



# **City Council Meeting Amended Agenda**

**Tuesday, April 14, 2026**

**1:30 PM**

**Council Chambers**

**Closed Session at 9:30 a.m.**

MATT MAHAN, MAYOR  
ROSEMARY KAMEI, DISTRICT 1  
PAMELA CAMPOS, DISTRICT 2  
ANTHONY TORDILLOS, 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

**Please scroll to the end for information about the City Council Agenda and for the Rules of Conduct of the meeting.**

### **Public Comment in Person Only**

**For live translations in over 50 languages, please go to <https://attend.wordly.ai/join/FAYU-7105>**

### **American Disability Act**

To request an alternative format agenda under the Americans with Disabilities Act for City-sponsored meetings, events or printer materials, please call (408) 535-1260 as soon as possible, but at least three business days before the meeting.

### **Accommodations**

Any member of the public who needs accommodations should email the ADA Coordinator at [ADA@sanjoseca.gov](mailto:ADA@sanjoseca.gov) or by calling (408) 535-8430. The ADA Coordinator will use their best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety in accordance with the City procedure for resolving reasonable accommodation requests.

- Adaptaciones para discapacitados serán proporcionadas a pedido. Mande correo electrónico [ADA@sanjoseca.gov](mailto:ADA@sanjoseca.gov); Llame (408) 535-8430.
- Bất kỳ ai trong công-đồng cần sự hỗ-trợ xin gửi điện-thư cho Điều-phối-viên ADA theo địa-chỉ [ADA@sanjoseca.gov](mailto:ADA@sanjoseca.gov) hoặc gọi đến số (408) 535-8430.

### **THE LEVINE ACT**

The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than \$500 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution. For more information:

<https://www.sanjoseca.gov/your-government/appointees/city-clerk/levine-act/-fsiteid-1#!/>

### **How to observe the Meeting (no public comment):**

- 1) Cable Channel 26.
- 2) <https://sanjoseca.gov/news-stories/watch-a-meeting>
- 3) <https://youtube.com/CityofSanJoseCalifornia>
- 4) By Phone: (888) 475 4499. Webinar ID is 935 5874 4255. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free).
- 5) Online at: <https://sanjoseca.zoom.us/j/93558744255>

Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.

**How to submit written Public Comment before the City Council Meeting:**

By email to [city.clerk@sanjoseca.gov](mailto:city.clerk@sanjoseca.gov) by 8:00 a.m. the day of the meeting. Those emails will be attached to the Council Item under “Letters from the Public.” Please identify the Agenda Item Number in the subject line of your email.

**How to provide spoken Public Comment during the City Council Meeting:**

You may speak to the City Council about any discussion item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council. Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

Each speaker generally has two minutes to speak per item. The total amount of time allocated for public testimony for each public speakers or for an agenda item may be limited at the Mayor’s discretion, depending on the number of speakers or the length of the agenda. (California Government Code Section 54954.3; Council Policy 0-37)

Fill out a Yellow Speaker’s Card and submit it to boxes at the bottom of the Chambers. Do this before the meeting or before the item is heard. This will ensure that the name on the card is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants by calling speakers in an orderly manner. You may remain anonymous, but please fill out a card so we may call you. You can put “anonymous speaker” or “no name” on the card. When the Council reaches your item on the agenda, the Mayor will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk’s table. To assist you in tracking your speaking time, there is a display on the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

**• Call to Order and Roll Call**

9:30 a.m.- Closed Session, Call to Order in Council Chambers  
Open Session, Labor Negotiations Update (See Item 3.2)  
Adjourn to Closed Session in Council Chambers Conference Room, W133  
See Separate Agenda

[26-406](#)      Closed Session Agenda

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

6:00 p.m.- Evening Session, Council Chambers, City Hall – Cancelled

\*The previously scheduled Evening Session has been cancelled.

