



CITY COUNCIL AGENDA

SEPTEMBER 15, 2015

SYNOPSIS

CHAPPIE JONES
ASH KALRA
RAUL PERALEZ
MANH NGUYEN
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
Closed Session Cancelled.
1:30 p.m. - Regular Session, Council Chambers, City Hall
Absent Councilmembers: All Present.
- Invocation (District 8)
The Overfelt High School Band, directed by Mike Gomez, performed "America the Beautiful".
- Pledge of Allegiance
Mayor Liccardo led the Pledge of Allegiance.
- Orders of the Day
The Orders of the Day and the Amended Agenda were approved, with Item 7.1 heard before Item 3.1 and Item 3.6 not heard before 3:00 p.m.
- Closed Session Report
No Closed Session held.

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to the Airport Facilities EmPowerment Team.
(City Manager)
Mayor Sam Liccardo and Assistant City Manager Dave Sykes commended the Airport Facilities EmPowerment Team for their innovative solutions to reduce costs and improve customer service for power chairs located in the Norman Y. Mineta San José International Airport boarding gate areas.
- 1.2 Presentation of a commendation to Alex Matlosz-Cox (Mayor/Carrasco)
(Item formerly 1.3)
Mayor Sam Liccardo and Councilmember Magdalena Carrasco commended Alex Matlosz-Cox for his inspiring and selfless acts of kindness and his call to action to Save the Planet.

2. CONSENT CALENDAR

- 2.1 **Approval of Minutes.**
None provided.
- 2.2 **Final Adoption of Ordinances.**
None provided.
- 2.3 **Approval of Council Committee Minutes.**
Recommendation: Approval of Council Committee Minutes.
(a) Transportation and Environment Committee Minutes of August 10, 2015. (Kalra)
[Deferred from 8/25/15 – Item 2.3(a)]
(b) Rules and Open Government Committee Minutes of August 19, 2015. (Mayor)
(c) Public Safety, Finance, and Strategic Support Committee Minutes of August 20, 2015. (Oliverio)
(d) Community and Economic Development Committee Minutes of August 24, 2015. (Khamis)
(e) Rules and Open Government Committee Minutes of August 26, 2015. (Mayor)
CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities.
Approved.
- 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. CONSENT CALENDAR

2.7 2nd Annual San José-Guadalajara Sister City Reception.

Recommendation: As recommended by the Rules and Open Government Committee on September 2, 2015:

- (a) Retroactively approve the 2nd Annual San José-Guadalajara Sister City Reception that was held on August 28, 2015 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. PP15-077, Temporary Special Events. (Carrasco)
[Rules and Open Government referral 9/2/15 – Item G(1)(a)]

Approved.

2.8 District 2 Village Fest.

Recommendation: As recommended by the Rules and Open Government Committee on September 2, 2015:

- (a) Approve the District 2 Village Fest scheduled for September 19, 2015 as a City Council sponsored 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. PP15-077, Temporary Special Events. (Kalra)
[Rules and Open Government referral 9/2/15 – Item G(1)(b)]

Approved.

2.9 Southern Division STOP-IT Identity Theft Symposium.

Recommendation: As recommended by the Rules and Open Government Committee on August 26, 2015:

- (a) Approve the Southern Division STOP-IT Identity Theft Symposium scheduled for September 26, 2015 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. PP15-077, Temporary Special Events. (Kalra/Khamis)
[Rules and Open Government referral 8/26/15 – Item G(1)(a)]

Approved.

2. CONSENT CALENDAR

2.10 Ethiopian Flag Raising Ceremony.

Recommendation: As recommended by the Rules and Open Government Committee on September 2, 2015:

- (a) Approve the Ethiopian Flag Raising Ceremony scheduled for September 9, 2015 as a City Council sponsored 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. PP15-077, Temporary Special Events. (Kalra)
[Rules and Open Government referral 9/2/15 – Item G(1)(c)]

Approved.

