



HISTORIC LANDMARKS COMMISSION
Action Minutes

Wednesday, September 6, 2023

Regular Meeting
Commencing at 6:30 p.m.
Hybrid Meeting – City Hall Wing and Virtually –

Wing Rooms 118, 119 & 120
200 East Santa Clara Street
San José, CA 95113

<https://sanjoseca.zoom.us/j/83676017189>

Commission Members

Paul Boehm, Chair
Rachel Royer, Vice Chair
Harriett Arnold
Adriana Ayala
Amy Brown
Lawrence Camuso
Edward Janke

Christopher Burton, Director
Department of Planning, Building & Code Enforcement

Access the video, agenda, and related reports for this meeting by visiting the City's website at:
<https://www.sanjoseca.gov/your-government/departments/planning-building-code-enforcement/planning-division/commissions-and-hearings/historic-landmarks-commission>

AGENDA

ORDER OF BUSINESS

WELCOME

Meeting called to order at 6:31 p.m.

ROLL CALL

PRESENT: Commissioners Boehm, Royer, Arnold, Brown, Camuso and Janke (arrived at 6:35 p.m.)

ABSENT: Commissioner Ayala

1. DEFERRALS

No Items

2. CONSENT CALENDAR

No Items

3. PUBLIC HEARINGS

No Items

4. PLANNING REFERRALS

No Items

5. GENERAL BUSINESS

a. Milligan Parking Lot Project Draft Supplemental EIR

PROJECT MANAGER, CASSANDRA VAN DER ZWEEP

STAFF RECOMMENDATION: STAFF RECOMMENDS THAT THE HISTORIC LANDMARKS COMMISSION PROVIDE COMMENTS ON THE CULTURAL RESOURCES AND ALTERNATIVES SECTIONS OF THE MILLIGAN PARKING LOT PROJECT DRAFT ENVIRONMENTAL IMPACT REPORT UNDER THE CITY COUNCIL POLICY ON THE PRESERVATION OF HISTORIC LANDMARKS.

Chairman Boehm introduced the item. On behalf of Cassandra Van Der Zweep, David Keyon, Environmental Review Principal Planner, presented a summary of the project's environmental review process and Milligan Parking Lot Project Draft Supplemental Environmental Impact Report (DSEIR). Arian Collen, Department of Transportation Parking Manager, provided an overview of the proposed project and City of San José (City) contractual obligations related to a SAP Center parking agreement.

Chairman Boehm called for commissioner questions.

Commissioner Camuso inquired how many parking spaces would be lost if Foreman's Arena were retained. Mr. Collen responded that roughly 100 spaces would be lost. Commissioner Camuso inquired whether the City owned the land and what would Foreman's Arena be used for if it were retained. It was confirmed that the land is owned by the City and Nanci Klein, Economic Development Director, responded that research did not identify any feasible use for Foreman's Arena.

Commissioner Arnold expressed concern about the demolition of historic buildings. She noted that an alternative to demolition was analyzed in the project DSEIR that would retain Foreman's Arena, but she heard that the building would not be retained. Commissioner Arnold inquired whether the building must be demolished or whether it could be reused, relocated, added to or subtracted from to provide the necessary parking. Ms. Klein stated that the building needs to be demolished. She commented that future development prospects in the Diridon area related to the Downtown West project will diminish the parking supply and the City is close to being in breach of contract with regard to the provision of parking. Ms. Klein commented that the City desperately needs the parking spaces and the City takes its obligations to the Sharks very seriously. Commissioner Arnold inquired what it means that an alternative to retain Foreman's Arena was analyzed in the DSEIR. Ms. Klein commented that staff and the environmental consultant studied whether retaining the building could make sense in terms of parking spaces and cost, and they could not make the alternative work. Commissioner Arnold inquired about the possibility of moving the building. Mr. Keyon responded that CEQA requires the study of alternatives that could reduce or eliminate project impacts and the alternative studied was the retention of Foreman's Arena. Commissioner Arnold asked for clarification whether relocation of the building was studied. Mr. Keyon responded that the DSEIR did study an alternative to relocate the building offsite, but that alternative was determined to be infeasible because no available receiver site was identified (page 141 of the DSEIR, Section 7.41 – Alternatives Considered but Rejected). Commissioner Arnold inquired whether there was any other City-owned site available. Ms. Klein confirmed that was correct. Mr. Keyon added that the structure would need to

