



CITY COUNCIL AGENDA

JANUARY 6, 2015

SYNOPSIS

CHAPPIE JONES
ASH KALRA
RAUL PERALEZ
VACANT
MAGDALENA CARRASCO

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

SAM LICCARDO MAYOR

PIERLUIGI OLIVERIO
TAM NGUYEN
ROSE HERRERA
DONALD ROCHA
JOHNNY KHAMIS

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

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 Services** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- **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.
- **Neighborhood Services** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **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.
- **Environment and Utility Services** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Public Safety Services** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

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 or Successor Agency to the Redevelopment Agency Board. If you wish to speak to the City Council, please refer to the following guidelines:

- **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
- When the Council reaches your item on the agenda, Mayor Liccardo 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.
- Each speaker generally has two minutes to speak per item. The amount of time allotted to speakers may vary at the Mayor's discretion, depending on the number of speakers or the length of the agenda.
- 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.

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.

The San José City Council meets every Tuesday at 1:30 p.m. and Tuesday at 7 p.m. as needed, unless otherwise noted. 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 <http://www.sanjoseca.gov/index.aspx?NID=3549>. Council Meetings are televised live and rebroadcast on Channel 26.

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 at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Council Wing, 2nd 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. Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for the final document.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1260 or (408) 294-9337 as soon as possible, but at least three business days before the meeting.

On occasion the City Council may consider agenda items out of order.

- **Call to Order and Roll Call**
1:33 p.m. - Regular Session, Council Chambers, City Hall
Absent Council Members: All Present.
Vacant: District 4.
- **Invocation (District 1)**
Reverend Jeff Moore, Silicon Valley – San José NAACP offered the Invocation.
- **Pledge of Allegiance**
Mayor Sam Liccardo led the Pledge of Allegiance.
- **Orders of the Day**
The Orders of the Day and the Amended Agenda were approved.
- **Closed Session Report**
No Report.

1. CEREMONIAL ITEMS

- 1.1 Administer Oaths of Office for newly elected Council Member Tam Nguyen and re-elected Council Member Donald Rocha. (City Clerk)
Senator Janet Nguyen administered the Oath of Office for Council Member Tam Nguyen.

City Clerk Toni J. Taber, CMC, administered the Oath of Office for Council Member Donald Rocha.

The Oaths of office for newly elected Council Members Charles “Chappie” Jones, Raul Peralez, Magdalena Carrasco and newly elected Mayor Sam Liccardo were administered in the evening at the Center for the Performing Arts.

2. CONSENT CALENDAR

2.1 2015 – 2016 Council Appointments.

Recommendation:

- (a) Council by motion waive the 10-day noticing requirement for the following item, consider the following recommendation.
- (b) Approve the Council Appointment(s) for 2015 – 2016.
(Mayor)

The 10-day noticing requirement was waived.

The second replacement memorandum from Mayor Sam Liccardo, dated January 2, 2015, was approved, approving the following:

- (1) **Eliminate the Ad Hoc Economic Competitiveness Committee and the Ad Hoc Airport Competitiveness Committee. All airport- related issues shall be heard at the Transportation and Environment Committee or at the Community and Economic Development Committee, as the City Manager deems appropriate.**
- (2) **Direct the City Auditor to report all audits to the specific committee having jurisdiction for the subject matter of the audit, rather than to the Public Safety, Finance and Strategic Support Committee (except on issues of Public Safety and Finance).**
- (3) **Return to Council on January 13, 2015 to amend the applicable Council Resolution to allow five members to vote on the Rules and Open Government Committee.**
- (4) **Direct the City Clerk to notice every Rules and Open Government Committee hearing as a “Joint Meeting of Rules/Committee of the Whole” to ensure that individual Council Members wishing to speak about specific items on the agenda can do so freely.**
- (5) **Approve the Mayor’s Appointments to each of the Standing Committees (See Exhibit A, attached).**
- (6) **Appoint the following Council Members to each of the committees and assignments (See Exhibit B, attached).**

2. CONSENT CALENDAR

2.1 2015 – 2016 Council Appointments. (Action Cont'd.)

