

MINUTES OF THE CITY COUNCIL

SAN JOSE, CALIFORNIA

TUESDAY, APRIL 22, 2014

The Council of the City of San José convened in Regular Session at 9:08 a.m. in the Council Chambers at City Hall.

Present: Council Members - Campos, Chu, Constant, Kalra, Khamis, Liccardo, Nguyen, Oliverio, Rocha; Reed.

Absent: Council Members - Herrera. (Excused)

STRATEGIC SUPPORT SERVICES

3.2 Accept Labor Negotiations Update.

None.

CLOSED SESSION

Upon motion unanimously adopted, Council recessed at 9:09 a.m. to a Closed Session in Room W133 (A) Public Employment/Public Employee Appointment Pursuant to Government Code Section 54957; Planning, Building and Code Enforcement Director of Planning Building and Code Enforcement; Name: Harry Freitas; (B) to confer with Legal Counsel pursuant to Government Code Section 54956.9, Subsection (c) with respect to anticipated litigation: Number of matter(s) to be discussed: 1; (C) to confer with Legal Counsel pursuant to Government Code Section 54956.9, Subsection (b) with respect to anticipated litigation (claim not filed) in one (1) matter; (D) to confer with Legal Counsel pursuant to Government Code Section 54956.9, Subsection (d)(1) with respect to existing litigation; (1) In re: Claim of San José Police Officers' Association v. City, et al.; Names of Partie(s) Involved: San José Police Officers' Association, City of San José, Board of Administration for Police and Fire Department Retirement Plan of City of San José and Does 1-10; Court: Superior Court of California, County of Santa Clara; Case No: 1-12-CV-225926; Amount of Money or Other Relief Sought: Declaratory and injunctive relief; (2) San José Retired Employees Association, et al. v. City, et al.; Names of Partie(s) Involved: San José Retired Employees Association, Howard E. Fleming, Donald S. Macrae, Frances J. Olson, Gary J. Richert and Rosalinda Navarro, City of San José Does 1 through 50, Board of Administration for the Federated City Employees Retirement

CLOSED SESSION (Cont'd.)

System; Court: Superior Court of California, County of Santa Clara; Case No: 1-11-CV-233660; Amount of Money or Other Relief Sought: Declaratory Relief and Verified Petition for Writ of Mandate; (3) Sapien, et al. v. City of San José, et al.; Names of Partie(s) Involved: Robert Sapien, Mary Kathleen McCarthy, Thanh Ho, Randy Sekany, Ken Heredia, City of San José, Debra Figone in her official capacity as City Manager of the City of San José, Does 1 through 15, the Board of Administration for the 1961 San José Police and Fire Department Retirement Plan; Court: Superior Court of California, County of Santa Clara; Case No: 1-12-CV-225928; Amount of Money or Other Relief Sought: Challenge to Measure B; (4) Harris, et al. v. City of San José, et al.; Names of Partie(s) Involved: Teresa Harris, Jon Reger, Moses Serrano, Suzann Stauffer, City of San José, Debra Figone, in her capacity as City Manager of the City of San José, the Board of Administration for the 1975 Federated City Employees' Retirement Plan, Does 1 through 15; Court: Superior Court of California, County of Santa Clara; Case No: 1-12-CV-226570; Amount of Money or Other Relief Sought: Challenge to Measure B; (5) Mukhar, et al. v. City of San José, et al., Names of Partie(s) Involved: John Mukhar, Dale Dapp, James Atkins, William Buffington, Kirk Pennington, City of San José, Debra Figone, in her official capacity as City Manager of the City of San José, the Board of Administration for the 1975 Federated City Employees' Retirement Plan, and Does 1 through 15; Court: Superior Court of California, County of Santa Clara; Case No: 1-12-CV-226574; Amount of Money or Other Relief Sought: Challenge to Measure B; (E) to confer with Labor Negotiator pursuant to Government Code Section 54957.6: City Negotiator: City Manager Designee Alex Gurza; Employee Organizations: (1) Association of Building, Mechanical and Electrical Inspectors Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and ABMEI. (2) Association of Engineers & Architects (AEA); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and AEA. (3) Association of Maintenance Supervisory Personnel (AMSP); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: City of San José – Association of Maintenance Supervisory Personnel (AMSP) Benefit & Compensation Summary; (4) City Association of Management Personnel Agreement (CAMP); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Benefit & Compensation Summary - City of San José and City Association of Management Personnel Agreement; (5) Confidential Employees' Organization, AFSCME Local 101 (CEO); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and CEO. (6) International Association of Firefighters, Local 230 (IAFF); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and International Association of Firefighters. (7) International Brotherhood of Electrical Workers (IBEW); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and IBEW. (8) Municipal Employees' Federation, AFSCME Local 101, AFL-CIO (MEF); Nature of Negotiations: Wages/Salaries, Hours,

