



## SPECIAL MINUTES OF THE CITY COUNCIL

SAN JOSE, CALIFORNIA

TUESDAY, JUNE 21, 2016

The Council of the City of San José convened in Special Evening Session at 6:58 p.m. in the Council Chamber at City Hall.

Present: Council Members - Carrasco, Herrera, Jones, Kalra, Khamis, M. Nguyen, T. Nguyen, Oliverio, Peralez, Rocha; Liccardo.

Absent: Council Members - All Present.

### CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to Halle Thompson for being named 2016 Miss California Junior High. (Khamis)**  
*Added to the Special Evening Meeting Agenda per Orders of the Day.*

Mayor Sam Liccardo and Council Member Johnny Khamis recognized and commended Halle Thompson.

- 1.2 Presentation of a commendation to Scott Krijnen of Castellero Middle School for being named a 2016 All-Star Teacher finalist. (Khamis)**  
*Added to the Special Evening Meeting Agenda per Orders of the Day.*

Mayor Sam Liccardo and Council Member Johnny Khamis recognized and commended Scott Krijnen.

### STRATEGIC SUPPORT SERVICES

- 3.1 (a) Conduct a Public Hearing on recording liens on properties for the reimbursement of the cost of sidewalk repairs.**
- (b) Adopt a resolution confirming the Report from the Director of Finance concerning the delinquent sidewalk repair costs and the assessments contained in the report.**
- (c) Direct the recording of liens and the placement of charges as set forth therein on the 2016-2017 Santa Clara County Secured Property Tax Bill for the cost of sidewalk repairs.**

**CEQA: Not a Project, File No PP10-067(a), Non-Project Specific Funding Mechanism for Increase or Adjustment to Fees, Rates and Fares. (Finance)**

**3.1 (Cont'd.)**

Documents Filed: Memorandum from Director of Finance Julia H. Cooper, dated May 25, 2016, recommending conducting a public hearing, adoption of a resolution and directing the recording of liens and the placement of charges as set forth therein on the 2016-2017 Santa Clara County Secured Property Tax Bill for the cost of sidewalk repairs

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Action: Upon motion by Council Member Johnny Khamis, seconded by Council Member Tam Nguyen and carried unanimously, Resolution No. 77841, entitled: "A Resolution of the Council of the City of San José Approving the Report of the Director of Finance on the Reimbursement of Cost for Sidewalk Repairs, Confirming the Assessments Contained in the Report and Directing the Recording of Liens on the Property Tax Roll for the Cost of Sidewalk Repairs", was adopted. (7-0-4. Absent; Carrasco, Kalra, Peralez, Rocha.)

**GENERAL PLAN PUBLIC HEARINGS ON CONSENT CALENDAR**

- 10.1 (a) Tentative approval of the General Plan amendment increasing the Floor Area Ratio (FAR) from up to 2.0 FAR to up to 3.5 FAR, and increase the reference range for the number of stories from one to four stories to one to five stories for the Neighborhood/Community Commercial land use designation. Planning Commission recommends approval (5-0-2, Yob and Pham absent). CEQA: Determination of Consistency with the Envision San José 2040 General Plan Final Program EIR. (Planning, Building and Code Enforcement)  
GPT16-003 – Citywide  
(Deferred from 6/14/16 – Item 10.1)**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. GPT16-003, dated April 26, 2016. (2) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (3) Proof of Publication of Notice of Public Hearing, executed on April 15, 2016, submitted by the City Clerk.

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Tam Nguyen and carried unanimously, the General Text Amendment was tentatively approved. (7-0-4. Absent; Carrasco, Kalra, Peralez, Rocha.)

