



CITY COUNCIL AGENDA

APRIL 14, 2015

AMENDED AGENDA

CHAPPIE JONES
ASH KALRA
RAUL PERALEZ
MARJORIE MATTHEWS
MAGDALENA CARRASCO

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

SAM LICCARDO MAYOR

PIERLUIGI OLIVERIO
TAM NGUYEN
ROSE HERRERA VICE MAYOR
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, 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.
- 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**
 - * 9:00 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](#)
 - 1:30 p.m. - Regular Session, Council Chambers, City Hall
 - 7:00 p.m. - Public Hearings, Council Chambers, City Hall

- **Invocation (District 4)**
 - * Jose N. Guerra III, San Jose Conservation Corps and Charter School

- **Pledge of Allegiance**

- **Orders of the Day**

- * Items marked with an asterisk denote changes or additions to the previously published Agenda for this meeting.

ADJOURNMENT: This meeting will be adjourned in memory of Sofia Mendoza, an influential community organizer who passed away on March 14, 2015. (Mayor)

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

- **Closed Session Report**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to the San José Earthquakes Stadium Project Team for their collaborative efforts on a one-of-a-kind major league soccer stadium, the new home of the San José Earthquakes. (City Manager)
- 1.2 Presentation of a commendation to Tom Huynh for his commitment and dedication to the staff and students at Yerba Buena High School. (Nguyen)
TO BE HEARD IN THE EVENING
- 1.3 Presentation of a proclamation recognizing the Week of April 12-18, 2015 as “National Public Safety Telecommunicators Week” in the City of San José in honor of the San José Police and Fire Public Safety Dispatchers who serve 24 hours a day, 365 days a year, helping those in need of emergency assistance. (Police/Fire)
- 1.4 Presentation of a proclamation recognizing April as “Black April Remembrance Month” in the City of San José. (Kalra)
(Rules Committee referral 4/8/15)
* **TO BE HEARD IN THE EVENING**
- 1.5 Presentation of a commendation to Corinne Winter, outgoing Executive Director of the Silicon Valley Bicycle Coalition, for her passionate advocacy for bicycling, transportation, and the environment in Silicon Valley. (Mayor)
(Rules Committee referral 4/8/15)
* **TO BE HEARD IN THE EVENING**

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, staff, or public requests discussion on a particular item, that item may be removed from the Consent Calendar and considered separately.

- 2.1 **Approval of Minutes.**
- 2.2 **Final Adoption of Ordinances.**
- 2.3 **Approval of Council Committee Reports.**

Recommendation: Approval of Council Committee Reports.

- (a) [Neighborhood Services and Education Committee Report of March 12, 2015.](#)
(Rocha)
[Deferred from 4/7/15 – Item 2.3(b)]
- (b) [Community and Economic Development Committee Report of March 23, 2015.](#)
(Khamis)

(Item continued on the next page)

2. CONSENT CALENDAR

2.3 Approval of Council Committee Reports. (Cont'd.)

Recommendation:

- (c) [Rules and Open Government Committee Report of March 25, 2015.](#) (Mayor)
- (d) [Public Safety, Finance, and Strategic Support Committee Report of March 19, 2015.](#) (Oliverio)

[Deferred from 4/7/15 – Item 2.3(d)]

CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities.

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 [Senior Commission Appointment.](#) [Supplemental](#)

* **Recommendation:**

- (a) Appoint Robert Winsor to the District 9 Seat on the Senior Commission to an unexpired term ending June 30, 2017; and
- (b) Appoint Jess Jacques to the District 3 Seat on the Senior Commission to an unexpired term ending June 30, 2017.

CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (City Clerk)

2.8 [Actions Related to the Workforce Investment Act Fund for the Ready to Work Partnership Initiation Grant.](#)

Recommendation: Adopt the following 2014-2015 Appropriation Ordinance and Funding Sources Resolution amendments in the Workforce Investment Act Fund:

- (a) Increase the estimate for Earned Revenue by \$165,000; and
- (b) Establish an appropriation to the Office of Economic Development for the Ready to Work Partnership Initiative Grant Project in the amount of \$165,000.

