

CITY COUNCIL AGENDA

DECEMBER 2, 2014

SYNOPSIS

PETE CONSTANT
ASH KALRA
SAM LICCARDO
VACANT
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 or 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, 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**
9:30 a.m. - Closed Session, Call to Order in Council Chambers
Absent Councilmembers: Constant.
Vacant: District 4.

1:30 p.m. - Regular Session, Council Chambers, City Hall
Absent Councilmembers: Constant.
Vacant: District 4.
- **Invocation (Mayor)**
Pastor Danny Sanchez of The City Peace Project provided the Invocation.
- **Pledge of Allegiance**
Mayor Reed led the Pledge of Allegiance accompanied by third-grade students from Queen of the Apostles Elementary School.
- **Orders of the Day**
The Orders of the Day and the Amended Agenda were approved, with Item 4.2 dropped.

- **Closed Session Report**

City Attorney Doyle disclosed the following Closed Session actions of December 2, 2014:

- A. **Authority to Initiate Litigation:**
Authority to initiate litigation was given in 1 matter(s). The name of the action(s) and the defendant(s) as well as the substance of the litigation shall be disclosed to any person upon inquiry once the action(s) is/are formally commenced.

Council Vote:

Ayes: **Chuck Reed, Xavier Campos, , Rose Herrera, Ash Kalra , Johnny Khamis, Sam Liccardo, Madison Nguyen, Pierluigi Oliverio, Donald Rocha**

Noes: **None.**

Disqualified: **None.**

Absent: **Pete Constant**

Vacant: **District 4.**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a Commendation to San José State University Career Center for their innovation in creating the Spartan Staffing Program. (Herrera)
Mayor Reed and Councilmember Herrera recognized the San José State University Career Center for their innovation and exemplary work in creating the Spartan Staffing Program.

2. CONSENT CALENDAR

- 2.1 **Approval of Minutes.**
None.

2. CONSENT CALENDAR

2.2 Final Adoption of Ordinances.

Recommendation: Final adoption of ordinances.

- (a) ORD. NO. 29510 – Amending Title 14 of the San José Municipal Code to add a new Chapter 14.09 to provide that City contracts involving Public Works will follow State Prevailing Wage Law (California Labor Code Sections 1720 – 1815) with certain modifications to allow for City enforcement, and to provide that the City’s Prevailing Wage Policy set forth in Resolution Nos. 61144, 61716, 71584, 72518, 75848 and 76242 no longer applies to any City contract involving public works covered by this ordinance.

Ordinance No. 29510 adopted.

- (b) ORD. NO. 29511 – Amending Sections 3.36.020.15, 3.36.808, and 3.36.1020 of Chapter 3.36 of Title 3 of the San José Municipal Code to implement a Tier 2 Pension Plan for New Employees in the Fire Department of the City of San José in the Police and Fire Department Retirement Plan.

Ordinance No. 29511 adopted.

- (c) ORD. NO. 29512 – Rezoning certain real property of approximately 73.73 gross acres situated on the east side of Perimeter Road, between Great Oaks Boulevard and Miyuki Drive, from the A(PD) Planned Development Zoning District to the A(PD) Planned Development Zoning District. PDC12-028

Ordinance No. 29512 adopted.

2.3 Approval of Council Committee Reports.

Recommendation: Approval of Council Committee Reports.

- (a) Transportation and Environment Committee Report of November 3, 2014.
(Liccardo)

Deferred to 12/9/14 per the City Clerk.

- (b) Rules and Open Government Committee Report of November 5, 2014. (Mayor)
Approved.

2.4 Mayor and Council Excused Absence Requests. None provided.

2.5 City Council Travel Reports. Councilmember Khamis reported on his trip to Washington D.C. in November to attend the Arab American Institute’s Leadership Summit.

2.6 Report from the Council Liaison to the Retirement Boards. No Report.

2. CONSENT CALENDAR

2.7 **Amendment to the Agreement with AmeriNational Community Services for Loan Servicing and Funds-Disbursement Services for the Housing Department's Single Family Loan Portfolio.**

Recommendation: Approve a Seventh Amendment to the Agreement with AmeriNational Community Services, increasing the amount of the agreement by \$100,000 from \$425,000 to \$525,000 and extending the term from December 31, 2014, to December 31, 2015. CEQA: Not a Project, File No. PP10-066(e), Contracts and Agreements for Services. (Housing)
(Deferred from 11/18/14 – Item 2.11)

Approved.