**END OF CONSENT CALENDAR**

## GENERAL PLAN PUBLIC HEARINGS

- 10.2 Deny the General Plan Amendment request to expand the Urban Service Area Boundary and change to the Land Use/Transportation Diagram designation of the subject site from Lower Hillside to Residential Neighborhood for an approximately 3.2 gross acre site (Barbaccia Trust, Owner). Planning Commission recommends denial. Planning Commission recommends denial (4-1-2, O'Halloran opposed; Yob and Pham absent). CEQA: Denied Projects, File No. PP10-070, Section 15270, Projects which are disapproved. (Planning, Building and Code Enforcement) GP15-017 – District 2 (Deferred from 6/14/16 – Item 10.2)**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. GP15-017, dated April 26, 2016. (2) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (3) Proof of Publication of Notice of Public Hearing, executed on April 15, 2016, submitted by the City Clerk. (4) Letter from Matteoni, O'Laughlin and Hechtman Lawyers, dated June 3, 2016, describing a modified request.

Director of Planning, Building and Code Enforcement Harry Freitas presented the Staff Report.

Mayor Sam Liccardo opened the public hearing.

Public Comments: Norman Matteoni, representing the Applicant, requested that the Council permit this application to continue to proceed, subject to the condition that the land use is modified to Industrial Park.

Mayor Sam Liccardo closed the public hearing.

Motion: Vice Mayor Rose Herrera moved approval of the Staff recommendations to deny. Council Member Pierluigi Oliverio seconded the motion.

Action: On a call for the question, the motion carried unanimously, the General Text Amendment was tentatively denied. (11-0.)

- 10.3 Allow continued processing of the General Plan Amendment request to change the Land Use/Transportation Diagram designation from Light Industrial to Mixed Use Neighborhood for an approximately 1.95 gross acre site (1175 Campbell Avenue, LLC, Owner). Planning Commission recommends that the City Council direct staff to continue processing the proposed General Plan Amendment for consideration during the 2016 General Plan Annual Review hearing cycle for privately initiated General Plan amendments (5-0-2, Yob and Pham absent). CEQA: Denied Projects, File No. PP10-070, Section 15270, Projects which are disapproved. (Planning, Building and Code Enforcement) GP16-006 – District 6 (Deferred from 6/14/16 – Item 10.3)**

**10.3 (Cont'd.)**

Documents Filed: (1) Memorandum from Mayor Sam Liccardo, Vice Mayor Rose Herrera, Council Member Pierluigi Oliverio, Council Member Chappie Jones and Council Member Magdalena Carrasco, dated June 10, 2016, recommending that Council deny the proposed General Plan Amendment. (2) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. GP-16-006, dated April 26, 2016. (3) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (4) Proof of Publication of Notice of Public Hearing, executed on April 15, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas presented a brief Report and recommended denial. Assistant Director of Economic Development Nanci J. Klein offered a brief report.

Mayor Sam Liccardo opened the public hearing.

Public Comments: Drew Brown, the Applicant, spoke to the merits of the project. Cheryl Faust expressed opposition to the project. Mayor Sam Liccardo closed the public hearing.

Motion: Council Member Pierluigi Oliverio moved approval of the Staff recommendations to deny. Vice Mayor Rose Herrera seconded the motion.

Council discussion ensued.

Action: On a call for the question, the motion carried unanimously, the General Text Amendment was tentatively denied. (9-2. Noes: T. Nguyen, Rocha.)

- 10.4 (a) Adopt a resolution adopting the Evans Lane Transitional Housing Project Mitigated Negative Declaration, for which an initial study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.**
- (b) Tentative approval of the General Plan Amendment to change the Land Use/Transportation Diagram designation from Neighborhood/Community Commercial to Mixed Use Neighborhood for an approximately 5.93 gross acre site (City of San José, owner).**

**Planning Commission recommends approval (4-1-2, Bit-Badal opposed; Yob and Pham absent). CEQA: Evans Lane Transitional Housing Project Negative Declaration. (Housing/Planning, Building and Code Enforcement)**

**GP16-001 – District 6**

Action: Deferred to June 28, 2016 Per Administration.

**10.5 Continue General Plan Hearing for Items 10.1(a) and 10.4 to June 28, 2016 for Final Adoption.**

Action: Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Manh Nguyen and carried unanimously, the General Plan Public Hearing was continued to June 28, 2016. (11-0.)

