



CITY COUNCIL AGENDA

APRIL 15, 2014

SYNOPSIS

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
XAVIER E. CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO
MADISON NGUYEN, VICE MAYOR
ROSE HERRERA
DONALD ROCHA
JOHNNY KHAMIS

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

The City of San José is committed to open and honest government and strives to consistently meet the community's expectations by providing excellent service, in a positive and timely manner, and in the full view of the public.

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- ***Strategic Support Services*** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- ***Community & Economic Development*** — Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.
- ***Neighborhood Services*** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- ***Transportation & Aviation Services*** — A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- ***Environment and Utility Services*** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- ***Public Safety Services*** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

You may speak to the City Council about any discussion item that is on the agenda, and you may also speak during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council. If you wish to speak to the City Council, please refer to the following guidelines:

- **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item(s) that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
- When the Council reaches your item on the agenda, Mayor Reed 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**
 - 9:36 a.m.** - Closed Session, Call to Order in Council Chambers
Absent Council Members: Kalra. (Excused)
 - 1:31 p.m.** - Regular Session, Council Chambers, City Hall
Absent Council Members: All Present.
 - 7:00 p.m.** - Public Hearings, Council Chambers, City Hall
Absent Council Members: Constant. (Excused)
- **Invocation (District 4)**
Associate Pastor Sheila Robinson, Bible Way Christian Church offered a prayer for the Invocation.
- **Pledge of Allegiance**
Mayor Reed led the Pledge of Allegiance.
- **Orders of the Day**
The Orders of the Day and the Amended Agenda were approved, with Item 2.7 deferred to May 20, 2014, Item 6.1 deferred to May 13, 2014 and Item 11.2 deferred to the first meeting in August 2014.

- Closed Session Report
No Report.

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to WomenNow TV for their commitment to providing the community with a wide range of women’s perspectives on health, careers, politics, fashion, entertainment, cuisine, parenting, finance and other global issues that pertain to India and South Asia. (Chu/Kalra)
Heard in the Evening.
Mayor Reed and Council Members Chu and Kalra recognized and commended WomenNow TV for their dedication to the community.
- 1.2 Presentation of a proclamation recognizing the week of April 14, 2014 through April 18, 2014 as “Dispatcher 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. (Fire)
Mayor Reed, Assistant City Manager Edward K. Shikada and Fire Chief Ruben Torres recognized the week of April 14, 2014 through April 18, 2014 as “Dispatcher Week” in the City of San José.
- 1.3 Presentation of a commendation to Snigdha Banda and her volunteer program, Science For Future, for promoting STEM education among low-income students in the Alum Rock Unified School District. (Herrera)
Heard in the Evening.
Mayor Reed and Council Member Herrera recognized and commended Snigdha Banda for her outstanding achievements.
- 1.4 Presentation of a proclamation recognizing the week of April 13-19, 2014 as "National Library Week" in the City of San José. (Library)
Mayor Reed recognized the week of April 13-19, 2014 as "National Library Week" in the City of San José.
- 1.5 Presentation of commendations to City Department teams that were recipients of the Silicon Valley Leadership Group Red Tape into Red Carpet awards. (Mayor)
Mayor Reed recognized and commended the City Department teams that were recipients of the “Silicon Valley Leadership Group Red Tape into Red Carpet” Awards.
- 1.6 Presentation of a commendation to Willow Glen High School Mock Trial Team as the 2014 Santa Clara County Mock Trial Champions. (Oliverio)
Heard in the Evening.
Mayor Reed and Council Member Oliverio recognized and commended the Willow Glen High School Mock Trial Team for their excellence.

2. CONSENT CALENDAR

2.1 Approval of Minutes.

Recommendation: Approval of minutes.

- (a) Regular Minutes of December 3, 2013.
- (b) Regular Minutes of December 10, 2013.
- (c) Joint Council/San José Financing Authority Minutes of December 10, 2013.
- (d) Regular Minutes of December 17, 2013.

Approved.

2.2 Final Adoption of Ordinances.

There were none.

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- (a) Rules and Open Government Committee Report of March 19, 2014. (Mayor)
Approved.
- (b) Rules and Open Government Committee Report of March 26, 2014. (Mayor)
Deferred to April 22, 2014 per City Clerk.