- Pledge of Allegiance
- Invocation (District 4)

Tzu Chi Foundation – Tina Tua

- Orders of the Day

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

- Adjournment Recognition
- Closed Session Report

To be heard after Ceremonial Items

## **1. CEREMONIAL ITEMS**

1.1 Presentation of a proclamation declaring April 2026 as Displaced Vietnamese American Heritage Month in the City of San José, honoring the resilience and contributions of Vietnamese Americans who were displaced by the Vietnam War and resettled in the United States. (Doan)

1.2 Presentation of a proclamation declaring April 2026 as Cambodian Genocide Remembrance Month in the City of San José, honoring the victims and joining the Cambodian community in reflection. (Ortiz)

1.3 Presentation of a commendation recognizing Creekside School for its dedicated service to neurodivergent students in San José through innovative instruction, active family collaboration, and programming that builds upon students' uniqueness. (Campos)

## **2. CONSENT CALENDAR**

**Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.**

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

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

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

## 2.4 Mayor and Council Excused Absence Requests.

## 2.5 City Council Travel Reports.

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

### 2.7 [26-420](#) Boards and Commissions Appointment.

**Recommendation:**

Approve the following Boards and Commissions appointments:

(a) Senior Citizens Commission:

(1) District 6 Seat: Appoint Emilie Highley for term ending June 30, 2027.

(2) District 9 Seat: Appoint Carin Taylor for term 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. (City Clerk)

### 2.8 [26-391](#) Amendment to the Master Consultant Agreements with HDR Engineering, Inc., and CDM Smith, Inc. for Construction Management and Inspection for the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program.

**Recommendation:**

(a) Approve the First Amendment to the 9438-2 Master Consultant Agreement with HDR Engineering, Inc., extending the term from June 30, 2026, to June 30, 2028.

(b) Approve the Second Amendment to the 9438-3 Master Consultant Agreement with CDM Smith, Inc., extending the term from June 30, 2026, to June 30, 2028.

CEQA: Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. (Environmental Services)

### 2.9 [26-392](#) Construction Contract Contingency Increase for the 10106 - South Bay Water Recycling Pump Station 5 Bypass Project Rebid.

**Recommendation:**

Approve a \$24,200 increase to the construction contingency amount of \$18,000 for a revised total contingency amount of \$42,200 for the 10106 - South Bay Water Recycling Pump Station 5 Bypass Project Rebid.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 3. (Environmental Services)

**2.10** [26-393](#)**Second Amendment to the Agreement with the Santa Clara Valley Habitat Agency to Manage the Burrowing Owl Habitat Management.****Recommendation:**

Adopt a resolution authorizing the City Manager or her designee to execute the Second Amendment to the Agreement between the Santa Clara Valley Habitat Agency and the City of San José for Burrowing Owl Habitat management at the San José-Santa Clara Regional Wastewater Facility to extend the term for an additional period of five years from July 1, 2026, to June 30, 2031.

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)

**2.11** [26-394](#)**Actions Related to the Surplus Land Located on Sherlock Drive.****Recommendation:**

Adopt a resolution:

- (a) Declaring that certain 4,021 square foot lot of City-owned vacant land with a net usable area of 3,121 square feet (with the remainder to be reserved to the City of San José for its continued use as right-of-way) set on the southwest side of Sherlock Drive, between 2715 and 2721 Sherlock Drive, and more particularly described and depicted in EXHIBIT “A” and as APN 499-26-003 Parcel A, to be “surplus real property” pursuant to San José Municipal Code Sect. 4.20.010(L) and “exempt surplus land” under California Government Code §54221(f)(1)(B), as the subject property is less than one-half acre, and §54221(f)(1)(E), as the property is a former street or roadway and is being conveyed to an abutting owner, and the property is surplus to the needs of the City and is not necessary for the City’s use and is exempt from affordability requirements of the Surplus Lands Act, and making the requisite findings based on the staff memorandum.
- (b) Making the further findings that this property is not:
- (1) Within a coastal zone;
  - (2) Adjacent to a historical unit of the State Parks System;
  - (3) Within the Lake Tahoe region as defined in Section 66905.5; and
  - (4) Listed on or determined by the State Office of Historic Preservation to be eligible for the National Register of Historic Places.
- (c) Authorizing the City Manager, or her designee, to negotiate and execute a purchase and sale agreement and quitclaim deed, and all other necessary documents to effectuate the transfer and sale of APN 499-26-003 Parcel A, with a City reservation over the 900 square feet contained within the existing City right of way, to Thanh Tung Huu Nguyen from the City of San José, for the consideration of \$55,000, pursuant to San José Municipal Code Section 4.20.030 and in accordance with Council Policy No. 7-13.
- CEQA: Categorically Exempt, File No. ER26-040, CEQA Guidelines Section 15312, Surplus Government Property Sales. Council District 7. (Economic Development and Cultural Affairs)