**END OF GENERAL PLAN HEARINGS**

**PUBLIC HEARINGS ON CONSENT CALENDAR.**

Upon motion by Vice Mayor Rose Herrera, seconded by Council Member Tam Nguyen and carried unanimously, the Public Hearings on Consent Calendar were approved and the below listed actions were taken as indicated. (11-0)

- 11.1 (a) Recommendation: Consideration of an ordinance rezoning the real property located on the north side of Piercy Road, approximately 450 feet easterly of Hellyer Avenue (455 Piercy Road) from the A(PD) Planned Development Zoning District to the IP Industrial Park Zoning District on an approximately 8.0 gross acre site (Owens Mortgage Investment Fund, owner). Director of Planning, Building and Code Enforcement recommends approval. CEQA: Determination of Consistency with the Envision San José 2040 General Plan Final Program EIR (Resolution No. 76041) and Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement) C16-015 – Council District 2**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. C16-015, dated May 4, 2016. (2) Proof of Publication of Notice of Public Hearing, executed on May 20, 2016, submitted by the City Clerk.

Action: Ordinance No. 29751, entitled: “An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 8 Acres, Situated on the North Side of Piercy Road, Approximately 450 Feet East of Hellyer Avenue (455 Piercy Road) From the A(PD) Planned Development Zoning District to the IP Industrial Park Zoning District”, was passed for publication. (11-0.)

- (b) (1) Adopt a resolution approving the North Sixth Street Residential Addendum to the Downtown Strategy 2000 Final Program Environmental Impact Report (Resolution No. 72767), Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.**

- 11.1 (b) (2) **Consideration of an ordinance rezoning the real property located on the southwest corner of N. Sixth Street and E. St. John Street (61, 73, 81, 87, and 99 N. Sixth Street) from the R-M Multiple Residence Zoning District to the DC Downtown Primary Commercial Zoning District on an approximately 0.74 gross acre site (Keith Watts, First Methodist Church, Allan and Angela Ngoc, Vu Vi Xuan trustee, owners).**

**Planning Commission recommends approval (7-0-0). CEQA: Addendum to the San José Downtown Strategy 2000 Final Program EIR (Resolution No. 72767), and the Envision San José 2040 General Plan Final Program EIR (Resolution No. 76041) and Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement)**

**C15-062 – District 3**

Documents Filed: (1) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (2) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. C16-015, dated May 4, 2016. (3) Proof of Publication of Notice of Public Hearing, executed on April 22 2016, submitted by the City Clerk.

Action: Resolution No. 77842, entitled: “A Resolution of the Council of the City of San José Approving the North Sixth Street Residential Project Addendum to the Downtown Strategy 2000 Final Program Environmental Impact Report, The Envision San José 2040 General Plan Final Program Environmental Impact Report and Supplemental Environmental Impact Report, All in Accordance with the California Environmental Quality Act, As Amended, and Adopting a Mitigation Monitoring and Reporting Program”, was adopted and Ordinance No. 29752, entitled: “An Ordinance of the City of San José Rezoning Certain Real of Approximately 0.74 Acre Situated on the Southwest Corner of North Sixth Street and Saint John Street (61, 73, 81, 87 and 99 North Sixth Street) From the R-M Multiple Residence and CG Commercial General Zoning Districts to the DC Downtown Primary Commercial Zoning District”, was passed for publication. (11-0.)

## PUBLIC HEARINGS

- 11.2 (a) Adopt a resolution approving the 777/815 West San Carlos Street Mixed-Used Project Addendum to the Diridon Station Area Plan Final Environmental Impact Report (Resolution No. 77096) and the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.
- (b) Consideration of an ordinance rezoning the real property located on the east side of Sunol Street, approximately 120 feet north of W. San Carlos Street (270 and 266 Sunol Street) from the R-M(PD) Planned Development Zoning District to the R-M(PD) Planned Development Zoning District to allow an approximately seven-story mixed-use development with a density bonus of 35 percent in accordance with State law for up to 149 multi-family residential units (including 22 very low income affordable units) and a minimum of 2,900 square feet of commercial space (J.C. Martin, Owner).
- (c) Adopt a resolution approving a Planned Development Permit to allow the demolition of five existing buildings, including a single-family residence, detached garage, a welding shop, and two storage yard buildings, with a total of 17,301 square feet, the removal of nine ordinance-size trees, and the construction of 149 residential units (including 22 very low income affordable units) within a seven-story building with a two-floor, above-grade parking garage.

