standing for Seventy-Two (72) Consecutive Hours to Be Moved at Least One Thousand (1,000) Feet (Approximately Two-Tenths (2/10) of a Mile) from Its Current Location.[Passed for Publication on 6/10/2025 - Item 3.11(d) (25-740)]
  - (k) Ordinance No. 31222 - An Ordinance of the City of San José Amending Title 11 of the San José Municipal Code to Add a New Chapter 11.58 Authorizing the Removal of Vehicles that Illegally Dump Solid Waste or Hazardous Material on the Public Right-of-Way. [Passed for Publication on 6/10/2025 - Item 3.11(e) (25-740)]
  - (l) Ordinance No. 31223 - An Ordinance of the City of San José Amending Title 6 of the San José Municipal Code to Add Chapter 6.48 Relating to the Rental of Recreational Vehicles to Be Used for Lodging within the Public Right-of-Way. [Passed for Publication on 6/10/2025 - Item 3.11(f) (25-740)]
  - (m) Ordinance No. 31224 - An Ordinance of the City of San José Amending Title 10 of the San José Municipal Code to Add a New Chapter 10.52 Pertaining to the Illegal Possession and Transportation of Commercial Copper Wire. [Passed for Publication on 6/10/2025 - Item 3.11(g) (25-740)]
  - (n) Ordinance No. 31225 - An Ordinance of the City of San José Amending Title 17 of the San José Municipal Code to Add Chapter 17.39 Relating to the Maintenance of Vacant Lots. [Passed for Publication on 6/10/2025 - Item 3.11(h) (25-740)]

Public Comment: Gumby, Kat Angelov, Tristia Bauman, Angel Aliana, and Maria Arellano offered public testimony regarding the item.

Paul Joseph, Chief, San Jose Police Department; Johnny Phan, Chief Deputy City

Attorney, City Attorney's Office; and Nora Frimann, City Attorney, City Attorney's Office responded to questions regarding the item.

Motion: Councilmember Pamela Campos moved approval of the joint memorandum co-authored by Councilmember Pamela Campos, Councilmember David Cohen, Councilmember Peter Ortiz, and Councilmember Domingo Candelas, dated June 13, 2025. Councilmember Peter Ortiz seconded the motion.

Friendly Amendment: Councilmember David Cohen requested that the implementation of the trespassing & vanlording Ordinances return to Council in August, prior to implementation, with amended language and an informational memorandum. The maker and seconder of the motion accepted the Friendly Amendment.

Substitute Motion: Vice Mayor Pam Foley moved approval of the memorandum authored by Mayor Matt Mahan, dated June 16, 2025, also including the language from Councilmember David Cohen to provide an informational memorandum on the implementation of *Recommendation 1 of the joint memorandum co-authored by Councilmember Pamela Campos, Councilmember David Cohen, Councilmember Peter Ortiz, and Councilmember Domingo Candelas, dated June 13, 2025, (g)* Ordinance No. 31218. Councilmember George Casey seconded the Substitute Motion.

Action: On a call to question, the Substitute Motion passed, **Ordinance No. 31206, Ordinance No. 31212, Ordinance No. 31213, Ordinance No. 31214, Ordinance No. 31217, Ordinance No. 31226, Ordinance No. 31218, Ordinance No. 31219, Ordinance No. 31220, Ordinance No. 31221, Ordinance No. 31222, Ordinance No. 31223, Ordinance No. 31224, and Ordinance No. 31225** were adopted, *including the language from Councilmember David Cohen to provide an informational memorandum on the implementation of (g) Ordinance No. 31218,*  
**And**

Also including acceptance of the memorandum authored by Mayor Matt Mahan, dated June 16, 2025, recommending the following:

Adopt ordinances (a) through (n) as written.  
(9-1-1; Noes: Campos; Absent: Candelas)

**2.3 Approval of Council Committee Minutes.**

None provided.

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

None provided.

**2.5 City Council Travel Reports**

None provided.

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

None provided.

**2.7 Amendment to the Lease of Airport Premises with Sky Chefs, Inc.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the 10th amendment to the lease of airport premises between the City of San José and Sky Chefs, Inc. for a five-year extension with fixed annual increases to the concession fee amount through February 28, 2029, with early termination language allowing both the San José Mineta International Airport and Sky Chefs, Inc. to terminate the lease for any reason with a one-year written notice. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Airport)

Action: **Resolution No. RES2025-210** was adopted, regarding the amendment to the Lease of Airport Premises with Sky Chefs, Inc.. (10-0-1; Absent: Candelas)

**2.8 Airport Disadvantaged Business Enterprise Goal Development for Grant Funded Airport Development Projects for Federal Fiscal Years 2026-2028.**

Adopt a resolution:

- (a) Approving a proposed overall Disadvantaged Business Enterprise participation race-neutral goal of 3% for the Federal Aviation Administration's Airport Improvement Program grant-funded Airport development projects at the San José Mineta International Airport for Federal Fiscal Years 2026-2028;
- (b) Authorizing the City Manager or her designee to submit the three-year Disadvantaged Business Enterprise participation plan to the Federal Aviation Administration, which is due by August 1, 2025; and (c) Authorizing the City Manager or her designee to make revisions as requested by the Federal Aviation Administration.

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

Action: **Resolution No. RES2025-211** was adopted, regarding the Airport Disadvantaged Business Enterprise Goal Development for Grant Funded Airport Development Projects for Federal fiscal years 2026-2028. (10-0-1; Absent: Candelas)

**2.9 Boards and Commissions Appointments.**

Approve the following Boards and Commissions appointments:

- (a) Airport Commission:
  - (1) District 3 Seat: Appoint Greg Richardson for a term of July 1, 2025 to June 30, 2029;
  - (2) District 5 Seat: Appoint Gregory Duru for a term of July 1, 2025 to June 30, 2029; and
  - (3) District 7 Seat: Appoint Nick Patel for a term of July 1, 2025 to June 30, 2029.
- (b) Climate Advisory Commission:
  - (1) Climate Science Expertise Seat: Appoint Macwin Savio Dsouza for a term ending December 31, 2025; and
  - (2) Community Representative Seat: Appoint Ryo Wakabayashi for a term ending December 31, 2027.
- (c) Downtown Parking Board:
  - (1) San José State University Representative Seat: Appoint Eric Cross for a term of July 1, 2025 to June 30, 2029.
- (d) Housing and Community Development Commission:
  - (1) District 1 Seat: Roma Dawson for a term of July 1, 2025 to June 30, 2029;
  - (2) District 5 Seat: Ruben Navarro for a term of July 1, 2025 to June 30, 2029;
  - (3) District 7 Seat: Christopher Escher for a term of July 1, 2025 to June 30, 2029;

- and
- (4) District 9 Seat: H.B. Mok for a term of July 1, 2025 to June 30, 2029.
- (e) Library and Education Commission:
- (1) District 1 Seat: Daphna Woolfe for a term of July 1, 2025 to June 30, 2029;
  - (2) District 6 Seat: Gini Bossenbroek for a term ending June 30, 2027;
  - (3) District 7 Seat: Ramnik Saandal for a term of July 1, 2025 to June 30, 2029;
  - (4) District 9 Seat: Gerard Roney for a term of July 1, 2025 to June 30, 2029;
  - (5) Education Seat 1: Angelica Ramos for a term of July 1, 2025 to June 30, 2029;
- and
- (6) Education Seat 3: Charea Bustamente for a term of July 1, 2025 to June 30, 2029.
- (f) Measure T Community Oversight Committee:
- (1) District 7 Seat: Appoint Hai Bui for a term beginning on the date of appointment; and
  - (2) District 8 Seat: Appoint David Burckhard for a term beginning on the date of appointment.
- (g) Parks and Recreation Commission:
- (1) District 5 Seat: Appoint Daisy Barocio for a term of July 1, 2025 to June 30, 2029;
  - (2) District 7 Seat: Appoint Giavanna Vega for a term of July 1, 2025 to June 30, 2029;
  - (3) District 9 Seat: Appoint Viviana Barnwell for a term of July 1, 2025 to June 30, 2029; and (4) Citywide Seat: Appoint Roxanne Koopman for a term of July 1, 2025 to June 30, 2029.
- (h) Planning Commission:
- (1) District 7 Seat: Appoint Khoi Nguyen for a term ending June 30, 2028; and
  - (2) District 10 Seat: Appoint Lawrence Casey for a term ending June 30, 2028.
- (i) Senior Citizens Commission:
- (1) District 7 Seat: Appoint Amy Yang for a term of July 1, 2025 to June 30, 2029; and
  - (2) District 10 Seat: Appoint Richard Crowley for a term ending June 30, 2027.

Action: The following appointments for various Commissions were approved:

- (a) Airport Commission:
- (1) District 3 Seat: Appoint Greg Richardson for a term of July 1, 2025 to June 30, 2029;
  - (2) District 5 Seat: Appoint Gregory Duru for a term of July 1, 2025 to June 30, 2029; and
  - (3) District 7 Seat: Appoint Nick Patel for a term of July 1, 2025 to June 30, 2029.
- (b) Climate Advisory Commission:
- (1) Climate Science Expertise Seat: Appoint Macwin Savio Dsouza for a term ending December 31, 2025; and
  - (2) Community Representative Seat: Appoint Ryo Wakabayashi for a term ending December 31, 2027.
- (c) Downtown Parking Board:
- (1) San José State University Representative Seat: Appoint Eric Cross for a term of July 1, 2025 to June 30, 2029.
- (d) Housing and Community Development Commission:
- (1) District 1 Seat: Roma Dawson for a term of July 1, 2025 to June 30, 2029;
  - (2) District 5 Seat: Ruben Navarro for a term of July 1, 2025 to June 30, 2029;
  - (3) District 7 Seat: Christopher Escher for a term of July 1, 2025 to June 30, 2029; and
  - (4) District 9 Seat: H.B. Mok for a term of July 1, 2025 to June 30, 2029.
- (e) Library and Education Commission:
- (1) District 1 Seat: Daphna Woolfe for a term of July 1, 2025 to June 30, 2029;

- (2) District 6 Seat: Gini Bossenbroek for a term ending June 30, 2027;
  - (3) District 7 Seat: Ramnik Saandal for a term of July 1, 2025 to June 30, 2029;
  - (4) District 9 Seat: Gerard Roney for a term of July 1, 2025 to June 30, 2029;
  - (5) Education Seat 1: Angelica Ramos for a term of July 1, 2025 to June 30, 2029; and
  - (6) Education Seat 3: Charea Bustamente for a term of July 1, 2025 to June 30, 2029.
  - (f) Measure T Community Oversight Committee:
    - (1) District 7 Seat: Appoint Hai Bui for a term beginning on the date of appointment; and
    - (2) District 8 Seat: Appoint David Burckhard for a term beginning on the date of appointment.
  - (g) Parks and Recreation Commission:
    - (1) District 5 Seat: Appoint Daisy Barocio for a term of July 1, 2025 to June 30, 2029;
    - (2) District 7 Seat: Appoint Giavanna Vega for a term of July 1, 2025 to June 30, 2029;
    - (3) District 9 Seat: Appoint Viviana Barnwell for a term of July 1, 2025 to June 30, 2029; and (4) Citywide Seat: Appoint Roxanne Koopman for a term of July 1, 2025 to June 30, 2029.
  - (h) Planning Commission:
    - (1) District 7 Seat: Appoint Khoi Nguyen for a term ending June 30, 2028; and
    - (2) District 10 Seat: Appoint Lawrence Casey for a term ending June 30, 2028.
  - (i) Senior Citizens Commission:
    - (1) District 7 Seat: Appoint Amy Yang for a term of July 1, 2025 to June 30, 2029; and
    - (2) District 10 Seat: Appoint Richard Crowley for a term ending June 30, 2027
- (10-0-1; Absent: Candelas)