CLOSED SESSION (Cont'd.)

Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and MEF; (9) International Union of Operating Engineers, Local No. 3 (OE#3); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and International Union of Operating Engineers, Local No. 3. (10) San José Police Officers' Association (SJPOA); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and San José Police Officers' Association. (11) Association of Legal Professionals of San José (ALP); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc.; Web: <http://www.sanjoseca.gov/?nid=186>; Telephone for Employee Relations: 408-535-8150.

(A) To confer with Legal Counsel pertaining to the Successor Agency to the Redevelopment Agency of the City of San José pursuant to Government Code Section 54956.9, Subsection (c) with respect to anticipated litigation in one (1) matter.

By unanimous consent, Council recessed from the Closed Session at 11:01 a.m. and reconvened to Regular Session at 1:36 p.m. in the Council Chambers.

Present: Council Members - Campos, Chu, Constant, Herrera, Kalra, Khamis, Liccardo (1:45 p.m.), Nguyen, Oliverio (1:48 p.m.), Rocha; Reed.

Absent: Council Members - All Present.

INVOCATION

Sierramont Middle School Orchestra performed a musical piece by Karl Jenkins.

PLEDGE OF ALLEGIANCE

Mayor Reed led the Pledge of Allegiance.

ORDERS OF THE DAY

Upon motion by Council Member Herrera, seconded by Council Member Khamis, and carried unanimously, the Orders of the Day and the Amended Agenda were approved. (11-0.)

CLOSED SESSION REPORT

A. Public Employee Appointment Pursuant to Government Code Section 54957:

Title:	Director of Planning, Building and Code Enforcement.
Name:	Harry Freitas
Council Vote:	
Ayes:	Campos, Chu, Constant, Herrera, Kalra, Khamis, Liccardo, Nguyen, Oliverio, Rocha; Reed.
Noes:	None.
Disqualified:	None.
Absent:	None.

Assistant City Manager Ed Shikada announced the selection of Harry Freitas as Director, San José Planning, Building and Code Enforcement Department.

CEREMONIAL ITEMS

1.1 Presentation of a proclamation declaring April 22, 2014 as “Earth Day” in the City of San José. (Chu)

Mayor Reed, Council Members Liccardo, Kalra and Chu proclaimed April 22, 2014 as “Earth Day” in the City of San José, and Environmental Services Director Kerrie Romanow accepted the proclamation.

1.2 Presentation of a proclamation to Parents Helping Parents, recognizing the month of April as “Autism Awareness Month” in the City of San José. (Rocha) (Rules Committee referral 4/16/14)

Mayor Reed, Council Member Rocha presented a proclamation to Parents Helping Parents, and recognized the month of April as “Autism Awareness Month” in the City of San José.

CONSENT CALENDAR

Upon motion by Council Member Rocha, seconded by Council Member Herrera and carried unanimously, the Consent Calendar was approved and the below listed actions were taken as indicated. (11-0.)

2.1 Approval of Minutes

None were provided.

2.2 Final adoption of ordinances.

- (a) **ORD. NO. 29396** – Amending Part 3 of Chapter 3.04 of Title 3 of the San José Municipal Code to add Section 3.04.490 in order to allow the City of San José to offer a position to a sworn employee in the police and fire department retirement plan who, under the revised definition of disability in the city charter, does not qualify for a disability retirement.

Documents Filed: Proof of Publication of the Title of Ordinance No. 29396 executed on April 11, 2014, submitted by the City Clerk.

Action: Ordinance No. 29396 was adopted. (11-0.) (First Reading: 7-4. Noes: Campos, Chu, Kalra, Rocha.)