CEQA: Not a Project, File No. PP10-067(b), Appropriation Ordinance. (Economic Development/City Manager)

2.9 [Actions Related to the Workforce Investment Act Fund for the County of Santa Clara Youth Summer Employment Program.](#)

Recommendation: Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the Workforce Investment Act Fund:

- (a) Increase the estimate for the Workforce Investment Act Earned Revenue by \$312,000; and

(Item continued on the next page)

2. CONSENT CALENDAR

2.9 **Actions Related to the Workforce Investment Act Fund for the County of Santa Clara Youth Summer Employment Program. (Cont'd.)**

Recommendation:

- (b) Establish an appropriation to the Office of Economic Development for the County of Santa Clara Youth Summer Employment Program grant award in the amount of \$312,000.

CEQA: Not a Project, File No. PP10-067(b), Appropriation Ordinance. (Economic Development/City Manager)

2.10 **[Amendment to the Agreement with CDM Smith for Engineering Services at the Wastewater Facility.](#)**

[Supplemental](#)

Recommendation: Approve the [Second Amendment](#) to the Master Agreement with CDM Smith, for engineering services for the San José-Santa Clara Regional Wastewater Facility, increasing the amount of compensation by \$75,000, for a total agreement amount not to exceed \$1,575,000, and extending the term from June 30, 2015 to December 31, 2016. CEQA: Not a project, File No. PP10-066(d), Consultant Services. (Environmental Services)

2.11 **[Amendments to the City Pay Plan for Various Classifications.](#)**

Recommendation: Adopt a [resolution](#) to:

- (a) Amend the City of San José Pay Plan effective April 26, 2015, to create the following classifications:
- (1) Electrician I (3151)
 - (2) Instrument Control Technician II (3764)
 - (3) Instrument Control Technician IV (3765)
 - (4) Instrument Control Supervisor II (3766)
 - (5) Wastewater Facility Operations Manager (3615)
- (b) Amend the City of San José Pay Plan effective April 26, 2015, to change the salary range and title for the following classifications:
- (1) Electrician II (3153) (formerly Electrician)
 - (2) Instrument Control Technician I (3761) formerly Instrument Control Technician)
 - (3) Instrument Control Technician III (3763) (formerly Senior Instrument Control Technician)
 - (4) Instrument Control Supervisor I (3762) (formerly Instrument Control Supervisor)
- (c) Amend the City of San José Pay Plan effective April 26, 2015, to change the salary range for the following classifications:
- (1) Senior Electrician (3154)
 - (2) Electrician Supervisor (3155)

CEQA: Not a project, File No. PP10-068(b), Municipal Code, Title 3. (Human Resources)

2. CONSENT CALENDAR

2.12 Mayor's Office Grant for American Leadership Forum.

Recommendation: As recommended by the Rules and Open Government Committee on April 1, 2015, approve grant funds for American Leadership Forum, Silicon Valley for \$250 to assist with their scholarship program. CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (Mayor)
[Rules Committee referral 4/1/15 – Item G(4)]

2.13 Actions Related to the Amendment to the Agreement with Brookfield Brookside LLC, for Parkland Trail and Easement.

Recommendation:

- (a) Approve the Amendment to a Turnkey Parkland Agreement and a Maintenance Agreement between the City of San José and Brookfield Brookside LLC, a Delaware Limited Liability Company, regarding Tentative Map No. PT10-31 (Final Tract Map, Tract No. 10102) for the development of a trail and dedicated easement through the housing project per City's Park Dedication Ordinance (San José Municipal Code Section 19.38).
- (b) Approve a Right-of-Entry and Maintenance Agreement for the Brookside Estates trail site between the City of San José and Brookside Estates Owners Association, a California nonprofit mutual benefit corporation.
- (c) Adopt the following 2014-2015 Appropriation Ordinance amendments in the Subdivision Park Trust Fund:
 - (1) Increase the Developer Refunds appropriation by \$18,000;
 - (2) Establish the Brookside Design Review and Inspection appropriation for \$12,000, and
 - (3) Decrease the Future PDO/PIO Projects Reserve by \$30,000.