be dismantled and reconstructed in a manner that would conform with the Secretary of the Interior's Standards for the Treatment of Historic Properties and the building would need to be moved to a site that has integrity of historic context. He commented that identified sites have either been developed or designated for future development. Commissioner Arnold inquired about the possibility of History San José as a receiver site and Mr. Keyon stated the site was determined to be infeasible.

Vice Chairman Royer inquired whether the Coleman widening project is still anticipated to occur. Ms. Klein responded that the project is still planned. Vice Chairman Royer inquired if South Autumn would be widened along the Platform 16 project. Ms. Klein responded that adjustments are being made to roadway. Vice Chairman Royer referred to the proposed parking layout and noted that it looks like parking stalls would be located next to the creek bank. Mr. Collen commented that a considerable setback for the riparian corridor has been provided. Vice Chairman Royer inquired if the agreement specifies surface parking and would it be possible to build a parking structure. Ms. Klein responded that initially the site is supposed to be a surface parking lot in accordance with the 2018 agreement. Vice Chairman Royer inquired whether temporary, alternate spaces could be identified elsewhere given the delay in the Downtown West development. Ms. Klein responded that there are no alternative locations and commented that in the first quarter of FY 2023-2024 VTA is reporting that it will be removing 600-700 spaces directly across the street and those spaces cannot be made up without the Milligan parking lot. Mr. Collen commented that 4,825 spaces are required within a one-third mile radius of the arena. Commissioner Camuso inquired whether the 100 spaces that would be lost with the retention of Foreman's Arena would make a difference and Mr. Collen reported that they are needed to meet the City's obligations. Vice Chairman Royer inquired whether a parking garage could be constructed that would accommodate more parking than the proposed project. Ms. Klein responded that there is a possibility a significant structure could be built in the future, but there are currently no funds or funding in the foreseeable future. Chairman Boehm inquired whether the Garavaglia historic evaluation included the study of the physical building as well as maps. Ms. Peak Edwards commented that she understood there were issues with consultant access to the site (house). Chairman Boehm commented that Foreman's Arena is a Candidate City Landmark and that 407 W St. John Street is in a deteriorated condition, but that the HLC would like to retain historic resources where possible.

Commissioner Jenke commented that at the time the SAP arena was built, the piece of land to the west between the SAP arena and the railroad was supposed to be a parking structure and construction drawings were completed. He inquired whether consideration was given to building that parking structure. Ms. Klein responded that the proposed project precedes her time at the Redevelopment Authority but recalls that opportunities were found so they did not have to expend the money to build a parking structure and were still able to meet the obligated parking numbers. Commissioner Janke commented if it was okay then, why not now, and if it was not okay, what was the reason why it was not okay and maybe the parking structure could be built. Ms. Klein responded that there is no funding to build a parking structure. Commissioner Janke commented that the spirit of planning now is to make things denser and the project site could accommodate a parking structure.

Chairman Boehm opened public comment.