2.11 Mayor Liccardo's Travel to Denver, CO.

Recommendation: Approve travel by Mayor Liccardo to Denver, CO from September 16, 2015 to September 17, 2015 to attend the Silicon Valley Chamber of Commerce Study Mission. Source of Funds: Mayor/Council Travel Fund. CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (Mayor)

Approved.

2.12 Mayor Liccardo's Travel to Washington, D.C.

Recommendation: Approve travel by Mayor Liccardo to Washington, D.C. on September 29, 2015 to October 1, 2015 to attend the Silicon Valley Leadership Group Fall Advocacy Trip. Source of Funds: Metropolitan Transportation Commission. CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (Mayor)

Approved.

2.13 Mayor Liccardo's Travel to London, England.

Recommendation: Approve travel by Mayor Liccardo to London, England from October 16, 2015 to October 21, 2015 to attend the City Lab – Urban Solutions to Global Challenges event. Source of Funds: Bloomberg Philanthropies. CEQA: Not a Project, File No. PP10-069(c), City Administrative Activities. (Mayor)

Approved.

2.14 Vietnamese New Year Flag Raising Ceremony.

Recommendation: As recommended by the Rules and Open Government Committee on August 26, 2015:

- (a) Approve the Vietnamese New Year Flag Raising Ceremony as a City Council sponsored Event scheduled on February 8, 2016 and approve the expenditure of funds; and

(Item Continued on the next page)

2. CONSENT CALENDAR

2.14 Vietnamese New Year Flag Raising Ceremony (Cont'd.)

- (b) Approve and accept donations from various individuals, businesses or community groups to support the event.

CEQA: Not a Project, File No. PP15-077, Temporary Special Events. (Mayor/T.

Nguyen/M. Nguyen)

[Rules and Open Government referral 8/26/15 – Item G(1)(b)]

Approved.

2.15 Azerbaijan Flag Raising Ceremony.

Recommendation: As recommended by the Rules and Open Government Committee on August 26, 2015:

- (a) Approve the Azerbaijan Flag Raising Ceremony as a City Council sponsored Event scheduled on October 14, 2015 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. PP15-077, Temporary Special Events. (T. Nguyen)

[Rules and Open Government referral 8/26/15 – Item G(1)(c)]

Approved.

2.16 Long-Term Parking Agreement with SF1 for Parking Permits at the Market/San Pedro Square Garage.

Recommendation: Adopt a resolution authorizing the City Manager to negotiate and execute a long-term Parking Agreement for up to 15 years with SF1 111 N. Market St., LLC, for the issuance of up to 20 parking permits for use at the Market/San Pedro Square Garage. CEQA: Not a Project, File No. PP10-066(f), Lease of existing space for the same use. Council District 3. (Transportation)

Resolution No. 77516 adopted.

2.17 Assistant City Manager's Travel to Denver, CO.

Recommendation:

- (a) Authorize travel for Assistant City Manager David Sykes to travel to Denver, Colorado on September 16-18, 2015 to participate in the San José Silicon Valley Chamber of Commerce Study Mission.
- (b) Approve the use of City funds for the Assistant City Manager at the published Chamber of Commerce package rate.

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

[Rules and Open Government referral 9/9/15]

Dropped per Administration.

3. STRATEGIC SUPPORT SERVICES

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

City Manager Norberto Dueñas discussed the City's water-saving measures, such as turf conversion policies, use of recycled water and the challenged of keeping track of our water usage.

3.2 Labor Negotiations Update.

Recommendation: Accept Labor Negotiations Update.
None provided.