CEQA: Mitigated Negative Declaration, File No. PDC10-005. (Parks, Recreation and Neighborhood Services/City Manager)

2.14 Actions Related to Councilmember Peralez's trip to Portland, OR.

Recommendation:

- (a) Approve travel by Councilmember Peralez to Portland, OR on May 4 – 5, 2015 to attend the Portland Study Tour: The Ecology of Local Business and Public Space. Source of Funds: Knight Foundation, 880 Cities and any remaining expenses will be sourced from Council District 3 Office budget.
- (b) Request for an excused absence for Councilmember Peralez from the Regular Meeting of City Council on May 5, 2015 due to Authorized City Business: Portland Study Tour: The Ecology of Local Business and Public Space.

CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (Peralez)

2. CONSENT CALENDAR

2.15 Actions Related to the Spending Plan for the Supplemental Law Enforcement Services Grant. - *DEFERRED*

Recommendation:

- (a) Approve the proposed 2014-2016 Spending Plan for the Supplemental Law Enforcement Services (SLES) Grant for \$1,580,053, and authorize the Chief of Police to amend the Spending Plan in conformity to the budget priorities set out in the memorandum to Council in the event State SLES Grant payments are less or more than expected.
- (b) Approve the revised 2013-2015 Spending Plan for the Supplemental Law Enforcement Services Grant reallocating funds from Project #2 and Project #3 to Project #1 to purchase Mobile Data Computers.
- (c) Adopt the following Appropriation Ordinance and Funding Sources Resolution Amendments in the Supplemental Law Enforcement Services Fund:
 - (1) Increase the Earned Revenue estimate by \$667,806; and
 - (2) Establish an appropriation to the Police Department for the SLES Grant 2014-2016 for \$667,806.

CEQA: Not a Project, File No. PP10-067(b), Appropriation Ordinance. (Police/City Manager)

* **DEFERRED TO 4/28/15 PER ADMINISTRATION**

2.16 [Actions Related to the Agreement with Conroy & Associates, Inc., for Investigation Services for the Division of Gaming Control.](#)

* **Recommendation:**

- (a) Adopt a resolution authorizing the City Manager to execute an [Agreement](#) between the City of San José and Conroy & Associates, Inc. for financial background investigation services for the Division of Gaming Control, in an amount not to exceed \$352,500 retroactive for the period of April 1, 2015 through June 30, 2016.
- (b) Adopt a resolution authorizing the City Manager to execute four additional annual renewal options with the total amount of compensation for the entire contract not to exceed \$1,480,500.
- (c) Adopt the following 2014-2015 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:
 - (1) Increase the estimate for Other Revenue in the amount of \$352,500; and
 - (2) Increase the Police Department's Non-Personal/Equipment appropriation in the amount of \$352,500.

CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (Police/City Manager)

2. CONSENT CALENDAR

2.17 [Actions Related to the Proposed Annexation to Maintenance District 15 – Silver Creek Valley.](#)

Recommendation:

- (a) Adopt a [resolution](#) preliminarily approving the Engineer’s Report for Annexation Area No. 2 to Maintenance District 15 (Silver Creek Valley).
- (b) Set the Public Meeting to be held on May 19, 2015 at 1:30 p.m.
- (c) Set the Public Hearing and tabulation of property owner ballots for June 23, 2015 at 1:30 p.m.
- (d) Direct the notice of said meeting, hearing and ballots be mailed to the property owners in district.

CEQA: Mitigated Negative Declaration, File No. PDC09-007 and Exempt, File No. PD10-019. Council District 8. (Public Works)

3. STRATEGIC SUPPORT SERVICES

3.1 Report of the Interim City Manager, Norberto Dueñas (Verbal Report).

3.2 Labor Negotiations Update.

Recommendation: Accept Labor Negotiations Update.

* **TO BE HEARD AT 9:00 A.M.**

3.3 [Fund Balance and Reserves Audit.](#)

[Supplemental](#)

[Memo from Councilmember Peralez](#)

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on March 19, 2015, accept the Audit on Fund Balance and Reserves.