## 2.10 **Amendments to Title 4 of the San José Municipal Code to Streamline City Processes in the Areas of Procurement, Contract Authority, and Settlement Authority.**

Approve an ordinance of the City of San José amending Sections 4.04.020 and 4.04.055 of Chapter 4.04, Sections 4.12.018, 4.12.028, 4.12.055, and 4.12.410 of Chapter 4.12, and Sections 4.24.010 and 4.24.020 of Chapter 4.24 of Title 4 of the San José Municipal Code to streamline City processes in the areas of procurement, contract authority, and settlement authority. CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (City Manager)

Action: **Ordinance No. 31227** was passed for publication, regarding the amendments to Title 4 of the San Jose Municipal Code to streamline City processes in the areas of Procurement, Contract Authority, and Settlement Authority. (10-0-1; Absent: Candelas)

## 2.11 **City Manager's Travel to Atlanta, Georgia.**

Authorize travel for City Manager Jennifer Maguire to Atlanta, Georgia on September 23 - 26, 2025 to participate in the San José Chamber of Commerce Annual Study Mission. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (City Manager)

Action: The City Manager's travel to Atlanta, Georgia was authorized. (10-0-1; Absent: Candelas)

## 2.12 **Seventh Amendment to the Professional Services Agreement with Calpine Energy Solutions for Data Management and Customer Call Center Services.**

Approve a Seventh Amendment to the Professional Services Agreement for Data

Management and Customer Call Center Services with Calpine Energy Solutions, LLC, extending the term of the agreement retroactively from May 29, 2025 through August 30, 2025, and increasing the maximum compensation by \$1,050,000, from \$25,500,000 to \$26,550,000, 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. (Energy)

Action: The seventh amendment to the Professional Services Agreement with Calpine Energy Solutions for data management and customer call center services was approved. (10-0-1; Absent: Candelas)

### **2.13 Actions Related to the 10541: On-Call Construction Contract for Repairs of Water Services and Mains 2025-2028.**

Award of a contract for the 10541 - On-Call Construction Contract for Repairs of Water Services and Mains 2025-2028 project to San José Water Company, pursuant to City of San José Charter Section 1217 (h), for a maximum amount not to exceed \$3,300,000 and for a term of three years. CEQA: Exempt, File No. ER25-069, CEQA Guidelines Sections 15301 Existing Facilities and Section 15302 Replace or Reconstruction. (Environmental Services)

Action: All actions related to the 10541 on-call construction contract for repairs of water services and mains 2025-2028 were approved. (10-0-1; Absent: Candelas)

### **2.14 2025 Amended and Restated Water Supply Agreement with the County of San Francisco Wholesale Customers in Alameda County, San Mateo County, and Santa Clara County and Approval of the Tier 2 Drought Response Implementation Plan.**

Adopt a resolution:

- (a) Authorizing the City Manager or her designee to negotiate and execute the 2025 Amended and Restated Water Supply Agreement Between the City and County of San Francisco and Wholesale Customers in Alameda County, San Mateo County, and Santa Clara County; and
- (b) Approving an updated Tier 2 Drought Response Implementation Plan. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 4. (Environmental Services)

Action: **Resolution No. RES2025-212** was adopted, regarding the 2025 amended and restated water supply agreement with the County of San Francisco Wholesale Customers in Alameda County, San Mateo County, and Santa Clara County and approval of the Tier 2 Drought Response Implementation Plan. (10-0-1; Absent: Candelas)

### **2.15 Master Service Agreements for On-Call Environmental Consulting Support Services for Various City Projects.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute master service agreements with the following firms for on-call environmental consulting services for various City projects:

- (a) Kleinfelder, Inc. from the date of execution through June 30, 2029, in an amount not to exceed \$1,000,000;
- (b) Haley & Aldrich, Inc. from the date of execution through June 30, 2029, in an amount not to exceed \$1,000,000;
- (c) Cornerstone Earth Group, Inc. from the date of execution through June 30, 2029, in an amount not to exceed \$1,000,000; and

(d) WSP USA, Inc. from the date of execution through June 30, 2029, in an amount not to exceed \$1,000,000.

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

Action: **Resolution No. RES2025-213** was adopted, regarding the master service agreements for on-call environmental consulting support services for various city projects. (10-0-1; Absent: Candelas)

**2.16 First Amendment to the Agreement with Amadeus Airport IT Americas, Inc. for Network and Integrated Systems at the San José Mineta International Airport.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the first amendment to the Agreement for Network and Integrated Systems for the San José Mineta International Airport with Amadeus Airport IT Americas, Inc., (Orlando, FL) formerly known as Air-Transport IT Services Inc., to:

- (a) Add two one-year options to extend the term of the Agreement for a total of five options to potentially extend the term of the Agreement to June 30, 2027;
- (b) Increase the maximum compensation by \$8,000,000 for a combined total of \$27,549,241, subject to appropriation of funds; and
- (c) Add relevant Information Technology security requirements to comply with new Transportation Security Administration regulations.

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. RES2025-214** was adopted, regarding the first amendment to the agreement with Amadeus Airport IT Americas, Inc. for network and integrated systems at the San Jose Mineta International Airport. (10-0-1; Absent: Candelas)

**2.17 Actions Related to a Purchase Order with Carahsoft Technology Corporation for Salesforce, Inc. Licenses.**

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

- (a) Execute a purchase order with Carahsoft Technology Corporation (Reston, VA) for a maximum compensation of \$575,036 for the term beginning on or about July 15, 2025, and ending July 14, 2026; and
- (b) Negotiate and execute amendments as required for any unanticipated changes during the current term ending July 14, 2026, 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. RES2025-215** was adopted, regarding all actions related to a purchase order with Carahsoft Technology Corporation for Salesforce, Inc. Licenses. (10-0-1; Absent: Candelas)

**2.18 Actions Related to the Agreement with Granicus LLC, for the Integrate Permitting System.**

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

- (a) Negotiate and execute a change order to the Agreement for Integrated Permitting System with Granicus LLC (Saint Paul, MN) to add \$469,696 for scope-related supplemental services and software licenses, for a total not-to-exceed compensation of \$4,953,581 for the initial term ending on July 31, 2026, subject to the appropriation of funds; and

- (b) Increase contingency by \$20,000 for a maximum contingency of \$583,000 to address unanticipated changes or services required to support project implementation during the initial term ending July 31, 2026, 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. RES2025-216** was adopted, regarding all actions related to the agreement with Granicus LLC, for the Integrate Permitting System. (10-0-1; Absent: Candelas)

## 2.19 **Actions Related to the Purchase Order with Motorola Solutions for an Automated License Plate Reader Data Portal Collected from Private and Commercial Sources.**

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

- (a) Execute a purchase order with Motorola Solutions to provide the Police Department with access to a nationwide online portal for commercially available Automated License Plate Reader data from private and commercial sources, for a maximum compensation not to exceed \$54,750 during the initial one-year term beginning on or around June 3, 2025 and ending June 2, 2026, or as may be adjusted to align with the term of the software subscription;
- (b) Negotiate and execute amendments as required during the initial term for unanticipated changes in requirements for a contingency not to exceed \$5,000, subject to the appropriation of funds; and
- (c) Exercise up to six additional one-year options to extend the term of the purchase order through June 2, 2032, or as may be adjusted to align with the term of the software subscription, 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. RES2025-217** was adopted, regarding all actions related to the purchase order with Motorola Solutions for an automated license plate reader data portal collected from private and commercial sources. (10-0-1; Absent: Candelas)

## 2.20 **Actions Related to the Purchase Order with Kalmikov Enterprises, Inc. dba Fire Apparatus Solutions for a Tractor-Drawn Aerial Fire Apparatus.**

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

- (a) Execute a purchase order with Kalmikov Enterprises, Inc. dba Fire Apparatus Solutions (Rialto, CA) for a tractor-drawn aerial fire apparatus, for a three-year term beginning on or about June 18, 2025, and ending on or about June 17, 2028, for a not-to-exceed amount of \$2,905,848; and
- (b) Approve a contingency of \$500,000 for unanticipated modifications to the fire apparatus order and specifications, 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. RES2025-218** was adopted, regarding all actions related to the purchase order Kalmikov Enterprises, Inc. dba Fire Apparatus Solutions for a tractor-drawn aerial fire apparatus was approved. (10-0-1; Absent: Candelas)

**2.21 Agreement with Flagship Aviation Services, LLC for Airport Concessions Maintenance Services.**

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

- (a) Negotiate and execute an agreement with Flagship Aviation Services, LLC (Southlake, TX) for concessions maintenance services for the San José Mineta International Airport for a maximum compensation of \$305,131 for the initial term beginning on or about July 1, 2025, and ending on or about June 30, 2026;
- (b) Negotiate and execute amendments as required for any unanticipated changes during the initial term beginning on or about July 1, 2025, and ending on or about June 30, 2026, subject to the appropriation of funds;
- (c) Approve a contingency amount of \$30,000 for unanticipated changes during the initial term beginning on or about July 1, 2025, and ending on or about June 30, 2026, subject to the appropriation of funds; and
- (d) Exercise up to six one-year options to extend the term of the agreement through June 30, 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)

Action: **Resolution No. RES2025-219** was adopted, regarding the agreement with Flagship Aviation Services, LLC for airport concessions maintenance services. (10-0-1; Absent: Candelas)

**2.22 Report on Request for Proposals for an Integrated Library Software Solution.**

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

- (a) Negotiate and execute an agreement with Sirsi Corporation (Lehi, UT) for an integrated library software solution software for the San José Public Library including related professional services such as project management, business process analysis, installation of the software, configuration and customization, data migration from the legacy system, training, and post-production maintenance and support for an initial three-year term beginning on or about July 7, 2025, and ending on or about July 6, 2028, or as may be adjusted to align with the renewal term, with a maximum compensation not to exceed \$675,951;
- (b) Approve a contingency of \$68,000 for unanticipated costs;
- (c) Negotiate and execute amendments and/or change orders related to unanticipated changes in the scope of work and related services, subject to the appropriation of funds; and
- (d) Exercise up to seven one-year options to extend the term of the agreement for a maximum term of 10 years through July 6, 2035, 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. RES2025-220** was adopted, regarding the report on request for proposals for Integrated Library Software Solution. (10-0-1; Absent: Candelas)

**2.23 Actions Related to the Purchase Orders with Bayscape Management, Inc., Brightview Landscape Services, Inc., and New Image Landscape Company for Landscape Maintenance Services.**

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

- (a) Execute purchase orders for landscape maintenance services with Bayscape Management, Inc. (Alviso, CA) for Community Facilities Districts 1, 11, 16, Maintenance Districts 1, 8, 13, 19, 20, and 22; and with Brightview Landscape

Services, Inc. (Blue Bell, PA) for Community Facility District 8, Maintenance Districts 9, 15, General Fund Contractual, General Fund Light Rail Transit, and Beautify San José areas; and with New Image Landscape Company (Fremont, CA) or Community Facility District 2/3 and 12 beginning on or about July 1, 2025, and ending on or about June 30, 2026, for a combined not-to-exceed amount of \$5,000,000;

- (b) Approve a contingency of \$1,000,000 for unanticipated landscaping maintenance and related 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 ending on or about June 30, 2032, subject to the appropriation of funds.