3.3 Statement of Policy and Questions for the Fire Chief.

Recommendation: Adopt a Statement of Policy and City Council Questions related to the selection of a permanent Fire Chief, as described in the memorandum to Council, in compliance with City Charter Section 411.1. CEQA: Not a Project, File No. PP10-069(b), Personnel Related Decisions. (City Manager)

The Statement of Policy and questions related to the selection of the Fire Chief were adopted, including questions as presented by Mayor Sam Liccardo in his memorandum dated September 14, 2015: (1) In addition to first response, should the San José Fire Department (SJFD) consider the business of transporting patients?; (2) How can SJFD most readily achieve performance improvements in response times or other important measures of service?; (3) How would you reduce costs (e.g. to reinvest savings in critical staffing, or where performance can be improved)? What are the risks and benefits to your strategy?; And including questions as presented by Councilmember Johnny Khamis: (1) How do you propose to strike a balance on response times and still maintain a robust fire prevention strategy? (2) Can you explain how you would implement a comprehensive risk-based approach to inspections and ensure that line staff have the proper oversight to follow up on outstanding code violations?; (3) How would you propose to utilize a CRT model and taking advantage of emergency volunteer centers?; Also including questions as presented by Councilmember Raul Peralez: (1) How can volunteers play a role in helping out the San José Fire Department? (2) How can the Fire Department effectively extend outreach to educate the general public, especially hard to reach at-risk communities?

3.4 Statement of Policy and Questions for the Director of Housing.

Recommendation: Adopt a Statement of Policy and City Council Questions related to the selection of a permanent Director of Housing, as described in the memorandum to Council, in compliance with City Charter Section 411.1. CEQA: Not a Project, File No. PP10-069(b), Personnel Related Decisions. (City Manager)

Adopted, including questions presented by Mayor Sam Liccardo: (1) Why has San José not opted into Zero: 2016 California Community Solutions Campaign, given the resources available to the City if included?; and (2) How would you rebuild

(Item Continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.4 Statement of Policy and Questions for the Director of Housing (Cont'd.)

relationships with private sector market rate housing developers to create affordable housing through private-public partnerships? (3) How would you propose the use of data analytics to better provide service to the homeless and how best to leverage these tools?

3.5 Approval of the Welcoming San José Resolution for the Immigration Integration Plan.

Recommendation: Adopt a resolution affirming the City of San José as a Welcoming City. CEQA: Not a Project, File No. PP10-069, City Organizational and Administrative Activities. (City Manager)

Resolution No. 77517 adopted.

Noes: Oliverio.

3.6 Minimum Wage Study.

Recommendation: As recommended by the Rules and Open Government Committee on September 2, 2015:

- (a) Direct the City Manager to prepare Request for Proposals (RFP) for a professional, non-biased consultant for the Minimum Wage Study and engage key stakeholders including the South Bay Labor Council, Chamber of Commerce and other subject matter experts.
- (b) Hire an independent, widely-regarded economist/economics firm to:
 - (1) Assess the net economic benefit of an increase of the minimum wage to current wage earners at or near the minimum wage;
 - (2) Assess the net economic impact of a minimum wage increase on San José residents with the highest unemployment and underemployment rates, such as residents under 24, residents lacking a college degree, residents having prior criminal convictions, and others with significant barriers to employment, incorporating the experience of local agencies like Work2Future;
 - (3) Assess the net economic impact on small businesses;
 - (4) Estimate likely aggregate job loss/creation as a result of the increase; and
 - (5) Assist the City Council and the region to assess:
 - (a) A lower "training wage" for youth under the age of 18, to ensure a pathway to careers for young people needing to get their "foot in the door";
 - (b) An exemption for organizations employing persons, in the "hard-to-employ" such as parolees, homeless, and emancipated foster youth, and providing unique training to those members of our community;
 - (c) A "ramp-up" period for small businesses, e.g., those employers with fewer than 15 employees, and/or earning below a predetermined threshold of gross revenue, or for all businesses;

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.6 Minimum Wage Study. (Cont'd.)