- (b) **ORD. NO. 29397** – Rezoning certain real property situated at the southeast corner of Almaden Expressway and Chynoweth Avenue, from the A(PD) Planned Development Zoning District to the A(PD) Planned Development Zoning District.

Documents Filed: Proof of Publication of the Title of Ordinance No. 29397 executed on April 11, 2014, submitted by the City Clerk.

Action: Ordinance No. 29397 was adopted. (11-0.)

2.3 Approval of Council Committee Reports.

- (a) **Rules and Open Government Committee Report of April 2, 2014. (Mayor)**

Documents Filed: (1) Memorandum from Council Member Rocha, dated April 21, 2014, recommending direction to staff regarding 4th of July events. (2) Rules and Open Government Committee Report dated April 2, 2014.

Council Member Rocha pulled Item G11, the Fireworks Policy Review, to consider a follow-up on the 4th of July event in regard to illegal fireworks. Council Member Constant pulled Item G10 regarding the Firefighter Air Replenishment System

Public Comment: Ryne Conder, Big Bear Fireworks, urged the Council to consider the use and sale of fireworks given the improved safety precautions that have been implemented.

Motion #1: Council Member Rocha addressed Item G11 and moved approval of his memorandum of April 21, 2014, as outlined on page 6 in “Action”. Council Member Campos seconded the motion.

Motion #2: Council Member Constant addressed Item G10 and moved that the Firefighter Air Replenishment System issue return to full Council in two to three weeks for further review and action.

2.3 (a) (Cont'd.)

Action: On a call for the question, Motion #1 carried unanimously, and the Rules and Open Government Committee Report of April 2, 2014 was approved, with recommendations as outlined in Council Member Rocha's memorandum dated April 21, 2014 for Item G11, the Fireworks Policy Review, to return to the Rules and Open Government Committee in September 2014 with an evaluation on the outcomes of the coordinated 4th of July events as well as an evaluation of the 4th of July holiday as a whole, with Staff directed to include: (1) the number of complaints about illegal fireworks; (2) the number of reported fires caused by illegal fireworks; (3) the number of reported injuries caused by illegal fireworks; (4) enforcement efforts, including citations issued; and general observations of coordinated 4th of July events; and that Council receive this evaluation in September 2014 to allow sufficient time to determine any necessary action before July 4th 2015. (11-0.)

Action: On a call for the question, Motion #2 carried, and Staff was directed to agendaize Item G10 from the April 2, 2014 Rules and Open Government Committee meeting regarding the Firefighter Air Replenishment System and to return to full Council in two to three weeks for further review and action. (8-3. Noes: Herrera, Liccardo; Reed.)

(b) Rules and Open Government Committee Report of March 26, 2014. (Mayor) [Deferred from 4/15/14 – Item 2.3(b)]

Documents Filed: The Rules and Open Government Committee Report dated March 26, 2014.

Action: The Rules and Open Government Committee Report dated March 26, 2014 was accepted. (11-0.)

2.4 Mayor and Council Excused Absence Requests.

There were none.

2.5 City Council Travel Reports.

There were none.

2.6 Report from the Council Liaison to the Retirement Boards.

There were none.

- 2.7 (a) **Award of a construction contract for the 7407 - BNR-2 Clarifiers Guardrail Replacement to the low bidder, Tucker Construction, Inc., in the amount of \$320,793; and**
(b) **Approve a contingency in the amount of \$32,100.**
CEQA: Exempt, File No. PP13-039. (Environmental Services)
(Deferred from 4/15/14 – Item 2.9)

Documents Filed: (1) City Council Action Request from Environmental Services Director Kerrie Romanow, dated April 22, 2014, recommending acceptance of a report on bids and award of a construction contract. (2) Letter from Treatment Plant Advisory Committee Chair Chuck Reed, dated April 18, 2014, stating concurrence with the Staff recommendations.

Action: The Award of a construction contract for the 7407 - BNR-2 Clarifiers Guardrail Replacement to the low bidder, Tucker Construction, Inc., in the amount of \$320,793, with related contingencies, was approved. (11-0.)