2.4 Mayor and Council Excused Absence Requests.

Recommendation:

- (a) Request for an excused absence for Council Member Constant from the Closed Session and Regular Meeting of the City Council on March 25, 2014 due to a mandatory court appearance. (Constant)
Excused.

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 Ordinance Permitting Operation of Small Model Warships.

Recommendation: Approve an ordinance amending Section 10.32.140 of Chapter 10.32 of Title 10 and Section 13.44.200 of Chapter 13.44 of Title 13 of the San José Municipal Code to permit the operation of model warships armed with low-velocity gas or compressed-air projectile launchers at times and locations designated by the City. CEQA: Exempt, File No. PP14-032. (City Attorney)

Deferred to May 20, 2014 per Orders of the Day.

2. CONSENT CALENDAR

2.8 Extension of Suspension of Gate Fees for Outdoor Special Events.

Recommendation: Adopt a resolution authorizing the City Manager to extend the suspension of the collection of gate fees for ticketed outdoor special events effective July 1, 2014 through June 30, 2016. CEQA: Not a Project, File No. PP10-067(a), Adjustment to Fee, Rates or Fares. (Economic Development)

Resolution No. 76953 adopted.

2.9 Report on Bids and Award of Contract for 7407 – BNR-2 Clarifiers Guardrail Replacement.

Recommendation:

(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.

(b) Approve a contingency in the amount of \$32,100.

CEQA: Exempt, File No. PP13-039. (Environmental Services)

Deferred to April 22, 2014 per Administration.

2.10 Report on Bids and Award of Construction Contract for 7157 – Digester Gas Storage Replacement Project.

Recommendation: 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 to April 22, 2014 per Administration.

2.11 Agreement with Neil O. Anderson & Associates, Inc. for Architectural Engineering Design Consultant Services for Pool Facilities.

Recommendation: Approve a Master Agreement with Neil O. Anderson & Associates, Inc. for design services, including preparation of architectural, civil, mechanical, electrical, and landscape architectural design and construction documents for capital projects for a term from the date of execution through June 30, 2017, in an amount not to exceed \$500,000. CEQA: Not a Project, File No. PP10-066(d), Consultant services for design to determine the feasibility of a project with no commitment to future action.

(Public Works)

Approved.

2. CONSENT CALENDAR

2.12 Project Contingency for the 2013 Slurry Seal Project.

Recommendation: Approve an increase in the project contingency for the 2013 Slurry Seal Project in the amount of \$50,000, from \$58,632 to a total contingency amount of \$108,632, and a total contract amount from \$1,172,635 to \$1,281,267. CEQA: Exempt, File No. PP11-035. (Transportation)

Approved.

2.13 Council Members Visit to State Legislators.

Recommendation: As recommended by the Rules and Open Government Committee on April 9, 2014, approve sending Council Members to Sacramento to meet with State Legislators. (Kalra)

[Rules Committee referral 4/9/14 – Item G(3)]

Approved.

3. STRATEGIC SUPPORT SERVICES

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

City Manager Edward K. Shikada described the activation of one of the monitors in the Tower Lobby, adjacent to the Parking Garage that will be highlighting the “Pride of San José” Award Winners at this time.

3.2 Labor Negotiations Update.

Recommendation: Accept Labor Negotiations Update.

Heard at 9:36 a.m.

No Report.

3.3 Revisions to Title 12 and the Regulations and Procedures of the San José Ethics Commission.

Recommendation: As recommended by the Rules and Open Government Committee on April 2, 2014:

- (a) Approve an ordinance of the City of San José amending Chapter 12.04 of Title 12 of the San José Municipal Code relating to the San José Ethics Commission and amending Section 12.16.040 of Chapter 12.16 of Title 12 to make a technical correction to the date to file disclosure reports for fundraising solicitations by elected City officials on a quarterly basis.

Ordinance No. 29398 passed for publication.

3. STRATEGIC SUPPORT SERVICES

3.3 Revisions to Title 12 and the Regulations and Procedures of the San José Ethics Commission. (Cont'd.)

- (b) Adopt a resolution revising the regulations and procedures of the San José Ethics Commission, and repealing Resolution No. 75640, which sets forth the current regulations and procedures for the San José Ethics Commission's investigations and hearings.

Resolution No. 76954 adopted.

CEQA: PP10-068(c), Code or Policy change involving no physical changes to the environment. (City Clerk/City Attorney)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Lease Agreement for United States Federal Government for Regional Patent and Trademark Office.