**2.12**    [26-395](#)                    **Grant Agreement with Infinera Corporation for the Expansion of Manufacturing Facility.**

**Recommendation:**    Approve a Grant Agreement with Infinera Corporation in the amount of \$100,000 to support the modernization and expansion of Infinera Corporation’s semiconductor manufacturing facility in San José. 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 10. (Economic Development and Cultural Affairs)

**2.13**    [26-407](#)                    **Fifth Amendment to the Agreement with SHI International, Corp. for an Infrastructure Refresh Project.**

**Recommendation:**    Adopt a resolution authorizing the City Manager or her designee to:  
(a) Negotiate and execute the Fifth Amendment to the Agreement with SHI International, Corp. (Somerset, NJ) for an Infrastructure Refresh Project, to expand the City’s hyperconverged infrastructure environment and increase the maximum compensation by \$2,120,837, and add three additional one-year options to extend the agreement through September 30, 2032, subject to the appropriation of funds; and  
(b) Approve a contingency of \$425,000 for any additional unanticipated modifications to the City’s hyperconverged infrastructure environment, 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/Information Technology)

**2.14**    [26-396](#)                    **Approval of “Free Use” of the Janet Gray Hayes Rotunda for the 2026 Youth Commission End of the Year Recognition Awards Event.**

**Recommendation:**    Adopt a resolution authorizing “Free Use” of the Janet Gray Hayes Rotunda for the private 2026 Youth Commission End of the Year Recognition Awards held on Monday, June 8, 2026, co-hosted by the Library Department.  
CEQA: Not a Project, File No. PP17-011, Temporary Special Events resulting in no changes to the physical environment. (Library)

**2.15**    [26-398](#)                    **Report on Bids and Award of Contract for the 10637 - 2026 Major Streets Resurfacing #1 Project.**

**Recommendation:**    (a) Report on bids and award of a contract for the construction of 10637 - 2026 Major Streets Resurfacing #1 Project, to the lowest responsive, responsible bidder, MCK Services, Inc., in the amount of \$5,849,718.77; and  
(b) Approve a 10% contingency in the amount of \$584,972.  
CEQA: Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c), Existing Facilities. Council Districts 1, 2, 3, 4, 5, 6, 8. (Transportation/Public Works)

**2.16**    [26-411](#)                    **Guadalupe River Trail Bike Connections Plan.**

**Recommendation:**    Adopt a resolution approving the Guadalupe River Trail Bike Connections Plan.  
CEQA: Categorically Exempt, File No. ER24-313, CEQA Guidelines Section 15301(c), Existing Facilities. Council Districts 3, 4, 6. (Transportation)

### **3. STRATEGIC SUPPORT**

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

**3.2 Labor Negotiations Update.**

Accept Labor Negotiations Update.  
TO BE HEARD AT 9:30 A.M.

**3.3 [26-399](#) Approval of the Issuance of Tax-Exempt Multifamily Housing Revenue Bonds and the Loan of the Proceeds thereof for the Financing of Berryessa TOD, an Affordable Housing Project, and Related Documents.**

**Recommendation:**

Adopt a resolution:

(a) Authorizing the issuance of tax-exempt multifamily housing revenue bonds designated as “City of San José Multifamily Housing Revenue Bonds (Berryessa TOD), Series 2026A” (the 2026A Bonds) in an aggregate principal amount not to exceed \$82,584,672;

(b) Approving the loan of the bond proceeds to Berryessa Affordable Housing, L.P., in order to finance the construction and development of a 195-unit multifamily development currently known as Berryessa TOD, located at 1565 Mabury Road;

(c) Approving substantially final forms of the Transaction Documents (as defined herein);