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

Councilmember Michael Mulcahy recused himself from the item due to a personal conflict.

Public Comment: None provided.

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Rosemary Kamei, and carried unanimously, **Resolution No. RES2025-221** was adopted, regarding all actions related to the purchase orders with Bayscape Management Inc., Brightview Landscape Services Inc., and New Image Landscape Company for Landscape Maintenance Services. (9-1-1; Recused: Mulcahy; Absent: Candelas)

## 2.24 **Actions Related to the Purchase Order with CoreLogic, Inc. for RealQuest Online Service.**

Adopt a resolution authorizing the City Manager her designee to:

- (a) Amend purchase order OP 66341 with CoreLogic, Inc (Dallas, TX) to increase compensation by \$69,560 for a revised aggregate maximum compensation of \$382,431;
- (b) Negotiate and execute amendments as required for any unanticipated changes during the current term ending April 30, 2026, subject to the appropriation of funds; and
- (c) Exercise one additional one-year option to extend the term through April 30, 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)

Action: **Resolution No. RES2025-222** was adopted, regarding all actions related to the purchase order with CoreLogic, Inc. for RealQuest Online Service. (10-0-1; Absent: Candelas)

## 2.25 **Actions Related to the Purchase Order with Pacific Electric Contracting, Inc. for Installation, Activation, and Programming Services for Rectangular Rapid Flashing Beacon LED Warning Systems.**

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

- (a) Execute a purchase order with Pacific Electric Contracting, Inc. (San José, CA) for installation, activation, and programming services for rectangular rapid flashing beacon LED warning systems, beginning on or about July 1, 2025, and ending on or about June 30, 2026, for a not-to-exceed amount of \$550,000; 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 June 30, 2032, subject to the appropriation of funds.

CEQA: ER24-313 Citywide, time-limited, exemption for maintenance and improvements within the existing public right-of-way. (Finance)

Action: **Resolution No. RES2025-223** was adopted, regarding all actions related to the

purchase order with Pacific Electric Contracting, Inc. for installation, activation, and programming services for rectangular rapid flashing beacon LED warning systems. (10-0-1; Absent: Candelas)

**2.26 Fourth Amendment to the Agreement with Securitas Technology Corporation (Formerly Stanley Convergent Security Solutions, Inc.) for Airport Automated Access Control System and Related Services.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Fourth Amendment to the Agreement with Securitas Technology Corporation (Uniontown, OH) for Airport automated access control system services to extend services for up to two additional one-year option terms through June 30, 2027, under the same material terms and conditions as the original 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. RES2025-224** was adopted, regarding the fourth amendment to the agreement with Securitas Technology Corporation (formerly Stanley Convergent Security Solutions, Inc.) for airport automated access control system and related services. (10-0-1; Absent: Candelas)

**2.27 Second Amendment to the Agreement with Bayscape Management, Inc. for Landscape Maintenance Services for Civic Grounds and Small Parks.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute the Second Amendment to the Agreement for Landscape Maintenance Services for Civic Grounds and Small Parks with Bayscape Management, Inc (San José, CA) to retroactively add two one-year option terms from February 28, 2025, through February 28, 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)

Action: **Resolution No. RES2025-225** was adopted, regarding the second amendment to the agreement with Bayscape Management, Inc. for Landscape Maintenance Services for civic grounds and small parks. (10-0-1; Absent: Candelas)

**2.28 Set a Public Hearing for the Fiscal Year 2025-2026 Annual Residential Solid Waste Collection Service Charges.**

Adopt a resolution:

- (a) Setting a Public Hearing for Tuesday, August 12, 2025, at 1:30 p.m., or as soon thereafter as the matter may be heard to approve the placement of the 2025-2026 Annual Residential Solid Waste Collection Service Charges on the 2025-2026 Santa Clara County Secured Property Tax Roll based upon the annual Residential Solid Waste Collection Service Charge report of the Director of Finance; and
- (b) Directing the City Clerk to publish notice of the filing of the Director's report, and the time and place of the Public Hearing.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Finance)

Action: **Resolution No. RES2025-226** was adopted, regarding the public hearing for the fiscal year 2025-2026 annual residential solid waste collection service charges. (10-0-1; Absent: Candelas)

**2.29 Set a Public Hearing for the Fiscal Year 2025-2026 Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge Assessments.**

Adopt a resolution:

- (a) Setting a Public Hearing for Tuesday, August 12, 2025, at 1:30 p.m., or as soon thereafter as the matter may be heard to approve the placement of the 2025-2026 annual Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge assessments on the 2025-2026 Santa Clara County Secured Property Tax Roll based upon the annual Sanitary Sewer Service and Use Charge and Storm Sewer Service Charge reports of the Director of Finance;
- (b) Directing the Director of Finance to file the Fiscal Year 2025-2026 annual Sanitary Sewer Service and Use Charge report with the City Clerk on or before July 15, 2025, instead of July 5, 2025; and
- (c) Directing the City Clerk to publish notice of the filing of the Director of Finance Reports, and the time and place of the Public Hearing.

CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative Activities resulting in no changes to the physical environment. (Finance)

Action: **Resolution No. RES2025-227** was adopted, regarding the public hearing for the fiscal year 2025-2026 sanitary sewer service and use charge and storm sewer service charge assessments. (10-0-1; Absent: Candelas)

**2.30 Report on Request for Proposals for Senior Nutrition Plan.**

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

- (a) Negotiate and execute an agreement with TRIO Community Meals, LLC (formerly Bateman) (a Mississippi Limited Liability Company authorized to do business in the State of California) for Senior Nutrition Plan at Citywide senior nutrition sites for an initial one-year term beginning on or about July 1, 2025, and ending on or about June 30, 2026, with a maximum compensation not to exceed \$3,550,449, subject to the appropriation of funds;
- (b) Approve a contingency of \$400,000 for unanticipated and related services, subject to the appropriation of funds;
- (c) Negotiate and execute amendments and change orders related to unanticipated scope, compensation changes and related services, subject to the appropriation of funds; and
- (d) Exercise up to six one-year options to extend the term of the agreement for a maximum term of seven years through June 30, 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/Parks, Recreation, and Neighborhood Services)

Action: **Resolution No. RES2025-228** was adopted, regarding the report on request for proposals for a senior nutrition plan. (10-0-1; Absent: Candelas)

**2.31 Extension of the Declaration and Proclamation of a Local Emergency for the Homeless Shelter Crisis in the City of San José.**

Adopt a resolution finding the continued existence of a homeless shelter crisis in the City of San José pursuant to, and in accordance with, the provisions of the California Government Code section 8698 et seq., and renewing the proclamation of a local emergency pursuant to, and in accordance with the provisions of California Government Code sections 8558 and 8630, the San José City Charter, and San José Municipal Code caused by conditions and threatened conditions of homelessness in the City of San José. CEQA: Mitigated Negative Declaration for Emergency Interim Housing Programs

(Resolution No. RES2023-380), File No. ER 22-198. (Housing)

Action: **Resolution No. RES2025-229** was adopted, regarding the extension of the declaration and proclamation of a local emergency for the homeless shelter crisis in the City of San José. (10-0-1; Absent: Candelas)

### 2.32 **Actions Related to Grant Agreements for Multiple Programs Serving Households Experiencing Homelessness for Fiscal Year 2025-2026.**

Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute extension amendments to existing grant agreements for the following programs serving individuals and families experiencing homelessness as categorized by service type:

- (a) Crisis Intervention Program: LifeMoves (Safe Parking for Recreational Vehicles program) in an amount not to exceed \$1,531,481 retroactive from July 1, 2025, through June 30, 2026;
- (b) Interim Shelter Programs:
  - (1) HomeFirst Services of Santa Clara County (Mabury and Felipe Bridge Housing Communities) in an amount not to exceed \$2,582,398 retroactive from July 1, 2025, through December 31, 2025;
  - (2) HomeFirst Services of Santa Clara County (Monterey Bernal and Rue Ferrari Emergency Interim Housing) in an amount not to exceed \$6,392,999 retroactive from July 1, 2025, through December 31, 2025;
  - (3) HomeFirst Services of Santa Clara County (Via del Oro Emergency Interim Housing) in an amount not to exceed \$3,316,703 retroactive from July 1, 2025, through December 31, 2025;
  - (4) Abode (Plaza Hotel) in an amount not to exceed \$791,988 retroactive from July 1, 2025, through December 31, 2025;
- (c) Motel Programs:
  - (1) YWCA (Interpersonal Violence Support Program) in an amount not to exceed \$250,000 retroactive from July 1, 2025, through June 30, 2026;
  - (2) LifeMoves (Motel Voucher Program) in an amount not to exceed \$2,725,214 retroactive from July 1, 2025, through December 31, 2025;
- (d) Supportive Service Programs:
  - (1) Portuguese Organization for Social Services and Opportunities (Senior Nutrition) in an amount not to exceed \$360,000 retroactive from July 1, 2025, through June 30, 2026; and
  - (2) County of Santa Clara (Centralized Shelter Hotline) in an amount not to exceed \$2,000,000 retroactive from July 1, 2025, through June 30, 2027.

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

Public Comment: Gale Osmer and Maria offered public testimony regarding the item.

Erik Solivan, Director, Housing Department responded to questions regarding the item.

Councilmember George Casey pulled the item and spoke to??

Action: Upon motion by Councilmember George Casey, seconded by Councilmember Bien Doan, and carried unanimously, **Resolution No. RES2025-230** was adopted, regarding all actions related to the Grant Agreements for Multiple Programs Serving Households Experiencing Homelessness for Fiscal Year 2025-2026, including an amendment to Item (a) of the staff memorandum dated, June 3, 2025, *limiting* the contract with LifeMoves to a *six month term*, from July 1, 2025- June 30, 2026, amended to *July 1, 2025- December 31, 2025*;“ (a) Crisis Intervention Program: LifeMoves Safe Parking for Recreational Vehicles

program at the Santa Clara Valley Transportation Authority parking lot on Santa Teresa Boulevard in an amount not to exceed \$1,531,481 retroactive from July 1, 2025, through *December 31, 2025 (6-month term)*;  
(10-0-1; Absent: Candelas)

**2.33 Agreement with the Santa Clara County Housing Authority to Receive Monthly Payments for Pacific Motor Inn.**

Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute an agreement with the Santa Clara County Housing Authority for funds supporting 72 interim housing units and the provision of supportive services for project-based Section 8 voucher holders residing at the Pacific Motor Inn, in an amount not to exceed \$1,728,000, for an initial term from July 1, 2025, through June 30, 2026, with one, one-year option to extend through June 30, 2027.