Recommendation:

- (a) Conduct a Public Hearing regarding an economic development subsidy in connection with a below-market-rate lease with the U.S. Government, pursuant to California Government Code Section 53083.

The Public Hearing was held.

- (b) Adopt a resolution authorizing the City Manager or his designee to negotiate and execute a below-market-rate lease with the U.S. Government for the operation of a regional patent and trademark office to be located in approximately 35,194 square feet of space in the City Hall Wing.

CEQA: Exempt, File No. PP14-031. Council District 3. (Economic Development/Public Works)
Heard following Ceremonial Items.

Resolution No. 76952 adopted.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.2 TEFRA Hearings for the Issuance of Tax-Exempt Multifamily Housing Revenue Bonds by California Statewide Communities Development Authority for the Charlotte Drive Apartments and Lexington Apartments Projects.

Recommendation:

- (a) Conduct a Tax Equity and Fiscal Responsibility Act (“TEFRA”) Public Hearing for the issuance of up to \$38,000,000 in tax-exempt private-activity bonds by the California Statewide Communities Development Authority (“CSCDA”) for the new construction of the proposed 200-unit Charlotte Drive Apartments located at 5600 Charlotte Drive by ROEM Development Corporation or by its related legal entity (“ROEM”).
- (b) Conduct a TEFRA Public Hearing for the issuance of up to \$26,000,000 of tax-exempt private-activity bonds by CSCDA for the new construction of the proposed 134-unit Lexington Apartments located at the Northeast corner of Lexington Avenue and Great Oaks Parkway by ROEM.

The Public Hearings Were Held.

- (c) Adopt a resolution approving the issuance of Tax-Exempt Revenue Bonds by CSCDA in an aggregate principal amount not to exceed \$64,000,000 to be used by ROEM to finance the construction of Charlotte Drive Apartments and Lexington Apartments and to pay certain expenses incurred in connection with the issuance of the bonds.

CEQA: Not a Project, File No. PP10-069, Organizational and Administrative Activities. Council District 2. (Housing/Finance)

Resolution No. 76955 adopted.

Noes: Oliverio.

5. NEIGHBORHOOD SERVICES

5.1 Audit of Library Hours and Staffing.

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on March 20, 2014, accept the Audit of Library Hours and Staffing.

CEQA: PP10-069(a), Staff Reports. (City Auditor)

[Public Safety, Finance, and Strategic Support Committee referral 3/20/14 – Item D(5)]

Report accepted. Staff was directed to:

- (1) **Begin the “Meet and Confer” process on allowing volunteers to play a greater role at the library, a role that will not require layoffs but will augment the current library staff and allow the opportunity for more open hours at the libraries.**
- (2) **Report back to Council in August 2014.**

Noes: Campos, Chu, Kalra, Rocha.

6. TRANSPORTATION & AVIATION SERVICES

6.1 Request for Installation of All-Way Stop Signs at the Intersection of Di Salvo Avenue and Bailey Avenue.

Recommendation: Conduct a Public Hearing pursuant to Section 11.18.060 of the San José Municipal Code and adopt a resolution to affirm the decision of the Appeals Hearing Board to uphold the denial by the Department of Transportation of the request for installation of all-way stop signs at the intersection of Di Salvo Avenue and Bailey Avenue located in the City of San José. CEQA: Exempt, File No. PP10-113. Council District 6. (Transportation)

Deferred to May 13, 2014 per Orders of the Day.

6.2 Communication and Outreach Plan for the Santa Clara/Alum Rock Bus Rapid Transit Project.

Recommendation: As recommended by Transportation and Environment Committee on April 7, 2014:

- (a) Accept the report and presentation on Santa Clara/Alum Rock Bus Rapid Transit Project.

Accepted.

- (b) Adopt the resolution approving the Santa Clara Valley Transportation Authority's *Project Communication and Outreach Plan* for the Santa Clara/Alum Rock Bus Rapid Transit Project and authorizing the Director of Public Works to approve changes, updates and modifications to the *Plan* as necessary.

CEQA: Exempt, File No. PP13-075. (Transportation/Public Works)

[Transportation and Environment Committee referral 4/7/14 – Item D(5)]

Heard in the Evening

Resolution No. 76956 adopted, as amended.