*Mike Sodergren, Preservation Action Council San Jose (PAC*SJ), commented that people fear that Diridon station will be demolished because the City has entitled so many projects in the area that there is no room for contingencies. He commented that alternatives could be identified that include putting temporary parking on sites where development projects are on pause. Mr. Sodergren commented that looking at the configuration of the proposed parking and Foreman's Arena that it is unclear why 100 spots would be lost. He commented that if we are going to build parking, then the City should go vertical and make it happen. Mr. Sodergren commented that the consideration of alternatives should include what would happen if the City were to default on the agreement - what would be the ramifications.*

*Ben Leech, PAC*SJ Executive Director, stated that PAC*SJ is opposed to the design of the project for a number of reasons. He stated that he emailed comments on the DSEIR during the public review comment period. Mr. Leech noted that one of the comments was that the proposed project be presented to the HLC for comment and he expressed appreciation for the City's willingness to do that. He stated that PAC*SJ's written comments need clarification and he looks forward to the City's responses to comment. Mr. Leech commented that PAC*SJ would like HLC input on the historic significance of 407 W St. John Street. . He noted that there is community concern about the building which is believed to be much older than what is stated in the DSEIR. Mr. Leech commented that PAC*SJ is waiting for more research before a Candidate City Landmark determination can be made. He commented that with the current evidence the building should at least be considered a Structure of Merit which warrants protections through the City's review process. Mr. Leech expressed concerned about the site because it is not secured (lack of no trespassing signs, fence is down) and it is highly vulnerable to trespass and arson. He noted that within 500 feet three historic houses in River Street Historic District were lost in the last two years. Mr. Leech commented that there needs to be better protection of the building while it goes through the entitlement process.*

Paul Soto, Barrio Horsehoe, expressed concerns about the historic precedence that is being set where the City has not been diligent in the maintenance of San José's history and the project area. He stated that he did not appreciate the Office of Economic Development coming to the HLC meeting when plans to demolish the structures have already been made. Mr. Soto appreciated the HLC's diligence and sense of responsibility. He does not want to see the HLC hijacked and appreciated the circumspection of the commission.

*Lynn Stevenson, PAC*SJ, commented that she is not familiar with area around the Foreman's Arena, ownership, and whether the required parking agreement was taken into consideration (for lease etc). She commented that she understands that EIR alternatives are limited in scope, but the City is not bound exclusively by the alternatives evaluated in the DSEIR. Ms. Stevenson stated that the City has the ability to look around the area to potentially identify temporary parking or other parking arrangements that could be pursued. She did not believe that the City has truly scoured the area or assessed all the options and wants to do what is easiest which is understandable but not okay given the impact on historic resources. Ms. Stevenson commented that she suspects Foreman's Arena will not be only historic resource to be demolished for parking and the City should thoroughly examine the options.*

*Sally Zarnowitz, PAC*SJ, expressed support of PAC*SJ's comments and noted the HLC has made some great comments. She hoped that the commission would continue to press for the retention alternative for the project.*

Chairman Boehm called for commissioner comments.

Commissioner Arnold stated that her comments are clear from her prior questions and the related discussion. She commented that she is not ready to support the project.

Commissioner Brown commented that if a parking structure were constructed that it would preclude future uses of the site like a park or housing.

Commissioner Camuso commented that he was not convinced that 100 spaces would make much difference. He believed there are other project alternatives that would retain Foreman's Arena. Commissioner Camuso noted that it is not the most beautiful building, but it has a lot of history and scaping and paving has occurred too often in San José's past.

Commissioner Jenke commented that the fundamental principal of demolishing a historic resource and paving over is counter to every bone in his body. He commented that he did not see the utility in the proposal and the difference the amount of parking spaces would make. Commissioner Janke commented that patrons of urban arenas and sports halls figure out where to park and how to park and the spaces lost by retaining Foreman's Arena would only relate to a small percentage of the arena's capacity. He recalled in the hearings for the construction of the arena that people who lived across the street in the Rose Garden were worried that patrons would be parking in their neighborhood.

Commissioner Janke commented that he is against the idea of demolishing the resource for such small number of parking spaces.

Vice Chairman Royer appreciated the challenge of trying to find the required parking spaces to adhere to the agreement, but she expressed concern that the demolition of Foreman's Arena could set a bad precedent for the future of other historic resources. She wondered where it would end when the City needs to find another 200 or 1,700 stalls. Vice Chairman Royer expressed disagreement with the demolition of historic structures to create surface parking and commented that the proposal would not align with the City's plans for densification.

