

Legislation Details (With Text)

File #: 22-692 **Version:** 1

Type: Consent Agenda **Status:** Agenda Ready

File created: 5/2/2022 **In control:** City Council

On agenda: 5/17/2022 **Final action:**

Title: Settlement of Santa Clara Unified School District v. City of San José.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Memorandum, 2. Supplemental Memorandum, 5/12/2022, 3. Agreement

| Date | Ver. | Action By | Action | Result |
|-----------|------|--------------|--------|--------|
| 5/17/2022 | 1 | City Council | | |

Settlement of Santa Clara Unified School District v. City of San José.

- (a) Approve the settlement of a lawsuit brought by Plaintiff Santa Clara Unified School District whereby the City of San José will retain \$1,500,000 in traffic mitigation fees previously paid by Santa Clara Unified School District and return \$3,366,432 plus interest in the amount of \$50,957 and authorize the City Attorney to execute a settlement agreement.
- (b) Adopt the following 2021-2022 Appropriation Ordinance amendments in the Construction Excise Tax Fund:
- (1) Decrease the North San Jose Traffic Impact Fees Reserve appropriation by \$3,417,389; and
 - (2) Establish the North San Jose Traffic Impact Fee Settlement appropriation to the Transportation Department in the amount of \$3,417,389.

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