Staff was directed to:

- (1) **Include in the plan an explicit clause restricting noise adjacent to restaurants and cafés during the lunch hour, i.e. jack hammering and explicitly include the 72 hour restriction which entails that no driveway can be closed for 72 hours.**
- (2) **Provide a better outreach plan to the residents with regard to trees being cut down, noise, etc. and include Nextdoor.com, Cassell Neighborhood Association, Dorsa Neighborhood Association and Ocala BART Station.**
- (3) **Institute and implement a proactive plan for example, using texting and/or a rotation program that would provide a hotline for the public with follow-up after 5:00 p.m.**

7. ENVIRONMENTAL & UTILITY SERVICES

7.1 Report on Bids and Award of Contract for 6998 – Fire Main Replacement – Phase III Project.

Recommendation:

- (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.
 - (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 to April 22, 2014 Per Administration.

8. PUBLIC SAFETY SERVICES

9. REDEVELOPMENT – SUCCESSOR AGENCY

- **Open Forum**
 - (1) **Ross Signorino pointed out that 75 years ago Marian Anderson, legendary African American contralto, sang at the Lincoln Memorial after she was refused a performance at Washington’s Constitution Hall.**
 - (2) **Judy Bender complained that she has not heard from Human Resources regarding her Workman’s Compensation case. Mayor Reed referred Ms. Bender to speak with City Manager Edward K. Shikada after the meeting.**

- **Adjournment**

The Council of the City of San José adjourned the Afternoon Session at 3:54 p.m.

10. GENERAL PLAN PUBLIC HEARINGS

No General Plan Public Hearing at this time.

11. PUBLIC HEARINGS ON CONSENT CALENDAR

11.1 Public Hearings on Consent Calendar.

Recommendation:

- (a) Consideration of an ordinance rezoning the real property located on the south side of Turturici Way, approximately 1,200 feet northeast of Turturici Court (6788 San Felipe Road) from the A – Agricultural Zoning District and a portion of one parcel in the A(PD) Planned Development Zoning District to the R-1-2 Single-Family Residence Zoning District on a 3.13 gross acre site (Juventino and Adela Castaneda, Owners). CEQA: Envision San José 2040 General Plan EIR, Resolution No. 76041. (Planning, Building and Code Enforcement)
C13-057 – District 8

Ordinance No. 29399 passed for publication.

Staff was directed to meet with the Applicant and the residents of California Oak Creek and Meadowlands to explore opportunities and feasibility of establishing open space connectivity along Misery Creek with adjoining neighborhoods and watershed.

- (b) Consideration of an ordinance rezoning the real property located on the east side of Klein Road, approximately 160 feet southerly of Murillo Avenue (2510 Klein Road) from the A - Agricultural Zoning District to the R-1-5 Single-Family Residence Zoning District on an approximately 0.47 gross acre site (Manix, Kana and Diana, Owners). CEQA: Envision San José 2040 General Plan EIR, Resolution. No. 76041. (Planning, Building and Code Enforcement)
C13-058 – District 8

Ordinance No. 29400 passed for publication.

END OF PUBLIC HEARINGS ON CONSENT CALENDAR

11. PUBLIC HEARINGS

11.2 Rezoning the Real Property Located on the Northeast Corner of Lorraine Avenue and South Montgomery Street.

Recommendation:

(a) Consideration of and vote on a Majority Protest to Rezoning C13-042 filed pursuant to Part 5 of Chapter 20.120 of the City's Zoning Code to protest a rezoning to the DC - Downtown Primary Commercial Zoning District on a 0.102 gross acre site located on the northeast corner of Lorraine Avenue and South Montgomery Street (565 Lorraine Avenue).

Please note: Approval of this item requires 8 or more affirmative votes (2/3)

(b) Consideration of an ordinance rezoning the real property located on the northeast corner of Lorraine Avenue and South Montgomery Street (565 Lorraine Avenue) from the LI – Light Industrial Zoning District to the DC – Downtown Core Zoning District on a 0.102 gross acre site (Solari James Trustee, Owner). CEQA: Envision San José 2040 General Plan EIR, Resolution No. 76041. Planning Commission recommends denial (5-1-1). (Planning, Building and Code Enforcement)

C13-042 – District 3

(Deferred from 12/17/13 – Item 4.5)

Deferred to the first Council Meeting in August 2014 per Orders of the Day.