(d) Authorizing and directing the City Manager, Director of Housing, Director of Finance, Assistant Director of Finance, Deputy Director of Finance - Debt and Treasury Management or their designees, to negotiate, execute and deliver the Transaction Documents together with any and all documents necessary to execute and deliver the Bonds, complete the transaction and implement this resolution, and ratifying and approving any action heretofore taken in connection with the 2026A Bonds; and

(e) Authorizing the loan terms to allow an increase in the rents and income restrictions up to 60% of Area Median Income for new tenants in Project-Based Voucher subsidized apartments in the event of expiration or termination of Project-Based Vouchers and for all tenants in the event of foreclosure, to the extent the City has determined such increase is needed for the feasibility of the above development and allowed by other funds.

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 4. (Finance/Housing)

## **4. PUBLIC SAFETY SERVICES**

## **5. TRANSPORTATION & AVIATION SERVICES**

**5.1**     [26-400](#)            **Transportation Policy Priorities for Santa Clara Valley Transportation Authority Local Investment Plan Related to Senate Bill 63 Revenue Measure.**

**Recommendation:**     Approve and support the following transportation policy priorities for advocacy by the City of San José during development of the Santa Clara Valley Transportation Authority Local Investment Plan for Senate Bill 63 revenues returned to the Santa Clara Valley Transportation Authority:

- (a) At least 20% to fixed-route transit roadway maintenance.
- (b) At least 30% to transit supportive capital investments.
- (c) At least 50% to improved transit service and rider experience, with appropriate performance and accountability measures.

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. (Transportation)

## **6. ENVIRONMENTAL & UTILITY SERVICES**

**6.1**     [26-401](#)            **Master Consultant Agreement with Brown and Caldwell for the 10063 - Aeration Basin Modifications Phase 1 Project.**

**Recommendation:**     Approve a Master Consultant Agreement with Brown and Caldwell to provide Owner's Advisor services for the 10063 - Aeration Basin Modifications Phase 1 Project at the San José-Santa Clara Regional Wastewater Facility from the date of execution through June 30, 2034 in a total amount not to exceed \$18,900,000, 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. (Environmental Services)

## **7. NEIGHBORHOOD SERVICES**

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

**8.1**     [26-402](#)     **Agreement with the Santa Clara County Housing Authority to Receive Monthly Payments for the Arena Hotel. - TO BE HEARD CONCURRENTLY WITH SJHA ITEM 1 AND AFTER ITEM 10.1(a)**

**Recommendation:**

Adopt a resolution authorizing the Housing Director, or their designee, to:

(a) Negotiate and execute an agreement with the Santa Clara County Housing Authority to provide funding for up to 89 interim housing units and supportive services for project-based Section 8 voucher holders residing at the Arena Hotel, effective May 1, 2026, to June 30, 2027, with a maximum amount of \$2,314,000; and

(b) Include two extension options that are equivalent to three years of funding, for a total not-to-exceed amount of \$6,408,000:

(1) Full one-year extension from July 1, 2027, through June 30, 2028, and

(2) Eleven-month extension from July 1, 2028, through May 31, 2029.

CEQA: Statutorily Exempt, Public Health and Safety Code Section 50675.1.4, Homekey Round 2 Program - Arena Hotel, File No. ER21-159. Council District 6. (Housing)

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

### **10. LAND USE**

**Notice to the public:** There will be no separate discussion of Land Use Consent Calendar (Item 10.1) as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council requests discussion on a particular item, that item will be removed from the Land Use Consent Calendar (Item 10.1) and considered separately.

#### **10.1 Land Use on Consent Calendar - TO BE HEARD IMMEDIATELY AFTER CONSENT**

- (a) [26-403](#) CP25-017 - Conditional Use Permit and Determination of Public Convenience or Necessity for Certain Real Property Located at 3140 Williams (Grocery Outlet).

