



**MINUTES OF THE JOINT SAN JOSÉ CITY COUNCIL/
SAN JOSÉ DIRIDON DEVELOPMENT AUTHORITY**

SAN JOSE, CALIFORNIA

TUESDAY, MAY 1, 2012

The Council of the City of San José convened at 5:30 p.m. in the Council Chambers at City Hall.

Present: Council Members - Campos, Chu, Herrera, Kara, Liccardo, Nguyen, Oliverio, Pyle, Rocha; Reed.

Absent: Council Members - Constant (Excused).

2. Actions Related to the Expansion and Renewal of a Property Based Improvement District in Downtown San José.

It is recommended that the San José City Council and the San José Diridon Development Authority Board take the following actions:

- (a) Adopt resolutions by the City Council and the Diridon Development Authority approving the petitions of property owners to expand and renew a Property Based Improvement District (PBID) in Downtown San José. Diridon Development Authority Resolution No. 108.1 adopted.**
- (b) Adopt a resolution by the City Council:**
 - (1) Stating its intention to expand and renew a PBID in Downtown San José.**
 - (2) Preliminarily approving the Downtown PBID Management Plan/Engineer's Report.**
 - (3) Setting a public hearing and calling an election for tabulation of the ballots for June 19, 2012 at 1:30 p.m. or as soon thereafter as the matter may be heard.**
- (c) Adopt a resolution by the City Council, in accordance with San José Municipal Code section 4.12.235, finding the San José Downtown Association (SJDA) remains uniquely situated to manage and oversee the delivery of enhanced and baseline services specified in the PBID Management Plan and Engineer's Report and authorizing the City Manager to negotiate an agreement with the SJDA to continue the management of the Downtown PBID if approved by the property owners on June 19, 2012.**

CEQA: Exempt, File No. PP12-053. Council District 3. (Transportation/Public Works)

2. **Property Based Improvement District - Downtown San José (Cont'd.)**

Documents Filed: Joint memorandum from Director of Transportation Hans Larsen and Acting Director of Public Works David Sykes, dated April 9, 2012, recommending adoption of resolutions approving renewal of downtown San José Property Based Improvement District.

Assistant Director of Transportation Jim Ortbal provided an overview of the formation process of expanding and continuing the Downtown San José Property Based Improvement District.

Action: Upon motion by Council Member Liccardo, seconded by Council Member Herrera and carried unanimously, Diridon Authority Resolution No. 108.1, entitled: “A Resolution of the San José Diridon Development Authority Approving the Execution of Petition(s) as Property Owner to Expand and Renew the Property and Business Improvement District (PBID) in downtown San José; Resolution No. 76211, entitled: “A Resolution of the Council of the City of San José Approving the Execution of Petition(s) as Property Owner to Expand and Renew the Property and Business Improvement District (PBID) in downtown San José”; Resolution No. 76212 entitled: “A Resolution of the Council of the City of San José Stating its Intention to Expand and Renew the Property and Business Improvement District In Downtown San José; Preliminarily Approving the Downtown PBID Management Plan and Engineer’s Report; Setting a Public Hearing, Calling an Election, and for Tabulation of the Ballots for June 19, 2012 at 1:30 p.m. or as Soon Thereafter as the Matter May be Heard”; and Resolution No. 76213 entitled: “A Resolution of the Council of the City of San José Finding that an Unusual or Unique Situation Exists in Accordance with San José Municipal Code 4.12.235 that Makes the Application of the Requirements for Competitive Procurement of a Services Agreement Contrary to the Public Interest and that the San José Downtown Association Remains Uniquely Situated to Manage and Oversee the Delivery of Baseline and Enhanced Services Specified in the Management Planned Engineer’s Report for the Property and Business Improvement District (PBID) for Downtown San José and Authorizing the City Manager to Negotiate an Agreement with the San José Downtown Association to Continue the Management of the Downtown PBID, if Approved by the Property Owners on June 19, 2012”, were adopted. (10-0-1. Absent: Constant.)

ADJOURNMENT

The City of San José Diridon Development Authority was adjourned at 5:45 p.m.

Minutes Recorded, Prepared and Respectfully Submitted by,

Dennis D. Hawkins, CMC
City Clerk

Rmk/5-1-12 MIN DIRIDON