CEQA: Statutorily Exempt, Public Health and Safety Code Section 50675.1.4(a), Homekey Round 2 Program - Pavilion Inn (File No. ER21-159). Council District 3. (Housing)

Mayor Matt Mahan commented on the item and highlighted the Housing Authority's flexibility and willingness to partner with the City.

Action: **Resolution No. RES2025-231** was adopted, regarding the agreement with the Santa Clara County Housing Authority to receive monthly payments for Pacific Motor Inn. (10-0-1; Absent: Candelas)

**2.34 Approval of “Free Use” of City Hall Rotunda for the Neighborhoods Conference.**

Adopt a resolution authorizing “Free Use” for the Annual Neighborhoods Conference held at the City Hall Rotunda on Saturday, October 4, 2025, hosted by the Department of Parks, Recreation and Neighborhood Services. CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Parks, Recreation and Neighborhood Services)

Action: **Resolution No. RES2025-232** was adopted, regarding the “free use” of City Hall Rotunda for the Neighborhoods Conference. (10-0-1; Absent: Candelas)

**2.35 Agreement with San José State University for Track and Field Improvements at the Police Activities League Stadium Complex.**

Approve guiding principles for an agreement between the City of San José and San José State University for the funding, design, construction, and joint use of track and field improvements at the J.R. Blackmore Police Activities League Stadium Complex. CEQA: Not a Project, File No. PP17-007, Preliminary Direction to staff and eventual action requires approval from decision-making body. Council District 5. (Parks, Recreation and Neighborhood Services)

Action: The agreement with San Jose State University for track and field improvements at Police Activities League Stadium Complex was approved. (10-0-1; Absent: Candelas)

**2.36 Amendment to the Agreement with TRIO Community Meals LLC. for Senior Nutrition Services at Multiple City-Owned Community Centers.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an eighth amendment to the agreement with TRIO Community Meals LLC, to increase the contract from \$3,226,418 to \$3,472,535, subject to the annual appropriation of funds, for

the term of the agreement from July 1, 2024 to June 30, 2025. CEQA: Not a Project, File No. PP17-003, Agreement/ Contracts (New or Amended) resulting in no physical changes to the environment. (Parks, Recreation and Neighborhood Services)

Action: **Resolution No. RES2025-233** was adopted, regarding the amendment to the agreement with TRIO Community Meals LLC, for Senior Nutrition Services at multiple city-owned community centers. (10-0-1; Absent: Candelas)

**2.37 Amendment to the Cost-Sharing Agreement with West Valley Sanitation District for Joint Use Sanitary Sewers.**

Approve the Third Amendment to the Cost-Sharing Agreement with West Valley Sanitation District extending the term of the Agreement by one year, through June 30, 2026, for construction, operation, and maintenance of joint use sanitary sewers. CEQA: Not a Project, File No. PP17-003, Agreement/Contracts (New or Amended) resulting in no physical changes to the environment. (Public Works)

Action: The amendment to the cost-sharing agreement with West Valley Sanitation District for joint use sanitary sewers was approved. (10-0-1; Absent: Candelas)

**2.38 Report on Bids and Award of Contract for the 10091 - Sanitary Sewer Repairs FY 2022-2023 Package VI Project.**

- (a) Report on bids and award of contract for the construction of 10091 - Sanitary Sewer Repairs FY 2022-2023 Package VI Project to the lowest responsive, responsible bidder, Devaney Engineering, Inc., in the amount of \$1,375,685; and
  - (b) Approve a 10% contingency in the amount of \$137,568.
- CEQA: Exempt, File No. ER23-189, CEQA Guidelines Sections 15301(b) Existing Facilities, and 15302(c) Replacement or Reconstruction. (Public Works)

Action: (a) The report on bids and award of contract for the 10091- Sanitary Sewer Repairs FY 2022-2023 Package VI Project was accepted; and (b) the 10% contingency in the amount of \$137,568 was approved. (10-0-1; Absent: Candelas)

**2.39 Actions Related to the 9151 - Police Department Air Support Unit Hangar Relocation (2018 Measure T) Project.**

- (a) Approve an increase to the construction contingency from 10% to 14% for the 9151 - Police Department Air Support Unit Hangar Relocation (2018 Measure T) Project in the amount of \$495,000, for a total contingency of \$1,761,000 .
- (b) Adopt the following 2025-2026 Appropriation Ordinance amendments in the Public Safety and Infrastructure Bond (498):
  - (1) Increase the Measure T - Police Air Support Hangar appropriation to the Public Works Department in the amount of \$625,000; and
  - (2) Decrease the Measure T- Program Reserve (Public Safety) appropriation by \$625,000.

CEQA: Environmental Impact Report for the Amendment to the Norman Y. Mineta San José International Airport Master Plan, File No. PP18-103 (Resolution No. 79497). Council District 6. (Public Works/City Manager)

Action: (a) An increase to the construction contingency from 10% to 14% for the 9151 - Police Department Air Support Unit Hangar Relocation (2018 Measure T) Project in the amount of \$495,000, for a total contingency of \$1,761,000 was approved; and (b) **Ordinance No. 31228** was adopted, regarding all actions related to the 9151 – Police

Department Air Support Unit Hangar Relocation (2018 Measure T) Project. (10-0-1; Absent: Candelas)

**2.40 Action Related to the 9755 - Building: Guadalupe River Park Ranger Station Demolition Project.**

Approve an increase to the construction contingency from 10% to 20% for the 9755 - Building: Guadalupe River Park Ranger Station Demolition Project in the amount of \$66,000, for a total contingency of \$132,792. CEQA: Categorically Exempt, CEQA Guidelines Section 15301, Existing Facilities, File No. ER23-049. Council District 6. (Public Works/Parks, Recreation and Neighborhood Services)

Action: All actions related to the 9755 – Building: Guadalupe Rover Park Ranger Station Demolition Project was approved. (10-0-1; Absent: Candelas)

**2.41 Report on Bids and Award of Contract for the 10026 - Downtown Better Bikeways Hardscape Conversion Project.**

- (a) Report on bids and award of a contract for the construction of 10026 - Downtown Better Bikeways Hardscape Conversion Project, to the lowest responsive, responsible bidder, Redgwick Construction Company, for the base bid and Bid Alternate No. 2 in the amount of \$3,844,097; and
- (b) Approve a 10% contingency in the amount of \$384,410. CEQA: Categorically Exempt, File No. ER22-137, CEQA Guidelines Sections 15301, Existing Facilities. Council District 3. (Public Works/Transportation)

Action: The report on bids and award of contract for the 10026 – Downtown Better Bikeways Hardscape Conversion Project was accepted; and (b) the 10% contingency in the amount of \$384,410 was approved.. (10-0-1; Absent: Candelas)

**2.42 Fourth Amendment to the Funding Agreement with VTA for the I-280/Winchester Boulevard Improvement Project and Adoption of CEQA Findings.**

- (a) Adopt a resolution:
  - (1) Certifying that the City Council has considered the information in the I-280/Winchester Boulevard Improvement project’s Environmental Impact Report;
  - (2) Adopting the Findings and Statement of Overriding Considerations prepared by the Lead Agency; and
  - (3) Formally approving the Project.
- (b) Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a fourth amendment to the funding agreement between the City of San José and the Santa Clara Valley Transportation Authority for the I-280/Winchester Boulevard Improvement project to extend the term of the agreement to December 27, 2027. CEQA: Final Environmental Impact Report/Environmental Assessment for the I-280/Winchester Boulevard Interchange Improvements Project, 2024. Council Districts 1 and 6. (Transportation)

Action: (a) **Resolution No. RES2025-234** and (b) **RES2025-235** were adopted, regarding the fourth amendment to the Funding agreement with VTA for the I-280/Winchester Boulevard Improvement Project and adoption of CEQA Findings. (10-0-1; Absent: Candelas)

**2.43 Downtown San José Property-Based Business Improvement District Annual Report for Fiscal Year 2025-2026**

Adopt a resolution:

- (a) Approving the Downtown San José Property-Based Improvement District Annual Report prepared by the Downtown San José Property Owners' Association for Fiscal Year 2025-2026, as filed, or modified by City Council;
- (b) Confirming the individual assessments as proposed by the Downtown San José Property Owners Association, or as modified by City Council; and
- (c) 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. PP17-004, 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. Council Districts 3 and 6.

(Transportation/Public Works)

Action: **Resolution No. RES2025-236** was adopted, regarding the Downtown San Jose Property-Based Business Improvement District Annual Report for fiscal year 2025-2026. (10-0-1; Absent: Candelas)

**2.44 Report on Bids and Award of Contract for the 10494 - 2025 Local Streets Sealing Pavement Project.**

- (a) Report on bids and award a contract for the construction of the 10494 - 2025 Local Streets Sealing Pavement Project to the lowest responsive, responsible bidder, Graham Construction, Inc., in the amount of \$5,649,185; and
- (b) Approve a 10% contingency in the amount of \$564,919.

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

Action: (a) The report on bids and award of contract for the 10494 – 2025 Local Streets Sealing Pavement Project was accepted; and (b) the 10% contingency in the amount of \$564,919 was approved. (10-0-1; Absent: Candelas)

**2.45 Retroactive Approval of Pack a Back Donation Drive for Children's Awareness Month Sponsored by Council District 2 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 June 4, 2025:

- (a) Retroactively approve the Pack a Back Donation Drive for Children's Awareness Month scheduled on June 3, 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. (Campos) [Rules Committee referral 6/4/2025 - Item B.4]

Action: The Pack a Back Donation Drive for Children's Awareness Month sponsored by Council District 2 was retroactively approved. (10-0-1; Absent: Candelas)

**2.46 Retirement Board Stipends.**

Adopt a resolution of the Council of the City of San José increasing the monthly stipend for

non-City employee members of the Boards of Administration for the Federated City Employees' Retirement System and the Police and Fire Retirement Plan from \$280 to \$305, as recommended by the Salary Setting Commission. CEQA: Not a Project, File No. PP17-008, General Procedure and Policy Making resulting in no changes to the physical environment. (City Clerk) [Rules Committee referral 6/11/2025 - Item A.1.a]

Action: **Resolution No. RES2025-237** was adopted, regarding the Retirement Board Stipends. (10-0-1; Absent: Candelas)

#### 2.47 **Grant Agreement with the San José Public Library Foundation.**

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute an agreement between the City of San José and the San José Public Library Foundation in the amount not to exceed \$1,095,000 for the fiscal administration of the San José Learns funds (\$1,000,000), administration of the San José Learns Tutoring Expansion, fiscal administration of the Equity, Diversity, and Inclusion programs and workshops in the amount not to exceed \$55,000, and fiscal administration of the SJ Access Grant Program (\$40,000), in Fiscal Year 2025-2026. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Library) [Rules Committee referral 6/11/2025 – Item A.1.a]

Action: **Resolution No. RES2025-238** was adopted, regarding the Grant Agreement with the San Jose Public Library Foundation. (10-0-1; Absent: Candelas)

#### 2.48 **Approval of “Free Use” of the Janet Gray Hayes Rotunda for the 2025 Career Online High School Graduation Ceremony.**

Adopt a resolution authorizing “Free Use” for the private 2025 Career Online High School Graduation Ceremony Event held at City Hall Rotunda on Saturday, August 9, 2025, co-hosted by the Library Department and the San José Public Library Foundation. CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Library) [Rules Committee referral 6/11/2025 - Item A.1.a]

Action: **Resolution No. RES2025-239** was adopted, regarding the “Free Use” of the Janet Gray Hayes Rotunda for the 2025 Career Online High School Graduation Ceremony. (10-0-1; Absent: Candelas)

#### 2.49 **Request for Travel Authorization for Mayor's Staff.**

- (a) As recommended by the Rules and Open Government Committee on June 11, 2025, authorize travel, accept travel payments to the City of San José, and designate the Mayor's Staff, Jessica Barriga, as the City's representative to attend the Reimagining the Civic Commons Learning Journey from July 10 to 12, 2025 in St. Paul, Minnesota. Source of Funds: Guadalupe River Park Conservancy.
- (b) Authorize travel, accept travel payments to the City of San José, and designate Mayor's Staff, Mackenzie Mossing, as the City representative to participate in the Bloomberg Harvard City Leadership Initiative organized and funded by Bloomberg Philanthropies from August 10 to 14, 2025 in New York City, New York. Source of Funds: Bloomberg Philanthropies.