Recommendation:

- (b) (5) (d) An exemption for the employment of verifiable immediate or extended family members; and
- (e) Other exemptions that might be appropriate.
- (c) Pending Council determination of prioritization, and prior to spending resources on this effort, return to Council with a report on the status of a statewide initiative is being circulated for signatures now by the SEIU to increase the state of California's minimum wage to \$15 by 2021. Where polling suggests likely passage of a statewide measure, assess whether any local ordinance would be unnecessary or duplicative in effort.
- (d) As part of this effort, enlist the Mayor and Council in active engagement with neighboring cities in Santa Clara County to determine how the Valley can "move together" to raise the minimum wage for the benefit of struggling residents. Work through Councilmember Jones and the Cities Association of Santa Clara County to obtain concurrence of mayors and councils throughout the County, and include the County to ensure consistency in unincorporated areas.

CEQA: Not a Project, File No. PP10-066(f), Lease of existing space for the same use. (Mayor/Jones/M. Nguyen)

[Rules and Open Government referral 8/26/15 – Item G(2)]

Recommendations as brought forward by the Rules and Open Government Committee on September 2, 2015 were accepted, with direction that the Minimum Wage Study explore a range of \$15 to \$20, including recommendations as outlined in the memorandum from Councilmembers Kalra, Peralez, Carrasco, Rocha and Tam Nguyen, dated September 11, 2015; and as presented in Councilmember Johnny Khamis memorandum, dated September 11, 2015, that the study should also include an examination of the effect of this increase on the public benefits that worker(s) may be receiving, fully considering the interplay between public support payments and the minimum wage.

3.7 Fourth Quarter Financial Reports for Fiscal Year 2014-2015.

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on August 20, 2015, accept the Fourth Quarter (period ending June 30, 2015) Financial Reports for Fiscal Year 2014-2015 for the following programs:

- (a) Debt Management Report;
- (b) Investment Report; and
- (c) Revenue Collection Report.

Not a Project, File No. PP10-069(a), Staff reports that involve no approvals of any City actions. (Finance)

[Public Safety, Finance, and Strategic Support referral 8/20/15 – Item (d)(4)]

Accepted.

3. STRATEGIC SUPPORT SERVICES

3.8 Purchase and Installation of Remote Read Water Meters.

Recommendation: Adopt a resolution authorizing the City Manager to:

- (a) Execute a purchase order with Badger Meter (Milwaukee, WI) for the purchase of approximately 12,000 remote read water meters in an amount not-to-exceed \$2,860,000;
- (b) Execute a purchase order with Stoloski & Gonzalez (Half Moon Bay, CA) for the installation of approximately 12,000 water meters in an amount not-to-exceed \$900,000; and
- (c) Purchase and install additional water meters from Badger Meter and Stoloski & Gonzalez, respectively, on an as required basis, subject to the appropriation of funds.

CEQA: Categorically Exempt, File No. PP15-079, CEQA Guidelines Section 15303, New construction of small structures. (Finance)

Resolution No. 77518 adopted, with the clarification that authority is granted to install approximately 12,500 water meters, as indicated in the Issuance of City of San Jose Financing Authority Commercial Paper Program For Water Utility System Meter Replacements.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Actions Related to the Second Street Studio Apartments Project.

Recommendation:

- (a) Adopt a resolution:
 - (1) Approving an early disbursement of the existing \$8,000,000 construction-permanent loan commitment, in the form of a land acquisition loan of up to \$5,000,000 that will refinance an existing land acquisition loan in order to support development of the Second Street Studio Apartments, an affordable multifamily rental development offering permanent supportive housing for the homeless to be located at 1140 South Second Street at Keyes Street and developed by a legal affiliate of First Community Housing Corporation (Developer);
 - (2) Approving an increase of up to a \$6,452,000 to the existing City Council-approved construction-permanent loan commitment of \$8,000,000, for a total of up to \$14,452,000 of Low and Moderate Income Housing Asset Funds to Developer; and
 - (3) Approving an increase of up to \$500,000 to the existing predevelopment loan.

Resolution No. 77519 adopted.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Actions Related to the Second Street Studio Apartments Project (Cont'd.)