11.3 Rezoning the Real Property Located on the North Side of Blossom Hill Road, Approximately 1000 Feet Easterly of Snell Avenue.

Recommendation: Consideration of an ordinance rezoning the real property located on the north side of Blossom Hill Road, approximately 1000 feet easterly of Snell Avenue (393-397 Blossom Hill Road), from the A(PD) Planned Development Zoning District to the CN - Commercial Neighborhood Zoning District on a 0.45 gross acre site (Santa Teresa Physicians Med Bldg Ltd and The Health Trust, Owner). CEQA: Envision San José 2040 General Plan EIR, Resolution No. 76041. (Planning, Building and Code Enforcement)

C13-054 – District 2

(Deferred from 3/11/14 – Item 4.4 and 3/18/14 – Item 11.6)

Ordinance No. 29401 passed for publication.

Staff directed to work with the Applicant and the roller skating community during the rezoning process.

Planning, Building and Code Enforcement and Office of Economic Development Staffs directed to help identify suitable sites for the Silicon Valley Roller Girls.

Abstain: Khamis.

11. PUBLIC HEARINGS

11.4 Rezoning the Real Property Located on the South Side of Balbach Street, 100 Feet East of Almaden Avenue.

Recommendation: Consideration of an ordinance rezoning the real property located on the south side of Balbach Street, 100 feet east of Almaden Avenue (110, 120, 150, 158, 160, 166, 172, 180 Balbach Street) from the A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District to allow a mixed-use development with 101 unit multifamily residential units, a 1405 square foot retail space, and an underground parking facility on an approximately 1.5 gross acre site (Balbach Street Properties LLC, Owner). CEQA: Addendum to Downtown Strategy 2000 EIR, Resolution No. 72767. (Planning, Building and Code Enforcement)

PDC13-027 – District 3

(Deferred from 3/18/14 – Item 11.3)

Deferred to May 20, 2014 Per Administration.

11.5 Rezoning the Real Property Located on the Northwest Corner of North Almaden Boulevard and West Saint John Street.

Recommendation: Consideration of an ordinance rezoning the real property located on the northwest corner of North Almaden Boulevard and West Saint John Street (143 North Almaden Boulevard) from the LI-Light Industrial Zoning District to the DC-Downtown Primary Commercial Zoning District on a 0.74 gross acre site (One Pal Properties, Owner). CEQA: Envision San José 2040 General Plan EIR, Resolution No. 76041. Planning Commission recommends approval (6-0-1). (Planning, Building and Code Enforcement)

C13-038 – District 3

Ordinance No. 29402 passed for publication.

11.6 Rezoning the Real Property Located on the Northwest Corner of Highway 237 and North First Street.

Recommendation: Consideration of an ordinance rezoning the real property located on the northwest corner of Highway 237 and North First Street (4305 North 1st Street) from the A(PD) Planned Development Zoning District to the CIC - Combined/Industrial Commercial Zoning District on a 3.5 gross acre site (237 North 1st Street Investors LLC, Owner). CEQA: Envision San José 2040 General Plan EIR, Resolution No. 76041. (Planning, Building and Code Enforcement)

C14-010 – District 4

Ordinance No. 29403 passed for publication.

- **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 notice of the City Engineer's receipt of the following Final Maps for review:

<u>Tract</u>	<u>Location</u>	<u>Council District</u>	<u>Developer</u>	<u>Lots/Units</u>	<u>Type</u>
10213	East of Charlotte Dr. & Charlotte Commons Park between Raleigh Rd. and Highway 85 ROW	2	Lennar Homes	2 Lots to 9 Roadway Parcels, 1 Common Area & 99 Units	SFD/S FA
10214	East of Charlotte Dr. & Charlotte Commons Park between Raleigh Rd. and Highway 85 Row	2	Lennar Homes	2 Lots to 5 Roadway Parcels, 1 common Area, & 54 Units	SFD/S FA
10241	2577 Fallingtree Drive North of Fallingtree Drive & West of Capitol Avenue	4	JG Building LLC	1 Lot to 7 Lots	SFD

- **Open Forum**
There were none presented.

- **Adjournment**
The Council of the City of San José was adjourned at 8:35 p.m. in memory of Steve French, who passed away on February 04, 2014. He was a noted visual artist, a scholar of the arts, and an esteemed member of the San José Arts Community who will be greatly missed. (Liccardo)