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 6/11/2025 - Items B.9 and A.1.a]

Action: The request for Travel Authorization for Mayor's Staff was approved.

(10-0-1; Absent: Candelas)

**2.50 Retroactive Approval and Approval of Various Special Events Sponsored by Council District 7 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 June 11, 2025:

- (a) Retroactively approve the Dumpster Day in the Rocksprings Neighborhood scheduled on May 17, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (b) Retroactively approve the Dumpster Day in the Tropicana-Lanai Neighborhood scheduled on May 24, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (c) Approve the Dumpster Day in the West Evergreen Neighborhood scheduled on June 21, 2025 as a City Council sponsored Special Event and approve the expenditure of funds;
- (d) Approve the Dumpster Day in the Montecito Vista Neighborhood scheduled on June 28, 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. (Doan) [Rules Committee referral 6/11/2025 - Item B.10]

Action: Various Special Events sponsored by Council District 7 were approved and retroactively approved. (10-0-1; Absent: Candelas)

**2.51 Retroactive Approval of Emergency Resource Fair Sponsored by Council District 8 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 June 11, 2025:

- (a) Retroactively approve the Emergency Resource Fair scheduled on April 5, 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. (Candelas) [Rules Committee referral 6/11/2025 - Item B.11]

Action: The Emergency Resource Fair sponsored by Council District 8 was retroactively approved. (10-0-1; Absent: Candelas)

**2.52 Retroactive Purchase of Raffle Prizes.**

As recommended by the Rules and Open Government Committee on June 11, 2025, retroactively approve the purchase of two children's bicycles by Council District 5 for \$170 for the "One Comm-UNITY" raffle giveaway. CEQA: Not a Project, File No. PP17-010, City Organizational and Administrative activities resulting in no changes to the physical environment. (Ortiz) [Rules Committee referral 6/11/2025 – Item B.12]

Action: The retroactive purchase of raffle prizes for One Comm-UNITY raffle giveaway

was approved. (10-0-1; Absent: Candelas)

### 2.53 **Defense of Public Employees Under Government Code Section 995.8.**

Adopt a resolution delegating joint authority to the City Attorney and City Manager to authorize the defense of City officers and employees under Government Code Section 995.8 with respect to acts or omissions in the scope of employment and upon making the findings required by Government Code Section 995.8, subject to ratification by the City Council at the next available meeting. CEQA: Not a Project. General Procedure & Policy Making resulting in no changes to the physical environment. Public Project number PP17-008. (City Attorney/City Manager)

Action: **Resolution No. RES2025-240** was adopted, regarding the defense of public employees under Government Code Section 995.8. (10-0-1; Absent: Candelas)

## 3. **STRATEGIC SUPPORT**

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

None provided.

### 3.2 **Labor Negotiations Update.**

None provided.

### 3.3 **Approval of Various Budget Actions for Fiscal Year 2024-2025. HEARD IMMEDIATELY BEFORE CONSENT.**

Adopt the 2024-2025 Appropriation Ordinance and Funding Sources Resolution amendments in various funds as detailed in the General Fund and Special/Capital Fund attachments to the staff memorandum to 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. (City Manager)

No presentation was provided.

Public Comment: None provided.

Action: Upon motion by Vice Mayor Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, **Resolution No. RES2025-241** and **Ordinance No. 31229** were adopted, regarding the approval of various budget actions for fiscal year 2024-2025. (10-0-1; Absent: Candelas)

### 3.4 **Adoption of the Annual Appropriation Ordinance and Annual Funding Sources Resolution for the Fiscal Year 2025-2026 Budget, and Resolution Establishing the Fiscal Year 2025-2026 Appropriation Limit.**

**HEARD IMMEDIATELY BEFORE CONSENT.**

- (a) Adopt the Annual Appropriation Ordinance, including transfers and loans for Fiscal Year 2025-2026 and the Manager’s Final Budget Addendum.
- (b) Adopt the Annual Funding Sources Resolution for Fiscal Year 2025-2026 and the Manager’s Final Budget Addendum.
- (c) Adopt a resolution taking the following actions with respect to the City’s 2025-2026 “Gann Limit”:
  - (1) Elect the per capita income index as the inflation factor for 2025-2026 on a provisional basis, with the option to adjust the Limit, if necessary, once the non-residential assessment data is available from the County Assessor;
  - (2) Elect the County of Santa Clara population growth index as the population factor for 2025-2026; and
  - (3) Establish the Fiscal Year 2025-2026 Appropriation Limit at \$1,614,156,578 in compliance with Article XIII B of the State of California Constitution. 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. (City Manager)

No presentation was provided.

Public Comment: None provided.

Action: Upon motion by Pam Foley, seconded by Councilmember Rosemary Kamei, and carried unanimously, (a) Annual Appropriation **Ordinance No. 31230**, including transfers and loans for Fiscal Year 2025-2026 and the Manager’s Final Budget Addendum; (b) **Resolution No. RES2025-242**; and (c) **RES2025-243** were adopted, regarding the adoption of the annual appropriation ordinance and annual funding sources resolution for the fiscal year 2025-2026 budget, and resolutions establishing the fiscal year 2025-2026 appropriation limit. (10-0-1; Absent: Candelas)

**3.5 City of San José General Obligation Bonds, Series 2025.****HEARD IMMEDIATELY AFTER CONSENT AND CONCURRENTLY WITH ITEM SJFA 1.**

Adopt a resolution authorizing the issuance and sale of general obligation bonds in an aggregate principal amount not to exceed \$209,570,000, authorizing and directing the execution of a Fiscal Agent Agreement and Continuing Disclosure Certificate, authorizing the distribution of an Official Statement in connection with the offering of such bonds and authorizing the execution of necessary documents and certificates and related actions. 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. (Finance)

*Mayor Matt Mahan requested two separate votes on Item SJFA1 and Item 3.5.*

No presentation was offered on the Item.

Public Comment: None provided.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember Bien Doan, and carried unanimously, **Resolution No. RES2025-244** was adopted, regarding the City of San José General Obligation Bonds, Series 2025. (10-0-1; Absent: Candelas)

### 3.6 **Approval of the Issuance of Multifamily Housing Revenue Notes and the Loan of the Proceeds Thereof for the Financing of the 525 North Capitol Development and Other Related Documents.**

Adopt a resolution:

- (a) Authorizing the issuance of a
  - (1) tax-exempt multifamily housing revenue note designated as “City of San José Multifamily Housing Revenue Note, Series 2025B-1” in a principal amount not to exceed \$62,535,038 and
  - (2) a taxable multifamily housing revenue note designated as “City of San José Multifamily Housing Revenue Note, Series 2025B-2”, in a principal amount not to exceed \$10,000,000, collectively referred to as the “2025B Notes”;
- (b) Approving the loan of the 2025B Notes proceeds to 525 Capitol LP, a California limited partnership, to finance the acquisition and development of a 160-unit multifamily development known as 525 North Capitol, located at 525 North Capitol Avenue in the City of San José;
- (c) Approving in substantially final form the Funding Loan Agreement, the Borrower Loan Agreement, the Regulatory Agreement and Declaration of Restrictive Covenants, and related documents collectively, the 2025B Note Documents; and (d) Authorizing and directing the City Manager, Director of Housing, Director of Finance, Assistant Director of Finance, Deputy Director - Debt and Treasury Management or their designees, to negotiate, execute, and deliver the 2025B Notes Documents together with any and all documents necessary to execute and deliver the 2025B Notes, complete the transaction and implement this resolution, and ratifying and approving any action heretofore taken in connection with the 2025B Notes.

CEQA: Exempt per Public Resources Code Section 21080(b)(1) and CEQA Guidelines Section 15369, Ministerial Project pursuant to Government Code Section 65913.4, File No. ER20-109. Council District 5. (Housing/Finance)]

No presentation was provided.

Public Comment: None provided.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Councilmember Bien Doan, and carried unanimously, **Resolution No. RES2025-245** was adopted, regarding the issuance of multifamily housing revenue notes and the loan of the proceeds thereof for the financing of the 525 North Capitol Development and other related documents. (10-0-1; Absent: Candelas)

### 3.7 **Public Hearing on Recording Liens on Properties for the Reimbursement of the Cost of Sidewalk Repairs to be Placed on the Fiscal Year 2025-2026 Santa Clara County Secured Property Tax Bill.** **NOT HEARD BEFORE 1:30 P.M.**

- (a) Conduct a Public Hearing on recording liens on properties for the reimbursement of the cost of sidewalk repairs.
- (b) Adopt a resolution confirming the Report from the Director of Finance concerning the delinquent sidewalk repair costs and the assessments contained in the report.

- (c) Direct the recording of liens and the placement of charges as set forth therein on the 2025-2026 Santa Clara County Secured Property Tax Bill for the cost of sidewalk repairs. 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. (Finance)

No presentation was offered on the Item.

Public Comment: None provided.

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Carl Salas, and carried unanimously, (a) a Public Hearing on recording liens on properties for the reimbursement of the cost of sidewalk repairs was conducted; (b) **Resolution No. RES2025-246** was adopted, confirming the Report from the Director of Finance concerning the delinquent sidewalk repair costs and the assessments contained in the report; and (c) the recording of liens and the placement of charges as set forth therein on the 2025-2026 Santa Clara County Secured Property Tax Bill for the cost of sidewalk repairs was directed. (10-0-1; Absent: Candelas)

### 3.8 Reappointment of City Auditor.

As recommended by the Rules and Open Government Committee on June 11, 2025, adopt a resolution reappointing Joe Rois as City Auditor for a term beginning July 1, 2025 and ending June 30, 2029. 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 6/11/2025 - Item C.1]

No presentation was provided.

Public Comment: None provided.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Vice Mayor Pam Foley, and carried unanimously, **Resolution No. RES2025-247** was adopted, reappointing Joe Rois as City Auditor for a term beginning July 1, 2025 and ending June 30, 2029. (10-0-1; Absent: Candelas)

### 3.9 Tovar V. City of San José, Et. Al. - Settlement.

Approve a settlement in the case of Tovar v. City of San José, et. al., U.S. Dist. Ct., N.D. Cal., case no 5:21-cv-02497, in the amount of \$1,000,000.00 and authorize the City Attorney to execute a Settlement Agreement. CEQA: Not a Project; File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (City Attorney) [Rules Committee referral 6/11/2025 - Item A.1.a]

No presentation was offered on the item.