CEQA: Not a Project, File No. PP10-069(a), Staff Reports. (City Auditor)

[Public Safety, Finance, and Strategic Support Committee referral 3/19/15 – Item D(5)]

(Deferred from 4/7/15 – Item 3.3)

3.4 [Report on Request for Proposal for the Purchase and Implementation of Human Resources, Payroll, Timekeeping and Budget Systems.](#)

* **Recommendation:**

- (a) Accept the report on the Request for Proposal for the purchase and implementation of Human Resources, Payroll, Timekeeping, and Budget systems; and

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.4 Report on Request for Proposal for the Purchase and Implementation of Human Resources, Payroll, Timekeeping and Budget Systems. (Cont'd.)

Recommendation:

- (b) Adopt a resolution authorizing the City Manager to negotiate an Agreement with CherryRoad Technologies, Inc. (Morris Plains, NJ) for the purchase, implementation, training, hosting and maintenance and support of Human Resources, Payroll, Timekeeping, and Budget systems for a term commencing on or about July 1, 2015 and ending on or about September 30, 2021, with a maximum compensation not-to-exceed \$7,520,363 exclusive of any negotiated project contingency, subject to the appropriation of funds.

CEQA: Not a Project, File No. PP10-066(a), Agreements and Contracts.
(Finance/Human Resources/Information Technology/City Manager)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 [“Butt Out of Our Bars” Tobacco Product Sampling Regulation.](#)

[Memo from the City Attorney](#)

Recommendation: As recommended by the Rules and Open Government Committee on March 11, 2015, accept the report and provide direction to staff. CEQA: Not a Project, File No. PP10-069(a), Staff Reports, Assessments and Annual Reports. (City Attorney/City Manager)

[Rules Committee referral 3/11/15 – Item G(4)]

4.2 [Actions Related to the San José Sharks American Hockey League Affiliated Team. Supplemental](#)

* **Recommendation:** Adopt a [resolution](#):

- (a) Consenting to the use of the SAP Center as a regular home game facility by the American Hockey League (AHL) affiliated team as provided in the Amended and Restated Arena Management Agreement by and between the City of San José and San José Arena Management LLC.
- (b) Approving an [Agreement](#) for the Third Expansion of the Ice Centre of San José by and between the City of San José and San José Sharks, LLC providing for the construction of a two-story expansion to the Ice Centre by 6,800 square feet for a private locker room and related facilities for the AHL team, at no cost to the City.
- (c) Approving the [Third Amendment](#) to the Amended and Restated Lease and Management Agreement for the Ice Centre to add the expansion area to the lease and to allow the AHL team use of the private locker room and related facilities for its training and practice sessions including use of the Ice Centre's ice rinks.

CEQA: Exempt, File No. PP15-033. (Economic Development)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.3 [Rezoning the Real Property Located on the Southwesterly Corner of St. John Street and North Almaden Boulevard.](#)

Recommendation: Consideration of an [ordinance](#) rezoning the real property located on the southwesterly corner of St. John Street and North Almaden Boulevard (APNs 259-36-036, -037, -038, -039, and -067) from the Commercial General (CG) and Light Industrial (LI) Zoning Districts to the Downtown Primary Commercial (DC) Zoning District of five Little Italy properties (Green Valley Corp, Ray Shir, Owners). CEQA: Addendum to San José Downtown Strategy EIR, Resolution no. 64273. Planning Commission recommends approval (5-0-1). (Planning, Building and Code Enforcement) [C14-071](#) – District 3

4.4 [Conditional Use Permit for the Real Property Located at 885 West Julian Street.](#)

Recommendation: Consideration of a Conditional Use Permit and Determination of Public Convenience or Necessity to allow a drinking establishment (tasting room) and the off-sale of wine incidental to a winery on a 0.25 gross acre site, located at 885 West Julian Street (Elise M. Pond Trustee, Owner). CEQA: Exempt. Planning Commission recommends approval (6-0-1). (Planning, Building and Code Enforcement) [Resolution CP15-005/ABC15-004](#) – District 6