**Recommendation:** Adopt a resolution approving, subject to conditions, a Conditional Use Permit and Determination of Public Convenience or Necessity to allow the off-sale of alcohol (Type 21 - full range of alcoholic beverages) at an existing approximately 23,255-square-foot grocery store (Grocery Outlet) on an approximately 3.18-gross-acre site.  
CEQA: Categorically Exempt, CEQA Guidelines Section 15301(a), Existing Facilities. Planning Commission recommends approval (10-0-1; Cantrell absent) (Item 4.b on the 3/11/2026 Planning Commission Agenda). (Planning, Building, and Code Enforcement)

#### END OF CONSENT CALENDAR

- **RECESS THE MEETING OF THE CITY COUNCIL AND CONVENE THE MEETING OF THE JOINT CITY OF SAN JOSE CITY COUNCIL AND SAN JOSE HOUSING AUTHORITY**

#### 10 Land Use - Regular Agenda

- Open Forum

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council. Members of the public may only speak at Open Forum once.

- Adjournment

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection online at <https://sanjose.legistar.com/Calendar.aspx> or at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Tower 14th Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Please go to the Clerk's Records Database <https://records.sanjoseca.gov/Pages/Search.aspx> for the final document, or you may also contact the Office of the City Clerk at (408) 535-1260 or [CityClerk@sanjoseca.gov](mailto:CityClerk@sanjoseca.gov).

**JOINT CITY OF SAN JOSE CITY COUNCIL AND HOUSING AUTHORITY AGENDA**

1:30 p.m.

April 14, 2026

Council Chambers

**• Call to Order and Roll Call**

1. [26-404](#) **Approval of the Santa Clara County Housing Authority Fiscal Year 2027 Moving to Work Annual Plan. - TO BE HEARD CONCURRENTLY WITH ITEM 8.1 AND AFTER ITEM 10.1(a)**

**Recommendation:**

Adopt a resolution, as the Board of Commissioners of the City of San José Housing Authority:

(a) Certifying that the Santa Clara County Housing Authority's Moving to Work Annual Plan for the federal Fiscal Year 2027 is, as drafted, consistent with the direction of the City of San José's Consolidated Plan and compliant with federal requirements; and

(b) Authorizing the Executive Director of the Santa Clara County Housing Authority Board of Commissioners and the Chair of the Santa Clara County Housing Authority Board of Commissioners to execute documents required in connection with the federal Fiscal Year 2027 Moving to Work Annual Plan submittal in the name of the City of San José Housing Authority.

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. (Housing)

**• Public Comment**

*Members of the public may comment on agenda item only at this Joint Meeting.*

*There will be no Open Forum. Cal. Govt. Code §54954.3(a).*

- Adjourn the Meeting of the Joint City of San José City Council and San José Housing Authority and Reconvene the Meeting of the City Council**

## ABOUT THE AGENDA

*The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.*

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- **Strategic Support** - The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **Public Safety** - Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.
- **Transportation & Aviation Services** - A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- **Environmental and Utility Services** - Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Neighborhood Services** - Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Community & Economic Development** - Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.

The San José City Council meets every Tuesday at 1:30 p.m. and Tuesday at 6 p.m. as needed, unless otherwise noted. The City Council, or less than a quorum, may adjourn any regular, special or adjourned meeting to a later date, time and place specified in the order of adjournment. If all members are absent, the City Clerk may declare the meeting adjourned to a stated date, time and place. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at <https://sanjose.legistar.com/Calendar.aspx>. Council Meetings are televised live and rebroadcast on Channel 26.

---

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN  
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS**

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- (a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- (b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- (c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- (d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- (e) Persons in the audience will not place their feet on the seats in front of them.
- (f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- (g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- (a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions: § No objects will be larger than 2 feet by 3 feet.
  - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
  - The items cannot create a building maintenance problem or a fire or safety hazard.
- (b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- (c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

3. Addressing the Council, Committee, Board or Commission:
- (a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
  - (b) Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the total amount of time allocated for public testimony for each public speaker or for an agenda item is in the discretion of the Chair of the meeting and may be limited when appropriate. (California Government Code Section 54954.3; Council Policy 0-37) Applicants and appellants in land use matters are usually given more time to speak. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Council, Committee, Board or Commission.
  - (c) Speakers should discuss only the agenda item when called to speak for that item, and only topics related to City business when called to speak during open forum on the agenda.
  - (d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
  - (e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.'
  - (f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
  - (g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.