Public Comment: None provided.

Action: Upon motion by Peter Ortiz, seconded by Councilmember Bien Doan, and carried unanimously, the Tovar V. City of San Jose, Et. Al. – Settlement was approved. (10-0-1; Absent: Candelas)

## 4. PUBLIC SAFETY

### 4.1 2024 Independent Police Auditor Year End Report.

- (a) Accept the 2024 Independent Police Auditor Year End Report.
- (b) Accept the San José Police Department's response to the recommendations contained in the 2024 Independent Police Auditor Year End Report.

CEQA: Not a Project, File No. PP17-009, Staff Reports, Assessments, Annual Reports, and Informational Memos that involve no approvals of any City action. (Independent Police Auditor)

Eddie J. Aubrey, Independent Police Auditor, Office of the Independent Police Auditor; and Paul Joseph, Chief of Police, San José Police Department offered the presentation and responded to questions.

Public Comment: None provided.

Motion: Councilmember Rosemary Kamei moved approval of the joint memorandum co-authored by Mayor Matt Mahan, Councilmember Rosemary Kamei, Councilmember Carl Salas, and Councilmember Michael Mulcahy, dated June 13, 2025; and the memorandum authored by Councilmember Bien Doan, dated June 13, 2025. Councilmember Michael Mulcahy seconded the motion.

Friendly Amendment: Councilmember Pamela Campos requested that the motion reject Recommendation #2 of the joint memorandum co-authored by Mayor Matt Mahan, Councilmember Rosemary Kamei, Councilmember Carl Salas, and Councilmember Michael Mulcahy, dated June 13, 2025 and include direction to the City Manager, the IPA, and the San Jose Police Department to return to Council with a proposal on Recommendation #2. The maker and seconder of the motion *rejected* the friendly amendment.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Councilmember Michael Mulcahy, and carried unanimously, (a) the 2024 Independent Police Auditor Year End Report was accepted; and (b) the San José Police Department's response to the recommendations contained in the 2024 Independent Police Auditor Year End Report was accepted.; Including acceptance of the joint memorandum co-authored by Mayor Matt Mahan, Councilmember Rosemary Kamei, Councilmember Carl Salas, and Councilmember Michael Mulcahy, dated June 13, 2025, recommending the following:

1. Accept the 2024 Independent Police Auditor (OIPA) Year End Report but reject Recommendations #2 and #12.
2. Accept the San Jose Police Department's Response to the 2024 Independent Police Auditor Year End Report.

#### **And**

Also including acceptance of the memorandum authored by Councilmember Bien Doan, dated June 13, 2025 recommending the following:

Accept the 2024 Year End Report from the Office of the Independent Police Auditor (OIPA), with the following recommendations:

- a. Reject recommendation #2 Expand OIPA Timely Access and Participation in Officer-Involved Shooting (OIS) Responses.
- b. Reject recommendation #12 Expand OIPA Authority to Review All Use-of-Force

incidents.  
(10-0-1; Absent: Candelas)

5. **TRANSPORTATION & AVIATION SERVICES**

6. **ENVIRONMENTAL & UTILITY SERVICES**

7. **NEIGHBORHOOD SERVICES**

8. **COMMUNITY & ECONOMIC DEVELOPMENT**

8.1 **Public Hearing on the Japantown Business Improvement District and Assessments for Fiscal Year 2025-2026.  
NOT HEARD BEFORE 1:30 P.M. AND HEARD AFTER ITEM 8.5**

Conduct a Public Hearing and adopt a resolution approving the Japantown Business Improvement District Budget Report for Fiscal Year 2025-2026 as filed or modified by City Council and levying the Japantown Business Improvement District assessments for Fiscal Year 2025-2026. 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)

*Mayor Matt Mahan read the following script into the record:* “This the public hearing for the approval of the Japantown Business Improvement District annual Budget Report and the Levy of Assessments for fiscal year 2025 2026. Before I open the public hearing, is the City Clerk received any written protest from affected businesses and the Japantown Business Improvement District?”

No written protests were filed with the City Clerk.

Mayor Matt Mahan opened the public hearing.

Public Comment: None provided.

Mayor Matt Mahan closed the public hearing.

*Mayor Matt Mahan read the following script into the record:* “Since the business owners in the Japantown Business Improvement District have supported the proposed levy of assessments, I will now ask the Council to consider adoption of the resolution approving the budget report of the Japantown Business Improvement District for fiscal year 2025-2026 and levying assessments for fiscal year 2025- 2026.”

Action: Upon motion by Councilmember Carl Salas, seconded by Councilmember Bien Doan, and carried unanimously, a public hearing was conducted and **Resolution No. RES2025-248** was adopted, regarding the Japantown Business Improvement District and assessments for fiscal year 2025-2026. (10-0-1; Absent: Candelas)

**8.2 Public Hearing on the Downtown Business Improvement District and Assessments for Fiscal Year 2025-2026.**

**NOT HEARD BEFORE 1:30 P.M.**

Conduct a Public Hearing and adopt a resolution approving the Downtown Business Improvement District Budget Report for Fiscal Year 2025-2026 as filed or modified by City Council and levying the Downtown Business Improvement District assessments for Fiscal Year 2025-2026.

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)

*Mayor Matt Mahan read the following script into the record:* “We’re on to item 8.2, which is the public hearing for the approval of the Downtown Business Improvement District annual budget report and the levy of assessments for fiscal year 2025-2026. Before I open the public hearing, has the City Clerk received any written protest from affected businesses in the Downtown Business Improvement District?”

No written protests were filed with the City Clerk.

Mayor Matt Mahan opened the public hearing.

Public Comment: None provided.

Mayor Matt Mahan closed the public hearing.

*Mayor Matt Mahan read the following script into the record:* “Since the business owners in the Downtown Business Improvement District have supported the proposed levy of assessments, I will now ask the Council to consider adoption of the resolution approving the budget report of the Downtown Business Improvement District for fiscal year 2025-2026, and levying assessments for fiscal year 2025-2026.”

Action: Upon motion by Councilmember Carl Salas, seconded by Councilmember Rosemary Kamei, and carried unanimously, a public hearing was conducted and **Resolution No. RES2025-249** was adopted, regarding the Downtown Business Improvement District hearing and assessments for fiscal year 2025-2026. (10-0-1; Absent: Candelas)

**8.3 Public Hearing on the Monterey Corridor Business Improvement District and Levy of Assessments for Fiscal Year 2025-2026.**

**NOT HEARD BEFORE 1:30 P.M.**

Conduct a Public Hearing and adopt a resolution approving the Monterey Corridor Business Improvement District Budget Report for Fiscal Year 2025-2026 as filed or modified by City Council and levying the Monterey Corridor Business Improvement District assessments for Fiscal Year 2025-2026.

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)

*Mayor Matt Mahan read the following script into the record:* “Item number 8.3 is the public hearing for the approval of the Monterey Corridor Business Improvement District annual budget report and the levy of assessments for fiscal year 2025-2026. Before I open the public hearing, has the City Clerk received any written protest from affected businesses in the Monterey Corridor Business Improvement District?”

No written protests were filed with the City Clerk.

Mayor Matt Mahan opened the public hearing.

Public Comment: None provided.

Mayor Matt Mahan closed the public hearing.

*Mayor Matt Mahan read the following script into the record:* “Since the business owners in the Monterey Corridor Business Improvement District have supported the proposed levy of assessments, I will now ask the Council to consider adoption of the resolution approving the budget report [of ] the Monterey Corridor Business Improvement District for fiscal year 2025-2026, and levying assessments for fiscal year 2025-2026.”

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Pamela Campos, and carried unanimously, a public hearing was conducted and **Resolution No. RES2025-250** was adopted, regarding the Monterey Corridor Business Improvement District public hearing and levy of assessments for fiscal year 2025-2026. (10-0-1; Absent: Candelas)

#### **8.4 Public Hearing on the Tully Road Eastridge Business Improvement District and Levy of Assessments for Fiscal Year 2025-2026.**

##### **NOT HEARD BEFORE 1:30 P.M.**

Conduct a Public Hearing and adopt a resolution approving the Tully Road Eastridge Business Improvement District Budget Report for Fiscal Year 2025-2026 as filed or modified by City Council and levying the Tully Road Eastridge Business Improvement District assessments for Fiscal Year 2025-2026. 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 Districts 7 and 8. (Economic Development and Cultural Affairs)

*Mayor Matt Mahan read the following script into the record:* “Item 8.4 is the public hearing for the approval of the toll road Eastridge Business Improvement District annual budget report and the levy of assessments for fiscal year 2025-2026. Before I open the public hearing, has the City Clerk received any written protest from affected businesses in the Toll Road Eastridge Business Improvement District?”

No written protests were filed with the City Clerk.

Mayor Matt Mahan opened the public hearing.

Public Comment: None provided.

Mayor Matt Mahan closed the public hearing.

*Mayor Matt Mahan read the following script into the record:* “Since the business owners in the Tully Road Eastridge Business Improvement District have supported the proposed levy of assessments, I will now ask the Council to consider adoption of the resolution approving the budget report of the Tully Road Eastridge Business Improvement District for Fiscal Year 2025 and levying assessments for Fiscal year 2025-2026.”

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Pamela Campos, and carried unanimously, a public hearing was conducted and **Resolution No. RES2025-251** was adopted, regarding the Tully Road Eastridge Business Improvement District public hearing and levy of assessments for fiscal year 2025-2026. (10-0-1; Absent: Candelas)

## 8.5 **Actions by the City Council and by the Board of Successor Agency to the Redevelopment Agency of the City of San José Related to The Alameda Community Benefit Improvement District.**

### **NOT HEARD BEFORE 1:30 P.M. AND HEARD BEFORE ITEM 8.1**

- (a) That the City Council:
- (1) Conduct a public hearing for proposed formation of The Alameda Community Benefit Improvement District and authorize the City Clerk to tabulate ballots;
  - (2) Adopt a resolution by the City Council, as the property owner of parcels within the proposed district, authorizing the execution of a ballot in favor of the formation of The Alameda Community Benefit Improvement District and the imposition of an assessment in the amount of \$8,450 with annual increases of up to seven percent (7%) over the next 15 years;
  - (3) Direct the City Clerk to report the results of the tabulation of ballots; and
  - (4) In the event that The Alameda Community Benefit Improvement District is approved, by a majority of weighted assessments of property owners, adopt a resolution by the City Council:
    - i. Approving The Alameda Community Benefit Improvement District Management Plan and Engineer’s Report;
    - ii. Approving and imposing the respective assessments; and
    - iii. Directing the Director of Public Works to deliver the assessment role to the County for collection with the property taxes.
- (b) That the Board of the Successor Agency to the Redevelopment Agency of the City of San José abstains from casting its ballot regarding the formation of The Alameda Community Benefit Improvement District and the proposed assessment in the amount of \$3,453 with annual increases of up to seven percent (7%) over the next 15 years.
- (c) Approve an ordinance amending Chapter 4.80 of Title 4 of the San José Municipal Code to add a new Part 91 to establish the Alameda Community Benefit Improvement District Fund.
- (d) Adopt the following 2025-2026 Appropriation Ordinance and Funding Sources Resolution amendments in the Alameda Community Benefit Improvement District Fund:

- (1) Establish the Alameda Community Benefit Improvement District appropriation to the Public Works Department in the amount of \$312,977;
- (2) Establish the Administration Services appropriation to the Public Works Department in the amount of \$6,550; and
- (3) Establish a revenue estimate for Special Assessments for the Alameda Community Benefit Improvement District in the amount of \$319,527.