Chairman Boehm commented that it is ironic that a Candidate City Landmark would be demolished for a parking lot. He commented that the number of parking spaces that would be gained by demolishing Foreman's Arena (100) is only about 3% of what is needed. Chairman Boehm noted that would be at cost of losing a Candidate City Landmark. He commented that Foreman's Arena may not be the most beautiful building, but it has history and means something to people in San José. Chairman Boehm urged the City to consider retaining the building. He urged the City to commit to making a 3D scan of 407 W St. John Street.

b. [Modifications to the San José Historic Resource Inventory.](#)

PROJECT MANAGER, DANA PEAK EDWARDS

STAFF RECOMMENDATION: STAFF RECOMMENDS THAT THE HISTORIC LANDMARKS COMMISSION ADD THE FOLLOWING PROPERTIES TO THE HISTORIC RESOURCES INVENTORY:

ELIGIBLE CALIFORNIA REGISTER (ECR) AND CANDIDATE CITY LANDMARK (CCL)

1. 5677 LEXINGTON AVENUE (APN 706-07-007)
2. 1065 SOUTH WINCHESTER BOULEVARD (APN 299-25-037)

IDENTIFIED STRUCTURE (IS)

1. 546 WEST JULIAN STREET (APN 259-29-097)
2. 555 DANA AVENUE (APN 274-10-003)
3. 1750 MERIDIAN AVENUE (APN 429-46-031)
4. 251-75 NORTH 4TH STREET (APN 467-01-033)

STAFF RECOMMENDATION: STAFF RECOMMENDS THAT THE HISTORIC LANDMARKS COMMISSION REMOVE THE FOLLOWING PROPERTY LISTED AS AN IDENTIFIED STRUCTURE (IS) FROM THE HISTORIC RESOURCES INVENTORY:

1. 97 SOUTH 6TH STREET/245 EAST SAN FERNANDO STREET (APN 467-24-006)

Chairman Boehm introduced the item.

*Dana Peak Edwards, City of San Jose Historic Preservation Officer, presented a summary of the staff report. She stated that the proposed modifications to the Historic Resources Inventory (HRI) support the 2017 adopted the Historic Survey Strategy that directed staff to proactively identify historic resources and to update the HRI. Ms. Peak Edwards stated that five of the properties suggested for inclusion in the HRI were identified by Ben Leech, the Executive Director of PAC*SJ. She stated that after independent research, review and concurrence by the City's Historic Preservation Officer, the suggested properties are recommended for inclusion in the HRI as Eligible California Register and Candidate City Landmark. Ms. Peak Edwards stated that one property, 1065 South Winchester Boulevard, was identified in 2021 as part of the review of an application for a Special Use Permit to allow the demolition of all structures on site and the construction of a six-story mixed-use building with 70 residential units and approximately 20,410 square feet of commercial area. She reported that the City Council certified the Final EIR for the 1065 South Winchester Boulevard Mixed Use Project and adopted a Statement of Overriding Considerations for the demolition of the structures; however, as part of project approval, the project applicant agreed to relocate the barn. Ms. Peak Edwards stated that since an application for a grading permit had not been submitted and the required environmental mitigation measures had not been completed to implement the project, relocation has not occurred. She stated that the property is recommended to be added to the HRI because it has been documented and evaluated by a qualified historic resources consultant and is eligible under local, and state significance criteria. Ms. Peak Edwards stated that listing in the HRI would not prevent*