4.5 [Public Hearing on the Street Renaming of Various Streets.](#)

Recommendation: Adopt a [resolution](#) to name four new private streets to Neleigh Place, Lee Place, Vendre Place, and Murasky Place, and rename an existing public street named Eagle Lane to Eagle Way, located south of Shore Drive, north of Mercado Way. CEQA: Exempt. (Planning, Building and Code Enforcement) [ST14-003](#) – District 4

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

6.1 Management and Operating Plan for the Transportation Network Companies at the Airport. - *DEFERRED*

Recommendation: Approve a Management and Operating Plan for Transportation Network Companies that meet all requirements necessary to issue a Ground Transportation Permit at the Norman Y. Mineta San José International Airport. CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (Airport)

* **DEFERRED TO MAY 2015 PER ADMINISTRATION**

7. ENVIRONMENTAL & UTILITY SERVICES

8. PUBLIC SAFETY SERVICES

8.1 [Body Worn Cameras Pilot Program.](#)

[Supplemental](#)

[Memo from Mayor Liccardo, Vice Mayor Herrera, Councilmembers Peralez and Jones](#)

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on March 19, 2015, accept the status report on the implementation of the Body Worn Cameras Pilot Program. CEQA: Not a Project, File No. PP10-069(a), Staff Reports, Assessments and Annual Reports. (Police)

[Public Safety, Finance, and Strategic Support Committee 3/19/15 – Item D(3)]

9. REDEVELOPMENT – SUCCESSOR AGENCY

- **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.

- **Council will recess until 7:00 p.m.**

10. GENERAL PLAN PUBLIC HEARINGS ON CONSENT CALENDAR

No General Plan Public Hearing at this time.

11. PUBLIC HEARINGS

(To be heard by the City Council at 7:00 p.m.)

Notice to the public: There will be no separate discussion of Public Hearings Consent Calendar (Item 11.1) 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, staff, or public requests discussion on a particular item, that item will be removed from the Public Hearings Consent Calendar (Item 11.1) and considered separately.

11.1 Public Hearings on Consent Calendar.

No Public Hearings on Consent Calendar at this time.

11.2 [Rezoning of the Real Property Located on the North Side of Branham Lane, Approximately 250 Feet East of Glenmont Drive.](#)

[Supplemental](#)

[Memo from Councilmember Rocha](#)

Recommendation:

- (a) Adopt a [resolution](#) adopting the Mitigated Negative Declaration for the Branham Lane Residential Planned Development Zoning Project and the related Mitigation Monitoring and Reporting Program;
- (b) Consider an [ordinance](#) rezoning the real property located on the north side of Branham Lane, approximately 250 feet east of Glenmont Drive (955 Branham Lane) from A Agricultural to A(PD) Planned Development Zoning District to allow up to 24 multi-family units on an approximately 1.19 gross acre site (Ulla 1997 Fmly Ltd Ptsp I, Ltd Ptsp, Owner).

CEQA: Mitigated Negative Declaration (MND) to be adopted. Planning Commission recommends approval (5-1-0). (Planning, Building and Code Enforcement)

[PDC14-042](#) – District 9

(Deferred from 3/24/15 – Item 11.4)

11. PUBLIC HEARINGS

11.3 [STUDY SESSION PRESENTATION: Land Use and General Plan Annual Review. \(Envision 2040, Land Use Conversion Review, Fiscal Impacts\)](#)

[Memo from Councilmembers Rocha and Peralez](#)

[Memo from Mayor Liccardo and Councilmembers Jones and Carrasco Presentation](#)

Recommendation: Accept the staff presentation on the history of employment land conversions to residential uses in San José, the fiscal impact of different land uses, and an overview of the purpose and process for the General Plan Annual Review and Four-Year Major Review. CEQA: Not a Project. (Economic Development/Planning, Building and Code Enforcement)

- **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.

- **Adjournment**

This meeting will be adjourned in memory of Sofia Mendoza, an influential community organizer who passed away on March 14, 2015. (Mayor)

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.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D.)**

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 time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
- c) Speakers should discuss topics related to City business 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.