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. Council District 6. (Economic Development and Cultural Affairs/Public Works/City Manager) [Rules Committee referral 6/11/2025 - Item A.1.a]

Blage Zelalich, Deputy Director, City Manager's Office of Economic Development and Cultural Affairs; and Victor Farlie, Assistant to the City Manager, City Manager's Office of Economic Development and Cultural Affairs offered the presentation and responded to questions.

*Mayor Matt Mahan read the following script into the record:* "8.5 is the Public Hearing and Assessment ballot proceeding on the Formation Levy of Annual Assessments on properties within the Alameda Community Benefit Improvement District. Council will open the public hearing on this item in order to hear and consider all testimony by interested persons related to the formation of the district. During the hearing, the City Clerk will begin to collect ballots and commence tabulation. The Council will also consider authorizing the City Clerk to vote in favor of the district's formation as an owner of property within the District. Prior to the close of the public hearing, council will direct all property owners who have not already submitted their ballots to submit their ballots to the City clerk for tabulation. No ballots will be accepted after the conclusion of the public hearing. The public hearing on the proposed formation of the Alameda Community Benefit Improvement District, is now open. Is there anyone who wishes to address the council on this issue?"

Public Comment: Sandra Webber offered public testimony regarding the item.

*Mayor Matt Mahan read the following script in the record:* "I'll now ask the Council to consider approving a motion authorizing the City Clerk to vote in favor of the district formation and levy of assessments on city property within the district."

Motion: Councilmember Michael Mulcahy authorized direction for the City Clerk to report the results of the tabulation of ballots. Councilmember Carl Salas seconded the motion. (10-0-1; Absent: Candelas)

*Mayor Matt Mahan read the following script into the record:* "At this time, we're 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."

Ballots were submitted to the City Clerk.

Mayor Matt Mahan closed the public hearing.

*While the ballots were tabulated, Council moved on to the next items on the Agenda, and returned back to Item 8.5 once the tabulation of ballots were done.*

*Mayor Matt Mahan read the following script in the record:* "The public testimony portion of

this public hearing is now closed, the City clerk will not accept any further ballots from this point forward.”

*Toni Taber, City Clerk read the following ballot tabulation into the record at 4:42 p.m.:* “The results of the tabulation are property owners with a total of 111,389.66 votes have returned ballots in support of the levy of assessments. Property owners with a total of 109,907.36 votes, have returned ballots in opposition to the levy of assessments. Ballots submitted by property owners in Alameda County Benefit Community District in support of the levy of assessment exceeds the ballots submitted in opposition to the levy of assessments, the City Council may proceed to vote on the imposition of the assessment.”

*Mayor Matt Mahan read the following script into the record:* “Thank you to the majority of the property owners who have supported this proposed levy. Since the property owners have supported the proposed levy of assessments, I will now ask the Council to consider adopting (a) resolution approving the management plan and engineer's report for the Alameda Community Benefit Improvement District (b) declaring the results of the assessment ballot proceeding and (c) directing the City Clerk to record the Notice of assessment.”

Action: Upon motion by Councilmember Michael Mulcahy, seconded by Councilmember George Casey, and carried unanimously, (a)(2) **Resolution No. RES2025-252**, (a)(4) **RES2025-253**, and (d) **RES2025-254** were adopted; and (c) **Ordinance No. 31231** was passed for publication, and (d) **Ordinance No. 31232** was adopted, regarding all actions by the City Council and by the Board of Successor Agency to the Redevelopment Agency of the City of San José Related to The Alameda Community Benefit Improvement District. (10-0-1; Absent: Candelas)

## 8.6 2026 Major Event Zone Ordinance.

Approve an uncodified ordinance of the City of San José to designate specified areas of the City of San José as a “Major Event Zone” to prohibit certain activities on public property to facilitate the optimum use of these areas in conjunction with the Major Event related activities during the 2026 Major Sports Events -National Football League Super Bowl LX, National Collegiate Athletic Association Men’s Basketball West Regional Games, Federation Internationale de Football Association World Cup 26, and a potential national technology conference. CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. Council District 3. (Economic Development and Cultural Affairs)

No presentation was offered on the item.

Public Comment: Kat A. offered public testimony regarding the Item.

Action: Upon motion by Councilmember Carl Salas, seconded by Vice Mayor Pam Foley, and carried unanimously, **Ordinance No. 31233** was passed for publication regarding the 2026 Major Event Zone Ordinance. (10-0-1; Absent: Candelas)

## 8.7 Actions Related to Large Format Digital Electronic Signs on City-Owned Property.

(a) Adopt a resolution adopting the Mitigated Negative Declaration for the Electronic Signs on City-Owned Property Project Initial Study - West Mission Street and Mabury Road Digital Billboard Sites Project (File No. ER23-052) and adopting the related

- Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act (CEQA), as amended.
- (b) Adopt a resolution adopting the Mitigated Negative Declaration for the Electronic Signs on City-Owned Property Initial Study - Willow Street Site Project (File No. ER23-130) for the Electronic Sign on City-owned Property Project - Willow Street Billboard Site and adopting the related Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act (CEQA), as amended.
  - (c) Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute lease agreements and any necessary supporting agreements with Clear Channel Outdoor, LLC, for two City-owned properties in San José for the installation of two large format digital signs, consisting of a total of three active sign faces, each lease for a 10-year initial term with up to two additional five-year renewal terms upon satisfaction of certain tenant-controlled renewal criteria, and with a required payment of 45% of gross revenue generated, but in no instance less than the minimum guaranteed payments for the 20-year term amounting to:
    - (1) Highway 87 and West Mission Street: \$8,999,220; and
    - (2) 1404 Mabury Road: \$4,980,643.
  - (d) Adopt a resolution authorizing the City Manager, or her designee, to negotiate and execute a lease agreement and any necessary supporting agreements with Outfront Foster Interstate, LLC, for one City-owned property at 385 Willow Street in San José for the installation of one large format digital sign with two active sign faces, with a 10-year initial lease term and up to two additional five-year renewal terms upon satisfaction of certain tenant-controlled renewal criteria, and with a required payment of 40% of gross revenue generated, but in no instance less than the minimum guaranteed payments for the 20-year term amounting to \$7,398,690.

CEQA: Mitigated Negative Declaration for the Electronic Signs on City-Owned Property Project - West Mission Street and Mabury Road Digital Billboard Sites Project (File No. ER23-052) and Mitigated Negative Declaration for the Electronic Sign on City-owned Property Project - Willow Street Billboard Site Project (File No. ER23-130). (Economic Development and Cultural Affairs) [Deferred from 6/3/2025 - Item 8.1 (25-539)]

Councilmember Michael Mulcahy recused himself from the item due to a financial conflict.

Blage Zelalich, Deputy Director, City Manager's Office of Economic Development and Cultural Affairs; and Kevin Ice, Assistant to the City Manager, Director of Real Estate, City Manager's Office of Economic Development and Cultural Affairs offered the presentation and responded to questions.

Public Comment: Kat Angelov, Dr. Paul Lynam, Sarah Fishleder, Jason Hemp, John Miller, and Dash Leeds offered public testimony regarding the item.

Motion: Councilmember Carl Salas moved approval of the staff recommendation and joint memorandum co-authored by Mayor Matt Mahan, Vice Mayor Pam Foley, Councilmember Carl Salas, Councilmember Michael Mulcahy, and Councilmember David Cohen, dated June 17, 2025. Vice Mayor Pam Foley seconded the motion.

Friendly Amendment: Mayor Matt Mahan noted that due to Councilmember Michael Mulcahy recusing himself, the motion should be amended to ensure the joint memorandum included is the joint memorandum *excluding* Councilmember Michael Mulcahy. The maker and seconder of the motion accepted the Friendly Amendment.

Action: Upon motion by Councilmember Carl Salas, seconded by Vice Mayor Pam Foley,

and carried unanimously, (a) **Resolution No. RES2025-255**, (b) Resolution No. **RES2025-256**, (c) Resolution No. **RES2025-257**, and (d) Resolution No. **RES2025-258** were adopted, regarding all actions related to Large Format Digital Electronic Signs on City-Owned Property.

**And**

Including acceptance of the joint memorandum co-authored by Mayor Matt Mahan, Vice Mayor Pam Foley, Councilmember Carl Salas, and Councilmember David Cohen, dated June 17, 2025, recommending the following:

1. Accept staff recommendation.
2. Require the takedown of existing static billboard faces as listed in Attachment B of the staff memorandum to occur before construction of the large format electronic signs commences.

(9-1-1; Recused: Mulcahy; Absent: Candelas)

**8.8 Resolution Authorizing Emergency Procurement for Service Providers for the Safe Sleeping Navigation Hub and the Motel Program.**

Adopt a resolution authorizing the Housing Director, or his designee, to negotiate and execute grant agreements with operators for the following programs serving unsheltered homelessness within the City of San José:

- (a) HomeFirst Services of Santa Clara County for the Safe Sleeping Navigation Hub Program, in an amount not to exceed \$2,400,000 retroactive from July 1, 2025, through June 30, 2026; and
- (b) HomeFirst Services of Santa Clara County for the Safe Motel Program, in an amount not to exceed \$6,860,045 retroactive from July 1, 2025, through June 30, 2026. CEQA: Mitigated Negative Declaration for the EIH Programs Project (Resolution No. RES2023-380), File No. ER22-198. (Housing)

Erik Solivan, Director, Housing Department; and Cupid Alexander, Deputy Director, Homelessness Response, Data, and Grants Management, Housing Department responded to questions regarding the item.

Public Comment: Sara offered public testimony regarding the item.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Vice Mayor Pam Foley, and carried unanimously, **Resolution No. RES2025-259** was adopted regarding the resolution authorizing emergency procurement for service providers for the Safe Sleeping Navigation Hub and the Motel Program. (10-0-1; Absent: Candelas)

**8.9 Public Hearing to Approve a Multifamily Housing Incentive Program Residential Tax and Fee Waiver for the Santana Row Lot 12 Development at 358 Hatton Street.**

**NOT HEARD BEFORE 1:30 P.M.**

- (a) Conduct a public hearing to approve an economic development tax and fee waiver in connection with a reduction in construction taxes and a reduction of the Inclusionary Housing Ordinance in-lieu fee, and a refund of \$3,435,672 in Affordable Housing Impact Fee payments for the Santana Row Lot 12 development located at 358 Hatton Street, which meets the requirements of the Multifamily Housing Incentive Program enacted and amended by the City Council on May 13, 2025, in an amount of up to \$7,913,568 pursuant to California Government Code Section 53083 and Open

Government Resolution No. RES2024-99 Section 2.3.2.6.C.