2.8 **Appointment of a Fire Retiree Representative to the Board of Administration of the Police and Fire Department Retirement Plan.**

Recommendation:

- (a) Acknowledge receipt of the City Clerk's Certification of results of nomination conducted among the retired members of the Police and Fire Department Retirement Plan;
- (b) Acknowledge receipt of the recommendation from the panel convened to interview candidates for the Retiree Representative on the Police and Fire Retirement Board; and
- (c) Appoint one retiree member to the Board of Administration of the Police and Fire Department Retirement Plan to a term expiring November 30, 2018.

(City Clerk)

Richard Santos was appointed to the Board of Administration of the Police and Fire Department Retirement Plan to a term expiring November 30, 2018.

2.9 **Agreement with Macias Gini & O'Connell LLP for Audit Services.**

Recommendation: Approve an Agreement with Macias Gini & O'Connell LLP for audit services for the fiscal year ending June 30, 2015, for a fee not to exceed \$584,159 for fiscal year 2014-2015. CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (City Auditor)

Approved.

2.10 **District 1 Neighborhood Watch Meeting.**

Recommendation: Approve a Neighborhood Watch Meeting scheduled on Thursday, December 11, 2014 as a City Council sponsored Special Event and approve the expenditure of funds. CEQA: Not a Project. (Constant)
(Rules Committee referral 11/19/14)

Approved.

2. CONSENT CALENDAR

2.11 Actions Related to the Federal and State Workforce Investment Act Fund for the Allies Grant Project.

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

- (a) Increase the estimate for Earned Revenue by \$158,059; and
- (b) Establish an appropriation to the Office of Economic Development for the Alliance for Language Learners' Integration, Education, and Success (ALLIES) Grant Project in the amount of \$158,059.

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

Ordinance No. 29513 adopted.

Resolution No. 77221 adopted.

2.12 Actions Related to the Workforce Investment Act Fund for the Proposition 39 Grant Project.

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

- (a) Increase the estimate for Earned Revenue by \$300,000; and
- (b) Establish an appropriation to the Office of Economic Development for the Proposition 39 Pre-Apprenticeship Grant Project in the amount of \$300,000.

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

Ordinance No. 29514 adopted.

Resolution No. 77222 adopted.

2.13 Purchase Orders for Landscape Management and Maintenance Services for the Public Right-of-Way Locations in Special District Landscape Areas.

Recommendation: Adopt a resolution authorizing the City Manager to:

- (a) Execute purchase orders with Landscape Management and Maintenance Services for public right-of way locations in special district landscape areas with Valleycrest Landscape Maintenance, Inc. (San José, CA), Bayscape Landscape Management (San José, CA), Jensen Landscape, Inc. (San José, CA) and Marina Landscape, Inc. (Livermore, CA), for an initial two-year period starting on December 1, 2014 and ending November 30, 2016 for a cumulative compensation not-to-exceed amount of \$4,069,034;
- (b) Execute change orders to add or delete service area locations or change service levels, subject to the appropriation of funds; and
- (c) Exercise five additional one-year options to renew the purchase orders, subject to the annual appropriation of funds.

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

Resolution No. 77223 adopted.

2. CONSENT CALENDAR

2.14 Agreement with Health Trust for Destination: Home to End Homelessness.

Recommendation: Approve a Second Amendment to the Agreement with the Health Trust for Destination: Home to extend the contract to June 30, 2015, expand the scope of services to increase the number of clients served, and increase the compensation by \$490,151, from \$1,045,000, for a total \$1,535,151. CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (Housing)
Approved.

2.15 Amendments to City Pay Plan for Various Classifications.

Recommendation: Adopt a resolution to:

- (a) Amend the City of San José Pay Plan effective December 2, 2014, to create the following classifications:
 - (1) Zoo Education Specialist (6171)
 - (2) Zoo Educator (6172)
 - (3) Rides & Attractions Safety Coordinator (6175)
 - (4) Food & Beverage Services Supervisor (6163)
- (b) Amend the City of San José Pay Plan effective December 2, 2014, to change the salary range and title for the following classification:
 - (1) Entertainment Coordinator FT/PT(6863/6864) (formerly Puppet Theatre Coordinator FT/PT)

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

Resolution No. 77224 adopted.

2.16 Amendment to the Agreement with West Yost and Associates, Inc. for the Nordale Pump Station Replacement Project.

Recommendation: Approve a Second Amendment to the Master Agreement with West Yost & Associates, Inc. for the Nordale Pump Station Replacement Project, extending the term of the agreement from December 31, 2014 to December 31, 2015 at no additional cost to the City. CEQA: Not a Project, File No. PP10-066(d), Consultant Services. (Public Works)

Approved.