Planning Commission recommends approval (5-0-1-1) (Bit-Badal absent, Yesney abstain). CEQA: 777/815 West San Carlos Street Mixed-Used Project Addendum to the Diridon Station Area Plan Final EIR (Resolution No. 77096) and the Envision San José 2040 General Plan Final Program EIR (Resolution No. 76041) and Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement)  
**PDC16-018 & PD16-013 – Council District 6**  
(Deferred from 6/14/16 – Item 11.2)

Documents Filed: (1) Memorandum from Director of Planning, Building and Code Enforcement Harry Freitas, dated May 26, 2016, transmitting the Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. PDC16-018 and PD16-013. (2) Proof of Publication of Notice of Public Hearing, executed on May 27, 2016, submitted by the City Clerk.

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Director of Planning, Building and Code Enforcement Harry Freitas responded to questions from Mayor Sam Liccardo.

**11.2 (Cont'd.)**

Action: Upon motion by Council Member Pierluigi Oliverio, seconded by Vice Mayor Rose Herrera and carried unanimously, Resolution No. 77843, entitled: "A Resolution of the Council of the City of San José Approving the 740/750 and 777/815 West San Carlos Street Mixed Use Projects Addendum to the Diridon Station Area Plan Environmental Impact Report, The Envision San José 2040 General Plan Supplemental Environmental Impact Report, All In Accordance With the California Environmental Quality Act, As Amended, and Adopting a Project Specific Mitigation Monitoring and Reporting Program" and Resolution No. 77844, entitled: "A Resolution of the Council of the City of San José Approving a Planned Development Permit, Subject to Conditions, To Allow Demolition of Five Structures Totaling Approximately 17,301 Square Feet, The Removal of Nine Ordinance Size Trees and the Construction of Up To 149 Multifamily Residential Units (Including 22 Very Low Income Affordable Units) With 25 Percent Density Bonus and Approximately 2,990 Square Feet of Commercial Space On An Approximately 1.3 Gross Acre Site, Located on the East Side of Sunol Street, Approximately 120 Feet North of West San Carlos (270 and 2676 Sunol Street)", were adopted and Ordinance No. 29753, entitled: "An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 1.30 Acres Situated on the East Side of Sunol Street, Approximately 120 Feet North of West San Carlos Street (266 and 270 Sunol Street) RM(PD) Planned Development Zoning District to the RM(PD) Planned Development Zoning District", was passed for publication. (11-0.)

- 11.3 (a) Consideration of an Addendum to the Downtown Strategy 2000 Final Program Environmental Impact Report (Resolution No. 72767), the Diridon Station Area Plan Final Program Environmental Impact Report (Resolution No. 77096), and the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended.**
- (b) Consideration of an ordinance rezoning the real property located on the westerly side of Delmas Avenue, approximately 290 feet northerly of Auzerais Avenue, on an approximately 0.5 gross acre site from the LI Light Industrial Zoning District to the DC Downtown Primary Commercial Zoning District (Delmas Group, LLC, Owner).**
- (c) Adopt a resolution approving a Vesting Tentative Map to consolidate four parcels into one parcel, and allow up to 120 residential condominium units.**
- (d) Adopt a resolution approving a Site Development Permit to allow the demolition of three single-family residences and associated accessory buildings, the removal of five ordinance-size trees, the construction of a five-story multi-family residential building with up to 120 units, an alternative parking arrangement, and transportation demand management (TDM) measures to reduce parking requirements.**



**11.3 Planning Commission recommends approval (7-0-0). CEQA: Addendum to the San José Downtown Strategy 2000 Final EIR (Resolution No. 72767), the Diridon Station Area Plan Final EIR (Resolution No. 77096), and the Envision San José 2040 General Plan Final Program EIR (Resolution No. 76041) and Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement)  
C15-047, H15-046 & T15-058 – Council District 3  
(Deferred from 6/14/16 – Item 11.3)**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. C15-047, H15-046 and T15-058, dated May 4, 2016. (2) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (3) Proof of Publication of Notice of Public Hearing, executed on April 22, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas presented introductory remarks.