- 2.8 **Report on bids and award of a construction contract for 7157 – Digester Gas Storage Replacement Project to the low bidder, Anderson Pacific Engineering Construction Inc., for the base bid and Add Alternate No. 1 in the amount of \$1,825,100, and approval of a ten percent contingency in the amount of \$182,510.**
CEQA: Exempt, File No. PP13-086. (Environmental Services)
(Deferred from 4/15/14 – Item 2.10)

Documents Filed: (1) Memorandum from Environmental Services Director Kerrie Romanow, dated March 14, 2014, recommending acceptance of a report on bids and award of a contract. (2) Letter from Treatment Plant Advisory Committee Chair Chuck Reed, dated April 18, 2014, stating concurrence with the Staff recommendations.

Action: The report on bids and award of a construction contract for 7157 – Digester Gas Storage Replacement Project to the low bidder, Anderson Pacific Engineering Construction Inc., for the base bid and Add Alternate No. 1 in the amount of \$1,825,100, with related contingencies, was approved. (11-0.)

STRATEGIC SUPPORT SERVICES

- 3.1 **Report of the City Manager, Edward Shikada (Verbal Report).**

Assistant City Manager Ed Shikada recognized the excellent interdepartmental efforts of all involved in protecting community and property during the 5 alarm fire at the old KNTV building this weekend.

COMMUNITY & ECONOMIC DEVELOPMENT

- 4.1 As recommended by the Community and Economic Development Committee on February 24, 2014, consider approval of the one of two alternative community special events ordinances that would add Chapter 13.14, repeal Chapters 13.12, 13.16 and 13.22, and amend Chapter 13.44 of Title 13 of the San José Municipal Code in order to establish a comprehensive permit process for outdoor special events on or at City streets, parks, paseos and plazas. CEQA: Not a Project, File No. PP10-068(c), Municipal Code amendments involving no changes to the physical environment. (City Attorney)
[Community and Economic Development Committee referral 2/24/14 – Item D(4)]
(Deferred from 3/11/14 – Item 4.1, 3/18/14 – Item 4.2 and 4/8/14 – Item 4.1)**

Action: Dropped and referred to the Community and Economic Development Committee.

- 4.2 Consideration of an ordinance rezoning the real property located on the northwesterly corner of Tully Road and Capitol Expressway from IP Industrial Park Zoning to CG Commercial General Zoning District on a 13.52 gross acre site. CEQA: Envision San José 2040 General Plan EIR Resolution No. 76041. (Planning, Building and Code Enforcement)
C14-006 – District 5**

Documents Filed: (1) Memorandum from Council Member Campos, dated April 21, 2014, recommending acceptance of the Staff’s recommendation. (2) Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. C14-006, dated April 2, 2014. (3) Proof of Publication of Notice of Public Hearing executed on April 4, 2014, submitted by the City Clerk.

Director of Public Works David Sykes provided an introduction to the project and responded to questions from Council.

Motion: Council Member Campos moved approval of his memorandum of April 21, 2014. Council Member Constant seconded the motion.

Action: On a call for the question, the motion carried unanimously, and Ordinance No. 29404, entitled: “An Ordinance of the City of San José Rezoning Certain Real Property Situated on the Northwest Corner of Tully Road and Capitol Expressway on an Approximately 13.52 Gross-Acre Site from the IP Industrial Park Zoning District to the CG Commercial General Zoning District”, was passed for publication. (11-0.)

- 4.3 Adopt a resolution authorizing the Director of Public Works to:**
- (a) Negotiate and execute an agreement between the City of San José and Union Pacific Railroad for the relocation of the existing railroad crossing gates and signal at Alma Avenue, approximately 750' east of Monterey Road; and**
 - (b) Execute an agreement between the City of San José and SDS Nexgen for SDS Nexgen to reimburse the City for the full costs associated with the proposed railroad gate relocation.**

CEQA: Sun Gardens Redevelopment Project EIR, File No. PDC10-026 (Resolution No. 75929, adopted 6/21/2011). Council District 7. (Public Works)

Documents Filed: Memorandum from Director of Public Works David Sykes, dated April 3, 2014, recommending adoption of a resolution.

Director of Public Works David Sykes responded to questions from Council.