implementation of the approved project. She noted that when the project is implemented, the point on the GIS map would change from a blue to a red dot, indicating that the buildings have been demolished or removed. Ms. Peak Edwards stated that the property would remain on the HRI as a record of its historic significance and location, and listing would not trigger any historic preservation permitting processes. Ms. Peak Edwards stated that one property, 97 South 6th Street/245 East San Fernando Street, is proposed for removal from the HRI. She stated that the property is listed on the HRI as an Identified Structure; however, the property was surveyed in 2002 by a qualified historic resources consultant as part of the East Downtown Frame Historic Resources Survey. Ms. Peak Edwards reported that following a reconnaissance level survey, the property was not selected to be more intensively studied because it was determined not to qualify for any listing on the local, state, and national level. Therefore, the survey concluded that the above property does not meet the criteria for listing in the HRI and it is proposed for removal from the HRI. Ms. Peak Edwards reported that Planning staff mailed written notice on August 16, 2023, to the property owners and occupants of the buildings recommended for listing in or removal from the HRI, and no responses were received.

Chairman Boehm called for commissioner questions.

Commissioner Camuso inquired about the property at 546 W Julian Street. Ms. Peak Edwards responded that the building was constructed in 1990 and designed by internationally renowned architect and design theorist Christopher Alexander who passed away in 2022. Alexander was best known for his series of highly influential publications including A City is Not a Tree, A Pattern Language, and The Timeless Way of Building. She stated that the building was commissioned in the late 1980s and is one of Alexander's most significant U.S. commissions and one of the most notable late twentieth-century San José buildings. Commissioner Camuso commented that the proposed properties are a good representation of midcentury architecture.

Commissioner Arnold commented that she was pleased that the HLC is not only looking at architecture but other aspects that are historical in nature, as represented by 546 W Julian Street.

Commissioner Brown commented that 546 W Julian Street provides low-income housing and inquired whether listing of the property in the HRI would be a burden on the organization using the building (repair etc). Ms. Peak Edwards responded that the property is proposed to be listed as an Identified Structure which means that it has not yet been documented and evaluated. She stated that the listing would serve as a flag if the property were proposed for redevelopment that any impacts would be considered in the environmental review process. Ms. Peak Edwards noted that if the property was determined to be significant, then the City Council would need to adopt a statement of overriding considerations for significant impacts.

Vice Chairman Royer inquired what would cause the documentation and evaluation of the proposed Identified Structures. Ms. Peak Edwards responded that would likely occur when redevelopment is proposed.

Chairman Boehm inquired about 1052 S 1st Street which was part of the Martha Gardens Survey and discussed at the August HLC meeting. Ms. Peak Edwards stated that the property would be brought to the HLC in October along with the three properties that were deferred by the HLC. Chairman Boehm expressed support for 546 W Julian Street and expressed objection to the proposed removal of 97 S 6th Street from the HRI

Chairman Boehm opened public comment.

*Ben Leech, PAC*SJ, thanked the HLC for advancing the recommendations. He commented that he was not surprised about the discussion regarding 546 W Julian Street. Mr. Leech clarified that the Historic Preservation Ordinance does not have any age requirement for historic significance and noted that there is precedence for the inclusion of properties in the HRI that are 30-40 years old. He commented that PAC*SJ considers keeping up with the passage of time as part of its obligations, including looking at historic resources from the recent past. Mr. Leech noted the building's association with an important architect and interesting program merited identification, as well as its location in the Downtown West Google development. He hoped that flagging the property would help to make the building more broadly understood. Mr. Leech stated that he looks forward to future listings and that it is important to keep adding properties to the HRI. He expressed appreciation for the opportunity to be part of that effort.*

Paul Soto, Barrio Horseshoe, expressed appreciation for the proposed listing of Abraham Lincoln High School. He commented that he has a flyer and photographs of Chicano movement and Low Rider history being acknowledged by the school. Mr. Soto commented that Judge Manley considered a case in 1971 - Diaz vs San Jose Unified School District – that resulted in desegregating the schools. He noted that Willow Street was used as the dividing line and Barrio Horseshoe and the greater area started to go to Lincoln High School. Mr. Soto commented that students brought their culture with them to the school and it was celebrated and acknowledged with things like car shows. He inquired if the historical record could be amended and wanted to bring photographs. Mr. Soto noted that the high school recently had a reunion and there has been exploration of the campus by the community.