The following additional amendments were approved:

- (1) Item (2) from the memorandum from Council Member Donald Rocha, dated January 6, 2015, was approved: Amend the 2015-2016 Council Appointments as follows:
 - (a) Remove Rocha from ABAG Executive Board and replace with Peralez.
 - (b) Remove Peralez from the Silicon Valley Regional Interoperability Project and replace with Rocha.
- (2) Bring back to Council an appointment of an alternate to the Habitat Conservation Plan Board.
- (3) On Exhibit B, Page 1: strike out the League of California Cities Appointments - Latino Caucus and Women's Caucus.
- (4) The City Clerk was delegated and given authorization to determine when to notice an individual Council Committee as a "Committee of the Whole.
- (5) The City Clerk was directed to check on status of appointments for the Santa Clara County Emergency Operational Council (formerly Emergency Preparedness Council). Oliverio's term has expired.
- (6) Council Member Charles "Chappie" Jones was appointed as the alternate for the January 7, 2015 Rules and Open Government Committee. The Council Resolution for five members will be adopted next week.

3. STRATEGIC SUPPORT SERVICES

4. COMMUNITY & ECONOMIC DEVELOPMENT

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

9. REDEVELOPMENT – SUCCESSOR AGENCY

- **Open Forum**

- (1) **Ross Signorino expressed congratulations to Mayor Sam Liccardo and the new City Council.**
- (2) **David Wall pointed out areas of illegal dumping and illegally parked motor homes using storm sewers for sanitary sewage disposal in District 3; and urged the Council to carefully consider appointments to the Treatment Plant Advisory Committee.**

- **Adjournment**

The Council of the City of San José was adjourned at 2:17 p.m. in memory of Susan Marsland, teacher and community member in West San José. Her commitment and service to the City and residents of San José will be cherished and remembered. (Jones)

EXHIBIT A

2015-2016 City Council Standing Committee Appointments

<u>Rules</u>	<u>Public Safety, Finance, & Strategic Services</u>	<u>Transportation & Environment</u>	<u>Community & Economic Development</u>	<u>Neighborhood Services & Education</u>
Liccardo (Chair)	Oliverio (Chair)	Kalra (Chair)	Khamis (Chair)	Rocha (Chair)
Carrasco	Peralez (Vice Chair)	Nguyen (Vice Chair)	Jones (Vice Chair)	Carrasco (Vice Chair)
Herrera	Jones	Herrera	Herrera	Nguyen
Jones	Carrasco	Rocha	Oliverio	Peralez
Khamis	Khamis	Matthews	Kalra	Matthews

EXHIBIT B

2015-2016 Council Appointments

Board, Commission or Committee	Position	Councilmember
ABAG – Executive Board		Carrasco
ABAG – Executive Board		Jones
ABAG – Executive Board		Rocha
ABAG – Executive Board	Alternate	Herrera
ABAG – Executive Board	Alternate	Nguyen
ABAG – Executive Board	Alternate	Kalra
Airport Commission	Liaison	Peralez
Appeals Hearing Board	Liaison	Jones
Arts Commission	Liaison	Carrasco
Bicycle and Pedestrian Advisory Committee	Liaison	Oliverio
Caltrain Centralized Equipment Maintenance & Operations Facilities Oversight Committee		Peralez
Caltrain Joint Powers Board		Kalra
Citizen Corps Council	Chair	Nguyen
Citizen Corps Council	Vice Chair	Rocha
Civil Service Commission	Liaison	Khamis
Deferred Compensation Advisory Committee	Liaison	Khamis
Destination: Home		Liccardo
Downtown Parking Board	Liaison	Peralez
Emergency Preparedness Council		Rocha
Ethics Commission		Jones
Federated Employees Retirement Board	Non-Voting Member	Khamis
Habitat Conservation Plan		Herrera
Historic Landmarks Commission	Liaison	Oliverio
Housing and Community Development Advisory Committee		Herrera
Human Services Commission	Liaison	Nguyen
Joint Venture Silicon Valley		Liccardo
League of California Cities		Herrera
League of California Cities	Alternate	Carrasco
League of California Cities – Latino Caucus		Carrasco
League of California Cities – Women’s Caucus		Herrera
Library & Early Education Commission	Liaison	Oliverio
Mayor's Gang Prevention Task Force	Chair	Liccardo