Action: Upon motion by Vice Mayor Nguyen, seconded by Council Member Herrera and carried unanimously, Resolution No. 76957, entitled: "A Resolution of the Council of the City of San José Authorizing the Director of Public Works to Negotiate and Execute an Agreement Between the City of San José and Union Pacific Railroad (UPRR) for the Relocation of the Existing Railroad Crossing Gates and Signal, at Alma Avenue; and Negotiate and Execute an Agreement with SDS Nexgen to Reimburse the City for the Full Costs of Railroad Gate Relocation", was adopted. (11-0.)

NEIGHBORHOOD SERVICES

- 5.1 (a) Adopt a resolution:**
- (1) Authorizing the City Manager or his designee to i) negotiate and execute a Purchase and Sale Agreement ("PSA") with the State of California Department of General Services ("DGS"), in the amount not-to-exceed \$16,000,000 for the purchase of approximately 21.6 gross acres of the former Agnews Developmental Center Property, together with all buildings and site improvements located thereon, located at 3500 Zanker Road in San José, CA, (a portion of APN No. 097-04-028 and 097-04-040) for future public park development, of which \$12,000,000 shall be provided to DGS upon the close of escrow and \$4,000,000 shall be retained by the City for future site demolition and environmental remediation and ii) negotiate and execute all other documents and take such further actions as are necessary to complete the transaction;**
 - (a) (2) Authorizing the City Manager or his designee to execute an amendment to the brokerage services agreement with Arthur J. Gallagher & Co. in an amount not-to-exceed \$19,250, to i) assist in the negotiating and procurement of an environmental liability insurance policy and ii) perform claims-related management services if subsequently required;**

- 5.1 (a) (3) **Authorizing the City Manager or his designee to purchase the aforementioned environmental liability insurance policy totaling approximately one-time premium payment of \$110,000 to cover liability arising from unknown conditions on the site. The policy shall be for up to a 10-year term with \$10,000,000 aggregated coverage with a \$100,000 policy deductible;**
- (b) **Adopt the following Appropriation Ordinance amendments in the Subdivision Park Trust Fund:**
- (1) **Decrease the Future PDO / PIO Projects Reserve by \$14,879,000; and**
- (2) **Increase the Agnews Property Acquisition appropriation to the Parks, Recreation and Neighborhood Services Department in the amount of \$14,879,000;**
- (c) **Adopt the following Appropriation Ordinance amendments in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Council District 4 Fund:**
- (1) **Decrease the Ending Fund Balance by \$1,291,000; and**
- (2) **Establish an appropriation for the Agnews Property Acquisition project to the Parks, Recreation and Neighborhood Services Department in the amount of \$1,291,000.**

CEQA: North San José Development Policies Update EIR, Resolution No. 72768, adopted 6/21/2005, as addended by File No. PP14-032. Council District 4. (Parks, Recreation and Neighborhood Services/Economic Development/City Manager)

Documents Filed: (1) Joint memorandum from Director of Parks, Recreation and Neighborhood Services Julie Edmonds-Mares, Director of Economic Development/Chief Strategist Kim Walesh and Budget Director Jennifer Maguire, dated April 9, 2014, recommending adoption of a resolution and appropriation ordinance amendments. (2) Supplemental memorandum from City Attorney Richard Doyle, dated April 21, 2014, to inform the Council of additional terms of the proposed purchase and sale agreement.

Director of Parks, Recreation and Neighborhood Services Julie Edmonds-Mares offered a presentation on the Agnews property acquisition.

Public Comments: Sean Manalo, representing the Office of Assembly Member Wieckowski offered support for the project. Sharon McCauley, PAC San José, urged some means to study, salvage and display Agnew's history on-site.

Director of Parks, Recreation and Neighborhood Services Julie Edmonds-Mares discussed actions taken to acknowledge Agnew's historical background.

Motion: Council Member Chu moved approval of the Staff recommendations. Council Member Herrera seconded the motion, and requested that the motion include some historical acknowledgement of the site. Council Member Chu accepted the amendment.

5.1 (Cont'd.)