- (b) Adopt a resolution approving the tax and fee waiver and authorizing the Housing Director, or his designee, to negotiate and execute documents and document amendments related to implementing the Multifamily Housing Incentive Program, such as construction progress agreements.
- (c) Adopt the following 2024-2025 Appropriation Ordinance amendments in the Affordable Housing Impact Fee Fund:
  - (1) Decrease the Housing Project Reserve appropriation by \$3,435,672; and
  - (2) Increase the Housing Loans and Grants appropriation to the Housing Department by \$3,435,672.

CEQA: Determination of Consistency with the Santana Row Expansion Project Environmental Impact Report (Resolution No. 77532), File No. ER24-047. Council District 1. (Housing/Planning, Building and Code Enforcement/Transportation/City Manager)

No presentation was offered on the Item.

Public Comment: Patrick McMann offered public testimony regarding the item.

Action: Upon motion by Councilmember Rosemary Kamei, seconded by Councilmember Peter Ortiz, and carried unanimously, (b) **Resolution No. RES2025-260** was adopted, (c) **Ordinance No. 31234** was adopted, and (a) the public hearing to approve a Multifamily Housing Incentive Program Residential Tax and Fee Waiver for the Santana Row Lot 12 Development at 358 Hatton Street was conducted. (10-0-1; Absent: Candelas)

**8.10 Public Hearing to Approve a Multifamily Housing Incentive Program Residential Tax and Fee Waiver for the 0 Seely Development Building A Development Located at 0 Seely Avenue.**

**NOT HEARD BEFORE 1:30 P.M.**

- (a) Conduct a public hearing to approve an economic development tax and fee waiver in connection with a reduction in construction taxes and a reduction of the Inclusionary Housing Ordinance in-lieu fee for 0 Seely Building A, which meets the requirements of the Multifamily Housing Incentive Program enacted by the City Council on December 10, 2024 and amended by the City Council on May 13, 2025, in an amount of up to \$6,057,536.80 pursuant to California Government Code Section 53083 and Open Government Resolution No. RES2024-99 Section 2.3.2.6.C.
- (b) Adopt a resolution approving the tax and fee waiver and authorizing the Housing Director, or his designee, to negotiate and execute documents and document amendments related to implementing the Multifamily Housing Incentive Program, such as construction progress agreements.

CEQA: Environmental Impact Report for 0 Seely Avenue Mixed-Use Project (Resolution No. RES2024-297), File Nos. PDC21-035, PD22-002, PT22-003, and ER21-284. Council District 4. (Housing/Planning, Building and Code Enforcement/Transportation)

No presentation was offered on the item.

Public Comment: None provided.

Action: Upon motion by Councilmember David Cohen, seconded by Councilmember George Casey, and carried unanimously, (b) **Resolution No. RES2025-261** was adopted, and (a) the Public hearing to approve a Multifamily Housing Incentive Program Residential

Tax and Fee Waiver for the 0 Seeley Development Building A Development Located at 0 Seely Avenue was conducted. (10-0-1; Absent: Candelas)

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

## 10. **LAND USE**

### 10.1 Land Use on Consent Calendar

**NOT HEARD BEFORE 1:30 P.M**

Public Comment: None provided.

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember Pamela Campos, and carried unanimously, the Land Use on Consent Calendar was approved as a whole, and the below action was taken as indicated. (10-0-1; Absent: Candelas)

#### 10.1(a) **PDC21-036, T23-010, and PD21-020 - Planned Development Zoning, Vesting Tentative Map, and Planned Development Permit for Certain Real Property Located at the West Side of Evergreen Village Square between Classico Avenue and Ruby Avenue.**

- (1) Adopt a resolution adopting the Initial Study/Mitigated Negative Declaration for the Evergreen Townhome Project and the associated Mitigation Monitoring and Reporting Program, in accordance with the California Environmental Quality Act, as amended.
- (2) Approve an ordinance rezoning certain real property of an approximately 0.81-acre site, consisting of two separate lots situated on the west side of Evergreen Village Square, between Ruby Avenue and Classico Avenue (APN: 659-57-015; 659-84-093), from the A(PD) Planned Development Zoning District to the MUN(PD) Planned Development Zoning District.
- (3) Adopt a resolution approving, subject to conditions, a Vesting Tentative Map to allow up to 16 residential condominium units, including up to 10 units on an approximately 0.54-acre lot and up to six units on an approximately 0.27-acre lot.
- (4) Adopt a resolution approving, subject to conditions, a Planned Development Permit to allow the removal of three ordinance-size trees and one non-ordinance-size tree and the construction of a three-story, 10-unit multi-family residential building, including five live-work units on an approximately 0.54-acre lot, and a three-story two-unit building and a three-story four-unit building, including two live-work units on an approximately 0.27-acre lot.

CEQA: Mitigated Negative Declaration for Evergreen Townhome Project (File No. ER21-181). Planning Commission recommends approval (Item 4.b on the 5/28/2025 Planning Commission agenda). Council District 8. (Planning, Building, and Code Enforcement)

Action: (a)(1) **Resolution No. RES2025-262**, (a)(3) Resolution No. **RES2025-263**, and (a)(4) Resolution No. **RES2025-264** were adopted; and (a)(2) **Ordinance No. 31235** was *passed for publication*, regarding the Planned Development Zoning, Vesting Tentative Map, and Planned Development Permit for Certain Real Property Located at the West Side of Evergreen Village Square between Classico Avenue and Ruby Avenue. (10-0-1; Absent:

Candelas)  
**END OF CONSENT CALENDAR**

**10. Land Use – Regular Agenda**

None provided.

• **Open Forum**

None provided.

• **Adjournment**

The Council of the City of San José adjourned at 4:49 p.m.

Minutes Recorded, Prepared, and Respectfully Submitted by,



\_\_\_\_\_  
Vanessa Velez , Deputy City Clerk  
City of San José

Approved at Council on: 9/9/2025

# of Actions: 24

Attest By:



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

• **Notice of City Engineer's Pending Decision on Final Maps**

FOR APPROVAL:

Tract: 10642

Location: South side of Kirk Avenue approximately 160 feet east of Madeline Drive District: N/A (Site is to be annexed to the City as part of McKee No. 139 Annexation)

Lots/Units: 18/18

Type: SFD

Developer: Alphain Bay

**JOINT CITY OF SAN JOSE CITY COUNCIL AND  
SAN JOSE FINANCING AUTHORITY  
CITY OF SAN JOSE MINUTES**

Mayor Matt Mahan called the joint meeting of the San José City Council and San José Financing Authority to order at 1:40 p.m. on June 17th, 2025, and opened the public hearing.

**1. City of San José Financing Authority Lease Revenue Bonds, Series 2025A.**

**HEARD IMMEDIATELY AFTER CONSENT AND CONCURRENTLY WITH  
ITEM 3.5**

- (a) City Council take the following actions:
- (1) Conduct a public hearing for the approval of the issuance by the City of San José Financing Authority Lease Revenue Bonds, Series 2025A, and apply all or a portion of the proceeds to finance and refinance the acquisition and construction of public improvements of the City of San José consisting of the Muni Water Building Project located at 3025 Tuers Road in San José, California and make a finding of significant public benefit accruing from such financing in accordance with the criteria specified in Section 6586 of the California Government Code.
  - (2) Adopt a resolution authorizing and approving the issuance and sale by the City of San José Financing Authority of Lease Revenue Bonds, Series 2025A in the principal amount not to exceed \$53,000,000 to finance and refinance certain public capital improvements of the City, approving and authorizing the execution and delivery by the City of a Site Lease, a Lease Agreement, a Continuing Disclosure Certificate, and authorizing the distribution of an Official Statement in connection with the offering and sale of such bonds and authorizing the execution of necessary documents and certificates and related actions.
- (b) Governing Board of the City of San José Financing Authority adopt a resolution authorizing the issuance and sale of Lease Revenue Bonds, Series 2025A in the principal amount not to exceed \$53,000,000 to finance and refinance certain public capital improvements of the City, approving, authorizing the execution and delivery by the Authority of a Site Lease, a Lease Agreement, an Assignment Agreement, and an Indenture of Trust, authorizing the distribution of an Official Statement in connection with the offering and sale of such bonds and authorizing the execution of necessary documents and certificates and related actions.

**UNDER BOTH THE DEBT MANAGEMENT POLICY AND SAN JOSE MUNICIPAL CODE SECTION 4.34.200, APPROVAL OF THE ISSUANCE OF THE LEASE REVENUE BONDS REQUIRES A TWO-THIRDS VOTE BY THE CITY COUNCIL (8 VOTES).** CEQA: Final Supplemental Environmental Impact Report (SEIR) for the Civic Plaza Parking Garage (Resolution No. 71732), File No. PP03-03-088. Initial Study Mitigated Negative Declaration for the San José Municipal Water New Offices Project (RES2023-252), File No. ER22-114. (Finance)

Public Comment: None provided.

Mayor Matt Mahan requested two separate votes on Item SJFA1 and Item 3.5.

Action: ~~Upon motion by Councilmember Bien Doan, seconded by Councilmember Carl Salas, and carried unanimously, (a)(2)Resolution No. RES2025-265 was adopted, (SJFA1B)~~

~~Resolution No. SJFA163 was adopted, and the City of San José Financing Authority Lease Revenue Bonds, Series 2025A was approved. (10-0-1; Absent: Candelas).~~

Mayor Matt Mahan announced that he read the wrong script into the record to formally open and close the public hearing, thus there needed to be a re-vote on the item. Thus, *the former vote was cancelled and re-voted on.*

Action: Upon motion by Councilmember Bien Doan, seconded by Councilmember George Casey, and carried unanimously, (a)(2)**Resolution No. RES2025-265** was adopted, (SJFA1B) **Resolution No. SJFA163** was adopted, and the City of San José Financing Authority Lease Revenue Bonds, Series 2025A was approved. (10-0-1; Absent: Candelas)

- **Open Forum**

None provided.

- **Adjournment**

The Council of the City of San José adjourned at 2:32 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: 1

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 17, 2025**

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

**Absent Councilmembers:** All present.

**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: Johnson, Kyle v. James Adgar, City of San Jose  
 Name(s) of Party(ies): KYLE JOHNSON, CITY OF SAN JOSE,  
 JAMES ADGAR  
 Court: U.S. District Court for the Northern District of California  
 Case No: 5:21-cv-01849-BLF

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.  
 CITY AND COUNTY OF SAN FRANCISCO,  
 COUNTY OF SANTA CLARA, CITY OF  
 PORTLAND, MARTIN LUTHER KING, JR.  
 COUNTY, CITY OF NEW HAVEN, CITY  
 Name(s) of Party(ies): 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 LEGAL COUNSEL - ANTICIPATED LITIGATION:**

**Initiation of litigation pursuant to Sections 54956.9(d)(4) and (e)(1) of the Government code:**

**Number of matter(s) to be discussed: 1**

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

**D.**

City Negotiator: Aram Kouyoumdjian, Director of Employee Relations

Employee Organizations:

- 1. Organization or Name and Title of Unrepresented Employees: **San José Police Officers’ Association**  
(SJPOA)  
Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and San José Polices’ Association
- How to Obtain a copy of Existing Contract or MOA: Web: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor->

[relations-information/bargaining-units-labor-contract-info/poa](#)

Telephone – Employee Relations: (408) 535-8150