Chairman Boehm closed public comment and called for commissioner comments.

Commissioner Janke commented on Christopher Alexander and noted that he taught at U.C. Berkeley. He commented that he was not known so much as an architect, but for the books he wrote in the 1960s and 1970s. Commissioner Janke commented that Christopher Alexander's association with the building as an eminent professor at Berkeley is important. He commented that early identification is worthwhile and the HLC should not wait until something is old before it weighs in on significance.

Commissioner Arnold commented on the Brutalist style court building designed by Cesar Pelli in relation to 546 W Julian Street and noted that when the building was proposed for demolition the public did not know how important the architect was because the information had not been previously shared. She concurred with Commissioner Janke's comments that it is important to identify properties in advance so the community is aware of not only the architecture, but the significant history.

Commissioner Camuso echoed the comments of the last two commissioners and supported the additions. He expressed disagreement with the proposal to remove 97 S 6th Street from the HRI.

Vice Chairman Royer echoed the comments of other commissioners and expressed support for recognizing buildings of the more recent past.

Chairman Boehm noted his comments reflect other commissioners and added that he has reservations about the removal 97 South 6th Street from the HRI. He commented on all the properties proposed for listing and expressed support for the proposed listing of 1065 South Winchester Boulevard. Ms. Peak Edwards noted that 97 S 6th Street was evaluated

as part of the East Downtown Frame historic resources survey and determined not to be eligible for listing on the local, state, or national level. She stated that the property is listed as an Identified Structure which is incorrect because it has been surveyed. Ms. Peak Edwards stated that due to the exterior alterations and diminished historic integrity, the property was determined in the windshield survey that an intensive-level survey of the building was not needed.

Commissioner Arnold made a motion to approve the proposed modifications to the HRI as recommended by staff. The motion was seconded by Commissioner Janke. Chairman Boehm made an amendment to the motion to omit 97 S 6th Street so the property would remain on the HRI. Commissioner Arnold accepted the amendment. The motion was approved 6-1-1 (Commissioner Brown “No”, Commissioner Ayala absent).

c. **2023 Historic Landmarks Commission Annual Retreat**

STAFF RECOMMENDATION: STAFF RECOMMENDS THAT THE HISTORIC LANDMARKS COMMISSION DISCUSS POTENTIAL TRAINING TOPICS AND DATES FOR THE 2023 HISTORIC LANDMARKS COMMISSION ANNUAL RETREAT IN OCTOBER.

The HLC discussed potential dates for the 2023 Historic Landmarks Commission Annual Retreat. The commission decided to hold the retreat on Friday, October 20, 2023 from 1:00 p.m. to 5:00 p.m.

The commission discussed the following as potential topics: National Alliance of Preservation Commissions Boot Camp summary; glossary of acronyms; Recognition of Culturally Diverse Properties subcommittee report; conversion of office to residential reuse; 20th-century architectural history; racial and social equity toolkit/SF cultural districts; historic integrity; affordable housing, density, and historic preservation; Mills Act from the Assessor’s perspective; and mitigation that works.

6. REFERRALS FROM CITY COUNCIL, BOARDS, COMMISSIONS, OR OTHER AGENCIES

No Items

7. 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 Commission. The Commission cannot engage in any substantive discussion or take any formal action in response to the public comment. The Commission can only ask questions or respond to statements to the extent necessary to determine whether to: (1) refer the matter to staff for follow-up; (2) request staff to report back on a matter at a subsequent meeting; or (3) direct staff to place the item on a future agenda. Each member of the public may fill out a speaker's card and has up to two minutes to address the Commission. If you have joined by teleconference and wish to speak on one of these items, please use the 'raise hand' feature in Zoom or press *9 from a touch tone phone to raise a hand to speak.