Action: On a call for the question, the motion carried unanimously, and Resolution No. 76958, entitled: “A Resolution of the Council of the City of San José Authorizing the City Manager or His Designee to: (1) Negotiate and Execute a Purchase and Sale Agreement with the State of California Department of General Services for the Purchase of Approximately 21.6 Gross Acres of the Former Agnews Developmental Center Property Located at 3500 Zanker Road; (2) Execute an Amendment to the Agreement for Insurance Brokerage Services with Arthur J. Gallagher & Co. Insurance Brokers of California, Inc. to Expand the Scope of Services; and (3) Purchase an Environmental Liability Insurance Policy to Cover Liability Arising from Unknown Conditions on the Site”; Ordinance No. 29405, entitled: “An Ordinance of the City of San José Amending Ordinance No. 29271 to Appropriate Monies in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Council District 4 Fund for the Agnews Property Acquisition; and Providing that this Ordinance Shall Become Effective Immediately Upon Adoption”; and Ordinance No. 29406 entitled: “An Ordinance of the City of San José Amending Ordinance No. 29271 to Appropriate Monies in the San Jose-Santa Clara Treatment Plant Capital Fund for the Treatment Plant Fire Main Replacement; Providing that this Ordinance Shall Become Effective Immediately Upon Adoption”, were adopted, with direction to Staff to include some recognition and display of Agnew’s history on the park grounds. (11-0.)

ENVIRONMENTAL & UTILITY SERVICES

- 7.1 (a) **Report on bids and award of construction contract for 6998 – Fire Main Replacement – Phase III Project to the lowest responsive bidder, Stoloski & Gonzalez, Inc., for the base bid in the amount of \$1,572,870, and approval of a 10 percent contingency in the amount of \$157,290;**
- (b) **Adopt the following 2013-2014 Appropriation Ordinance Amendments in the San José-Santa Clara Treatment Plant Capital Fund:**
- (1) **Decrease the Plant Infrastructure Improvements appropriation to the Environmental Services Department in the amount of \$400,000; and**
 - (2) **Increase the Treatment Plant Fire Main Replacement appropriation to the Environmental Services Department in the amount of \$400,000.**
- CEQA: Exempt, File No. PP13-098. (Environmental Services/Public Works/City Manager)**
(Deferred from 4/15/14 – Item 7.1)

Documents Filed: (1) Joint memorandum from Environmental Services Director Kerrie Romanow, Director of Public Works David Sykes and Budget Director Jennifer Maguire, dated March 24, 2014, recommending acceptance of a report on bids and award of a construction contract. (2) Letter from Treatment Plant Advisory Committee Chair Chuck Reed, dated April 18, 2014, stating concurrence with the Staff recommendations.

7.1 (Cont'd.)

Action: Upon motion by Council Member Chu, seconded by Council Member Constant and carried unanimously, Ordinance No. 29407, entitled: “An Ordinance of the City of San José Amending Ordinance No. 29271 to Appropriate Monies in the San José-Santa Clara Treatment Plan Capital Fund for the Treatment Plant Fire Main Replacement; and Providing that this Ordinance Shall Become Effective Immediately Upon Adoption”, was adopted. (11-0.)

NOTICE OF CITY ENGINEER’S PENDING DECISION ON FINAL MAPS

In accordance with Sec. 19.16.140d of the San José Municipal Code, this is notification that the City Engineer has received the following Final Maps and is reviewing them for final approval:

<u>Tract</u>	<u>Location</u>	<u>Council District</u>	<u>Developer</u>	<u>Lots/Units</u>	<u>Type</u>
10226	South corner of Pierce Ave. and South Market St.	3	Pierce Reed Associates, LLC	1 Lot/232 units	MFA
10206	South of Santa Clara St. between Market St. and San Pedro St.	3	Essex OSM Reit, LLC	1 Lot/ 312 units	MFA
10103	East side of San Felipe Rd. approx. 700 ft north of Silver Creek Rd.	8	DAL Properties	6 Lots/ 6 units	SFD
10104	East side of San Felipe Rd. approx. 700 ft north of Silver Creek Rd.	8	DAL Properties	17 Lots/14 units	SFD

OPEN FORUM

- (1) Ross Signorino suggested a contest for school children to guess the ‘mystery’ company that is locating to North First Street and Brokaw Road in North San José.
- (2) Michelle Detloff brought attention to the plight of homeless veterans and women.

ADJOURNMENT

The Council of the City of San José adjourned at 2:33 p.m.

Minutes Recorded, Prepared and Respectfully Submitted by,

Toni J. Taber, CMC
City Clerk

rmk/04/22/14MIN

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/civiccentertv>. For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.