2.17 Circle of Palms Plaza Renaming.

Recommendation: As recommended by the Rules and Open Government Committee on November 12, 2014, rename a plaza located in Downtown San José on Market Street, from Circle of Palms Plaza to The Janet Gray Hayes Circle of Palms Plaza. (City Clerk) [Rules Committee referral 11/12/14 – Item G(2)]

Renumbered to Item 4.5 – Per Orders of the Day

3. STRATEGIC SUPPORT SERVICES

3.1 Report of the City Manager, Edward Shikada (Verbal Report).
City Manager, Edward K. Shikada urged employee participation in the Workforce Engagement Survey.

3.2 Labor Negotiations Update.

Recommendation: Accept Labor Negotiations Update.
None provided.

3.3 Upcoming Vacancy in District 4.

Recommendation: Discuss the options for filling the anticipated vacancy in District 4, and

- (a) Direct the City Clerk to open recruitment for an appointment, or
- (b) Adopt resolutions calling for a Special Election to be held on April 7, 2015, with a runoff, if necessary, on June 23, 2015.

(City Clerk)

Resolution 77225 adopted calling for a Special Election to be held on April 7, 2015 with a runoff, if necessary to be scheduled for June 23, 2015, was chosen. The Nomination period for the election to be December 15, 2014-January 9, 2015. Resolution No. 77226 adopted.

3.4 Agreement with Brüel & Kjaer EMS Inc. for Maintenance and Support Services for the Aircraft Noise and Flight Track Monitoring System.

Recommendation: Adopt a resolution authorizing the City Manager to:

- (a) Negotiate and execute an agreement with Brüel & Kjaer EMS Inc. (Sacramento, CA) for software and hardware maintenance and support, including flight radar data subscription for the Aircraft Noise and Flight Monitoring System for an initial five-year term ending December 31, 2019, with a maximum compensation not-to-exceed \$501,733 for the initial twelve months of the agreement, and \$1,586,485 for the five-year term, subject to the annual appropriation of funds;
- (b) Execute one-year options to extend the term of the agreement to provide ongoing maintenance and technical support services after the initial five-year term, subject to the appropriation of funds.

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

Resolution No. 77227 adopted.

3. STRATEGIC SUPPORT SERVICES

3.5 First Quarter Financial Reports for Fiscal Year 2014 – 2015.

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on November 20, 2014, adopt a resolution authorizing the Director of Finance to write off uncollectible Debts in an amount up to \$3,725,263.90. CEQA: Not a Project, File No. PP10-069(a), City Organizational and Administrative Activities. (Finance)
[Public Safety, Finance, and Strategic Support Committee referral 11/20/14 – Item D(8)]
Resolution No. 77228 adopted.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Downtown Commercial High-Rise Development Incentives.

Recommendation: As recommended by the Community and Economic Development Committee on September 22, 2014, direct the City Attorney to draft an ordinance amending Chapter 4.46 of Title of the San José Municipal Code and Chapter 4.47 of Title 4 of the San José Municipal Code to add sections to suspend the collection of the building and structure constructions tax for a single commercial high rise development project within two years. CEQA: Not a Project, File No. PP10-067(a), Adjustments to Fees, Rates, and Fares. (Economic Development /Planning, Building and Code Enforcement/Parks, Recreation and Neighborhood Services)
[Community and Economic Development Committee referral 9/22/14 – Item D(2)(a)(3)]
(Deferred from 10/21/14 – Item 4.1 and 11/18/14 – Item 4.3)
Staff recommendations were accepted with direction to staff to provide an analysis on requirements for pursuing local preferences for contractors, to moving ahead on pursuing local preferences, and with staff to return to Council in late January or early February for final action.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.2 Actions Related to the Downtown Residential High-Rise and Mid-Rise Park Fee Incentive Program.

Recommendation:

- (a) Per Council Direction from June 17, 2014, direct the City Attorney to draft a resolution to establish a new Downtown High-Rise and Mid-Rise Park Fee Incentive program to allow high-rise developers to pay 50% of their parkland in-lieu fees at certificate of occupancy, and to make a payment equivalent to the remaining 50% of the fee over a 5 year period; and allow mid-rise developers to pay 75% of their fee at certificate of occupancy and to make a payment equivalent to the remaining 25% of the fees over a 5 year period, with the latter payments to be set aside in a fund for downtown parks operations and maintenance;
- (b) Provide policy direction to staff for the next step to be taken in the development of a potential downtown parks district.

CEQA: Not a Project, File No. PP10-067(a), Adjustments to Fees, Rates, and Fares.
Council District 3. (Parks, Recreation and Neighborhood Services)
(Deferred from 11/18/14 – Item 4.4)

Dropped per Orders of the Day.