- (b) Adopt the following Appropriation Ordinance amendments in the Low and Moderate Income Housing Asset Fund:
- (1) Increase the Housing Loans and Grants appropriation to the Housing Department in the amount of \$6,000,000; and
 - (2) Decrease the Housing Project Reserve appropriation in the amount of \$6,000,000.

CEQA: Mitigated Negative Declaration, File No. PDC07-086, adopted 8/26/2008.
Council District 3. (Housing/City Manager)
(Deferred from 8/25/15 – Item 4.2)

Ordinance No. 29612 adopted.

4.2 San José Planning for Super Bowl 50.

Recommendation: As recommended by the Community and Economic Development Committee on August 24, 2015, accept the staff report on City preparations for events and visitors in San José for Super Bowl 50 the week of January 31, 2016. CEQA: Not a Project, File No. PP10-069(a), Staff reports that involve no approvals of any City actions. (Economic Development)

[Community and Economic Development referral 8/24/15 – Item (d)(3)]

Accepted, including recommendations as outlined in the memorandum from Councilmembers Peralez, Rocha and Kalra, dated September 11, 2015.

4.3 Public Hearing on the FY 2014-2015 Consolidated Annual Performance Evaluation Report.

Recommendation: Hold a Public Hearing on the FY 2014-2015 Consolidated Annual Performance Evaluation Report and approve the document for submittal to the U.S. Department of Housing and Urban Development by the September 30, 2015 deadline. CEQA: Not a Project, File No. PP10-069(a), Staff Reports that involve no approvals of any City actions. (Housing)

Public hearing held.

Approved.

4.4 Award of Federal Funds for the Outreach, Shelter and Rapid Re-housing Program for Unhoused Populations.

Recommendation: Approve the Community Development Block Grant, Emergency Solutions Grant, and Housing Trust Fund contracts totaling \$1,266,423 for implementation of the City's Outreach, Shelter and Rapid Re-housing Program for Unhoused Populations to the following agencies, from September 1, 2015 through June 30, 2016, in the following amounts:

- (a) \$625,000 to HomeFirst Services of Santa Clara County for outreach and shelter services;
- (b) \$248,968 to People Assisting the Homeless for outreach services; and
- (c) \$392,455 to Bill Wilson Center for rapid re-housing and supportive services.

CEQA: Not a Project, File No. PP10-066. Agreements/Contracts. (Housing)

Approved.

4.5 Temporary Moratorium on Closure or Conversion of Mobilehome Parks.

Item 4.5 was bifurcated into two motions.

Recommendation:

- (a) Adopt an interim ordinance, as an urgency measure, extending the temporary moratorium on the conversion or closure of mobilehome parks to October 30, 2015 pending the review and possible amendment of the land use regulations applicable to such conversions and closures and setting forth the findings to support: 1) the need for the extension of the temporary moratorium; and 2) the need for the urgency measure; and

Interim Ordinance No. 29613 adopted.

- (b) Consideration of an ordinance establishing a temporary six (6) month moratorium on the closure or conversion of Mobilehome Parks to any other use, through February 25, 2016 pending the review and possible amendment of land use regulations related to Mobilehome Park conversions, setting forth the findings to support the temporary moratorium.

CEQA: Exempt, Guidelines Sections 15061(b)(3) No Significant Impact on the Environment and 15308 Actions by Regulatory Agencies for Protection of the Environment. (Planning, Building and Code Enforcement/Housing)

Ordinance No. 29614 passed for publication.

4.6 Public Hearing on the Reorganization of Story No. 65.

Recommendation: Conduct a Public Hearing and consider the adoption of a resolution on the annexation of one (1) unincorporated parcel totaling 0.52 gross acres from the County of Santa Clara to the City of San José, located on the West side of East Hills Drive approximately 250 feet easterly of Dale Drive (3405 East Hills Drive) (Sanchez Jose Life Estate & Et Al, Gonzalez Olga And Guillermo, Owner). CEQA: Exempt. Guidelines Section 15319(b). Annexation of individual small parcels. Council District 5. (Planning, Building and Code Enforcement)

Resolution No. 77520 adopted.