*Mike Sodergren, PAC*SJ, commented that on August 24th Mayor Mahan and Councilmember Omar Torres addressed the condition of First Church of Christ Scientist and the need for its preservation. He noted that there still needs to be an activation and a vision for the reuse and redevelopment of the property. Mr. Sodergren commented that on August 22nd he commented in a City Council meeting on a project on Moorpark Avenue that includes the demolition of almost 100 year old bungalows.*

Paul Soto, Barrio Horseshoe, read from a local university sociology department class syllabus - Chicanex History Archives. He thanked the HLC for helping to expand the definition of historic significance in the context of historic preservation. Mr. Soto commented that he would be looking at CSO history and the archives of Fred Ross, and this project was facilitated by the work of the HLC.

8. GOOD AND WELFARE

a. Report from Secretary, Planning Commission, and City Council

- i. Verbal update on the status of Planning approvals by the City Council, Planning Commission and Planning Director of projects with a historic resource component.

Ms. Peak Edwards reported the following:

On August 29th the City Council approved the Rezoning, Planned Development Permit, and Vesting Tentative Map for 4146 Mitzi Drive (PDC22-088, PD22-020, T22-030 & ER22-195). The project originally involved the Graves House which was constructed in the 1870s. The house was slated to be relocated and rehabilitated on site as part of a housing development project. It burned last fall and usable material and features were salvaged. The approved project will reconstruct the Graves House on site with the salvaged material to commemorate its history and construct high density residential units adjacent to the house.

On August 30th the Rules Committee considered an item pertaining to First Christ Scientist Church and fines for chronic code violations involving designated resources. The Rules Committee voted to move forward to City Council an item to holding Negligent Property Owners Accountable and Protecting and Preserving the Former First Church of Christ Scientist Building. The recommendation was brought

forward by Mayor Mahan, and Council members Kamei, Torres, and Foley. The approved recommendation to be considered by City Council was to:

- 1) Direct the City Attorney to review the City's Disposition and Development Agreement (DDA) with Z&L Properties related to property located at 43 East St. James St. ("former First Church of Christ, Scientist building") and report back to the City Council by the end of 2023 with recommendations related to its enforcement and options for the repurchase of property.
- 2) Direct the City Manager to:
 - a. Coordinate with the City Attorney to increase the maximum code enforcement fines that can be applied to property owners responsible for chronic code violations involving designated city, state, or federal landmarks from \$100,000 to \$500,000.
 - b. Once implemented, continue assessing additional fines for any ongoing code violations related to the former First Church of Christ, Scientist building until reaching the new maximum fine amount of \$500,000. Consider increasing the maximum daily fine from \$2,500 to \$10,000.
 - c. Work with the City Attorney to engage County of Santa Clara County and other relevant parties, including affordable and market rate housing developers, to explore repurchase and redevelopment of the property.

As part of the annual budget process, Council member Davis requested the allocation of \$100,000 to carry out work to designate the Schiele Alameda historic district. The work is scheduled to be completed by June 30, 2024.

- ii. Summary of communications received by the Historic Landmarks Commission.
 - iii. Next Meeting is October 4, 2023 in San Jose City Hall, Wing Rooms 118, 119, 120.
- b. **Report from Committees**
- i. Design Review Subcommittee: No meeting held on Thursday, August 17, 2023. Next meeting scheduled for Thursday, September 21, 2023 at 11:00 a.m.
Commissioner Janke was appointed to the Design Review Subcommittee.
- c. **Approval of Action Minutes**
- i. **Recommendation:** [Approval of Action Minutes for the Historic Landmarks Commission Meeting of August 2, 2023.](#)
There were no corrections. The Historic Landmarks Commission approved the Action Minutes of the August 2, 2023, HLC meeting as presented.
- d. **Status of Circulating Environmental Documents**
- No items

ADJOURNMENT

Meeting adjourned at 8:43 p.m.