4.3 Historical Landmark Nomination and Mills Act Historical Property Contract for the “Daniel D. Tennyson House.”

Recommendation: Consider a Historic Landmark Nomination and Mills Act Historic Property Contract for the “Daniel D. Tennyson House” located at 54 South 14th Street.

- (a) Conduct a Public Hearing and adopt a resolution designating the “Daniel D. Tennyson House” as a landmark of special historic, architectural, aesthetic or engineering interest, or value of a historic nature;

Resolution No. 77229 adopted.

- (b) Conduct a Public Hearing on the Historic Property Contract (California Mills Act contract) between the City of San José and the owners of the subject property (Barry and Maile Del Buono, Owners) and adopt a resolution approving the contract.

CEQA: Exempt. (Planning, Building and Code Enforcement)
HL14-214/MA14-002 – District 3

Public hearing held.

Resolution No. 77230 adopted.

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.4 Lease Renewal of Police Response Unit.

Recommendation: Approve a five-year lease with James V. Simoni for the use of approximately 8,500 square feet of office space in San José, at a rental rate of \$156,000 for the first year, \$160,200 for the second year, \$164,400 for the third year, \$168,600 for the fourth year, and \$172,800 for the fifth year. The total rental cost for the five-year term of this lease is \$822,000. The lease agreement begins on September 1, 2014 and ends on August 31, 2019. CEQA: Not a Project, File No. PP10-066(f), Lease of existing space. (Economic Development)

Approved.

4.5 Circle of Palms Plaza Renaming.

Recommendation: As recommended by the Rules and Open Government Committee on November 12, 2014, rename a plaza located in Downtown San José on Market Street, from Circle of Palms Plaza to The Janet Gray Hayes Circle of Palms Plaza. (City Clerk) [Rules Committee referral 11/12/14 – Item G(2)]

Renumbered from Item 2.17 – Per Orders of the Day

Approved.

5. NEIGHBORHOOD SERVICES

5.1 Community Center Reuse Program Evaluation Update.

Recommendation: As recommended by Neighborhood Services and Education Committee on November 13, 2014:

- (a) Accept the report for the first-phase evaluation of Community Center Reuse Program Satellite Centers;
- (b) Accept the recommended schedule for the second-phase of the Community Center Reuse Program for Neighborhood Centers; and
- (c) Accept the Community Center Priority approach for community center services as resources become available.

CEQA: Not a Project, File No. PP10-066(e), Services that involve no physical changes to the environment. (Parks, Recreation and Neighborhood Services)

[Neighborhood Services and Education Committee referral 11/13/14 – Item D(1)]

Approved.

5. NEIGHBORHOOD SERVICES

5.2 Mayor's Gang Prevention Task Force Strategic Work Plan 2015 – 2017.

Recommendation: As recommended by the Public Safety, Finance, and Strategic Support Committee on November 20, 2014, accept the Mayor's Gang Prevention Task Force Strategic Work Plan 2015 – 2017. CEQA: Not a Project, File No. PP10-069(a), Staff Report. (Parks, Recreation and Neighborhood Services)

[Public Safety, Finance, and Strategic Support Committee referral 11/20/14 – Item D(11)]

The Mayor's Gang Prevention Task Force Strategic Work Plan 2015 – 2017 was accepted, with changes as outlined in Mayor Reed's memorandum of December 1, 2014 and with recommendations as suggested by Councilmember Rocha to modify the chart depicting Funding and Homicides (Page 13) with a chart measuring at least a decade of statistics including a retrospective funding analysis covering gang-related incidents and violent gang crimes.

6. TRANSPORTATION & AVIATION SERVICES

6.1 Downtown Sidewalks Bicycle Riding.

Recommendation:

- (a) Approve an ordinance to prohibit the riding of bicycles on sidewalks in designated areas of Downtown San José, with exceptions for police officers and persons 12 years of age or under, and amending Section 1.08.020 of Chapter 1.08 of Title 1 to Designate a Violation of Section 11.72.190 as an Infraction.
- (b) (Option 1) Define the designated area as:
 - (1) Santa Clara Street between Stockton Avenue and Eleventh Street.
 - (2) San Fernando Street between Cahill Street and Eleventh Street.
 - (3) First Street between St. John Street and San Carlos Street.
 - (4) Second Street between St. John Street and San Carlos Street.
 - (5) Third Street between St. John Street and San Carlos Street.
 - (6) Fourth Street between St. John Street and San Carlos Street.