5. NEIGHBORHOOD SERVICES

6. TRANSPORTATION & AVIATION SERVICES

7. ENVIRONMENTAL & UTILITY SERVICES

7.1 Audit of Curbside Recycling.

Recommendation: As recommended by the Transportation and Environment Committee on June 1, 2015, accept the Audit Report on Curbside Recycling. CEQA: Not a Project, File No. PP10-069(a), Staff Reports, Assessments and Annual Reports. (City Auditor)

[Transportation and Environment Committee referral 6/1/15 – Item D(4)]

(Deferred from 6/16/15 – Item 7.1 and 8/4/15 – Item 7.1)

Accepted, with the inclusion of the memorandum from Councilmember Manh Nguyen, dated September 15, 2015; and including the memorandum from Councilmembers Kalra, Carrasco, Rocha and Khamis, dated, September 11, 2015, with item (d) from this memorandum to be addressed in Closed Session as soon as possible, and with item (e) to return to Council pursuant to completion of the study. Abstain: Councilmember Tam Nguyen

8. PUBLIC SAFETY SERVICES

8.1 Response to Santa Clara County Civil Grand Jury Report Entitled “Protecting Our Most Vulnerable Residents.”

Recommendation: Review and accept the City of San José’s response to the 2014-2015 Santa Clara County Civil Grand Jury’s Report entitled “Protecting Our Most Vulnerable Residents.” CEQA: Not a Project, File No. PP10-069(a), Staff Reports that involve no approvals of any City actions. (Police)

Accepted, including Mayor Sam Liccardo’s memorandum dated September 15, 2015, and with the item to return for follow-up to the Public Safety, Finance and Strategic Support Committee.

9. REDEVELOPMENT – SUCCESSOR AGENCY

- **Open Forum**
 - (1) **David Wall offered appreciation to San José Police Lieutenant Rick Weger who recently suppressed criminal activity in his neighborhood.**
 - (2) **Mark Trout opined that vaccinations may cause unnecessary health risks.**

- **Adjournment**

The Council of the City of San José adjourned at 7:14 p.m.

**JOINT CITY OF SAN JOSE CITY COUNCIL/
FINANCING AUTHORITY AGENDA**

1:30 P.M.

TUESDAY, SEPTEMBER 15, 2015

CHAMBERS

TO BE HEARD IMMEDIATELY FOLLOWING CONSENT CALENDAR.

- 1. Call to Order and Roll Call**
- 2. Issuance of Commercial Paper Program for Water Utility System Meter Replacements.**

Recommendation:

- (a) City Council to take the following actions:
 - (1) Conduct a Public Hearing concerning the approval of the issuance by the City of San José Financing Authority of commercial paper notes in order to finance certain public capital improvements of the City, consisting of water meter replacements and certain related costs (the “Water Meter Replacement Project”); and

Public hearing held.

- (2) Adopt a resolution to approve the issuance of commercial paper notes pursuant to the previously established commercial paper program designated as “City of San José Financing Authority Lease Revenue Commercial Paper Notes” to provide financing for the Water Meter Replacement Project in an amount not to exceed \$3,500,000 and to state the City Council’s determination that there will be significant public benefits accruing from such financing.

Resolution No. 77521 adopted.

- (b) City of San José Financing Authority Board adopt a resolution to approve the issuance of City of San José Financing Authority Commercial Paper Notes to provide financing for the Water Meter Replacement Project in an amount not to exceed \$3,500,000.

CEQA: Categorically Exempt, File No. PP15-079, CEQA Guidelines Section 15301, Existing Facilities. (Finance)

San José Financing Authority Resolution No. 128 adopted.

- 4. Adjournment of the Joint City Council/San José Financing Authority.**