Mayor's Gang Prevention Task Force		Peralez
Mayor's Gang Prevention Task Force		Herrera
Metropolitan Transportation Commission		Liccardo
Neighborhoods Commission	Liaison	Rocha
Parks and Recreation Commission	Liaison	Khamis
Planning Commission	Liaison	Kalra
Police and Fire Retirement Board	Non-Voting Member	Khamis
Police Athletic League Board		Peralez
Recycling and Waste Reduction Commission of Santa Clara County		Matthews
Recycled Water Policy Advisory Committee		Matthews
Recycled Water Policy Advisory Committee		Oliverio
San José Arena Authority		Oliverio
San José Arena Authority		Peralez
San José Sports Authority		Oliverio
San José Sports Authority		Rocha
Santa Clara County Cities Association		Jones
Santa Clara County Cities Association	Alternate	Herrera
Santa Clara County Cities Association – Legislative Action Committee		Herrera
Santa Clara County Cities Association – City Selection Committee		Jones
Santa Clara County Emergency Operational Area Council (formerly Emergency Preparedness Council)		Oliverio
Santa Clara County Fairgrounds Ad Hoc Committee		Nguyen
Santa Clara County Health Benefits Coalition		Carrasco
Santa Clara County Local Agency Formation (LAFCO)		Khamis
Santa Clara County Local Agency Formation (LAFCO)	Alternate	Kalra
Santa Clara Valley Habitat Agency Governing Board		Herrera
Santa Clara Valley Habitat Agency Governing Board	Alternate	Oliverio
Santa Clara Valley Habitat Agency Implementation Board		Herrera
Santa Clara Valley Habitat Agency Implementation Board	Alternate	Khamis
Santa Clara Valley Habitat Agency Implementation Board (staff position)	Staff Alternate	CMO Designee
Santa Clara Valley Habitat Agency Implementation Board	VTA Representative	Kalra
Santa Clara Valley Transportation Authority Board		Liccardo
Santa Clara Valley Transportation Authority Board		Carrasco
Santa Clara Valley Transportation Authority Board		Herrera
Santa Clara Valley Transportation Authority Board		Kalra
Santa Clara Valley Transportation Authority Board		Khamis
Santa Clara Valley Transportation Authority Board	Alternate	Peralez
Santa Clara VTA Board – Policy Advisory Committee		Peralez

Santa Clara VTA Policy Advisory Board – Diridon Station		Peralez
Santa Clara VTA Policy Advisory Board – Diridon Station		Oliverio
Santa Clara VTA Policy Advisory Board – Downtown/East Valley Corridor		Herrera
Santa Clara VTA Policy Advisory Board – Downtown/East Valley Corridor		Carrasco
Santa Clara VTA Policy Advisory Board – El Camino Real Rapid Transit		Oliverio
Santa Clara VTA Policy Advisory Board – Silicon Valley Rapid Transit Corridor		Carrasco
Santa Clara VTA Policy Advisory Board – Silicon Valley Rapid Transit Corridor	Alternate	Peralez
Santa Clara Valley Water District – Water Commission (two year appt)		Matthews
Santa Clara Valley Water District – Water Commission (two year appt)	Alternate	Romanow
Santa Clara Valley Water District – Coyote Flood Control and Watershed Advisory Committee (two year appt)		Nguyen
Santa Clara Valley Water District – Coyote Flood Control and Watershed Advisory Committee	Alternate	CMO Designee
Santa Clara Valley Water District – Guadalupe Flood Control and Watershed Advisory Committee (two year appt)		Peralez
Santa Clara Valley Water District – Guadalupe Flood Control and Watershed Advisory Committee	Alternate	CMO Designee
Santa Clara Valley Water District – West Valley Flood Control and Watershed Advisory Committee (two year appt)		Jones
Santa Clara Valley Water District – West Valley Flood Control and Watershed Advisory Committee	Alternate	CMO Designee
Schools City Collaborative		Liccardo
Schools City Collaborative		Carrasco
Schools City Collaborative		Rocha
Senior Citizens Commission	Liaison	Khamis
SF Bay Area Regional Water System Financing Authority		Liccardo
SF Bay Area Water Supply and Conservation Agency		Liccardo
Silicon Valley Regional Interoperability Project		Peralez
Silicon Valley Regional Interoperability Project		Oliverio
Silicon Valley Regional Interoperability Project	Alternate	Jones
Silicon Valley Regional Interoperability Project	Alternate	Kalra
SJ/SC Clean Water Financing Authority		Jones
SJ/SC Clean Water Financing Authority		Matthews
SJ/SC Clean Water Financing Authority		Oliverio
SJ/SC Treatment Plant Advisory Committee		Matthews
SJ/SC Treatment Plant Advisory Committee		Oliverio
SJ/SC Treatment Plant Advisory Committee		Liccardo
Strategic Planning Advisory Board (Therapeutic Services)		Khamis
Team San José/Convention and Visitors Bureau	Liaison	Mayor's Office
West Valley Sanitation District – Sewer Advisory Board		Jones
Work2future Board		Herrera