(Item Continued on the next page)

6. TRANSPORTATION & AVIATION SERVICES

6.1 Downtown Sidewalks Bicycle Riding.

- (c) (Option 2) Alternatively, the City Council could define the designated area as, consistent with the Downtown Skateboard Prohibition Zone: Beginning at the intersection of Julian Street and Fourth Street and then going west on Julian Street to San Pedro Street, then going south on San Pedro Street to Santa Clara Street, then going west on Santa Clara Street to Route 87, then going south along Route 87 to Woz Way, then going south along Woz Way to Balbach Street, then going east on Balbach Street to Almaden Boulevard, then going north on Almaden Boulevard to Viola Avenue, then going east on Viola Avenue to Market Street, then going south on Market Street to Reed Street, then going east on Reed Street to Second Street, then going north on Second Street to San Carlos Street, then going east on San Carlos Street to Fourth Street, then going north on Fourth Street to Julian Street.

CEQA: Exempt, File No. PP14-087. (Transportation)

[Transportation and Environment Committee referral 10/6/14 – Item D(3) and Rules and Open Government Committee referral 10/15/14 – Item A2]
(Deferred from 11/18/14 – Item 6.1)

Ordinance No. 29515 passed for publication, adopting Option 1 of the staff recommendation with changes to exclude Santa Clara Street between Stockton Avenue and Eleventh Street due to obstruction from Bus Rapid Transit (BRT) construction; to exempt cyclists 12 years or under and those transporting someone who is 12 years or under; and with staff to return to the Transportation and Environment Committee with an update on the implementation of a behavioral rules and an education campaign, more clearly defining reckless behavior, to be included with the Department of Transportation’s annual report due in the March/April 2015 timeframe.

7. ENVIRONMENTAL & UTILITY SERVICES

7.1 Approval of Proposed Odor Control Strategy at the San José-Santa Clara Regional Wastewater Facility.

Recommendation: Approve the proposed odor control strategy at the San José-Santa Clara Regional Wastewater Facility. CEQA: San José/Santa Clara Water Pollution Control Plant Master Plan EIR, Resolution No. 72768. (Environmental Services)
(Deferred from 11/18/14 – Item 7.1)

Approved.

7. ENVIRONMENTAL & UTILITY SERVICES

7.2 Biosolids Transition Strategy for the San José-Santa Clara Regional Wastewater Facility.

Recommendation: Approve the Biosolids Transition Strategy for the San José-Santa Clara Regional Wastewater Facility. CEQA: Not a Project, File No. PP10-069(a), Staff Reports. (Environmental Services)

Approved.

7.3 Actions Related to the Commercial Solid Waste and Recyclables Collection Franchise Agreements.

Recommendation:

(a) Conduct a Public Hearing on the applications of the following companies for Commercial Solid Waste and Recyclables Collection Franchises for the non-exclusive collection and transport of residential clean-out material and construction and demolition debris;

(b) Approve ordinances granting the franchises;

Ordinance No. 29516 passed for publication.

Ordinance No. 29517 passed for publication.

(c) Approve the Commercial Solid Waste and Recyclables Collection Franchise Agreements for the non-exclusive collection and transport of residential clean-out material and construction and demolition debris for a term from January 1, 2015 to June 30, 2016 with the option of three one-year extensions:

(1) M&G Hauling Inc.;

(2) Uriel Del Toro dba Del Toro Trucking.

CEQA: Exempt; File No. PP08-228. (Environmental Services)

Approved.

7.4 Sanitary Sewer Flow Study.

Recommendation: As recommended by the Transportation and Environment Committee on November 3, 2014:

(a) Accept the staff report regarding the Sanitary Sewer Flow Study; and

(b) Approve the proposed changes and policy recommendations for future updates to the revenue program for the San José – Santa Clara Regional Wastewater Facility.

CEQA: Not a Project, File No. PP10-067(a), Increases or Adjustments to Fees, Rates and Fares. (Environmental Services)

[Transportation and Environment Committee referral 11/3/14 – Item D(3)]

Deferred to January 2015 per Administration

8. PUBLIC SAFETY SERVICES

9. REDEVELOPMENT – SUCCESSOR AGENCY

- **Open Forum**
 1. **Steven Hazel provided personal observations.**
 2. **David Wall expressed his opinions regarding the City’s Water Pollution Control Plant.**
 3. **Martha O’Connell urged Council to take a time certain approach when issues directly affecting seniors are to be discussed.**
 4. **Dora offered opinions on City hiring policies.**

- **Adjournment**

The Council of the City of San José adjourned at 6:27 p.m.