Mayor Sam Liccardo opened the public hearing.

Sal Caruso, Applicant/Owner, presented the merits of the project.

Public Comments: Bert Weaver and Kathy Sutherland expressed support to the Staff recommendations.

Mayor Sam Liccardo closed the public hearing.

Action: Upon motion by Council Member Raul Peralez, seconded by Council Member Pierluigi Oliverio and carried unanimously, an Addendum to the Downtown Strategy 2000 Final Program Environmental Impact Report (Resolution No. 72767), the Diridon Station Area Plan Final Program Environmental Impact Report (Resolution No. 77096), and the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617), for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended was approved; Ordinance No. 29754, entitled: “An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 0.5 Gross Acre on the West Side of Delmas Avenue Approximately 290 Feet North of Auzerais Avenue (341, 363 and 365 Delmas Avenue) From the LI Light Industrial Zoning District to the DC Downtown Primary Commercial Zoning District”, was passed for publication; Resolution No. 77845, entitled: “A Resolution of the Council of the City of San José Approving a Vesting Tentative Map, Subject to Conditions, To Merge Four Parcels Into One Parcel and Resubdivide the One Parcel Into No More Than 120 Residential Condominium Units on a 0.5 Gross Acre Site, On the Westerly Side of Delmas Avenue, Approximately 290 Feet Northerly of Auzerais Avenue (341, 363 and 365 Delmas Avenue) and Resolution No. 77846, entitled: “A Resolution of the Council of the City of San José Approving a Site Development Permit to Allow the Demolition of Three Single

### 11.3 (Action Cont'd.)

Family Residences and Associated Accessory Buildings, the Removal of Five Ordinance Sized Trees, the Construction of a Five Story Multifamily Residential Building With Up to 120 Units, An Alternative Parking Arrangement and Transportation Demand Management Measures to Reduce Parking Requirements On A 0.5 Gross Acre Site Located on the Westerly Side of Delmas Avenue, Approximately 290 Feet Northerly of Auzerais Avenue (314, 363 and 365 Delmas Avenue)", were adopted. (10-0-1. Absent: Herrera.)

- 11.4 (a) **Adopt a resolution approving the Montgomery 7 Addendum to the Diridon Station Area Plan Final Program Environmental Impact Report (Resolution No. 77096), the Envision San José 2040 General Plan Final Program Environmental Impact Report (Resolution No. 76041) and the Envision San José 2040 General Plan Supplemental Environmental Impact Report (Resolution No. 77617), for which an Initial Study was prepared, all in accordance to California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.**
- (b) **Consideration of an ordinance rezoning the real property located at the northeast corner of S. Montgomery Street and Lorraine Avenue (565 Lorraine Avenue) on a 0.1 gross acre site from the LI Light Industrial Zoning District to the R-M(PD) Planned Development Zoning District to allow a ten-story mixed-use building that includes approximately 1,856 square feet of ground-floor commercial space and up to 54 residential units (Montgomery 7, LLC, owner).**
- (c) **Adopt a resolution approving a Planned Development Permit to allow a ten-story mixed-use building that includes approximately 1,856 square feet of ground-floor commercial space and up to 54 residential units.**

**Planning Commission recommends approval (6-1-0, Bit-Badal opposed). CEQA: Montgomery 7 Addendum to the Diridon Station Area Plan Final Program EIR (Resolution No. 77096), the Envision San José 2040 General Plan Final Program EIR (Resolution No. 76041) and the Envision San José 2040 General Plan Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement)**

**PDC15-038 & PD15-042 – Council District 3**

**(Deferred from 6/14/16 – Item 11.4)**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. PDC15-038 and PD15-042, dated May 4, 2016. (2) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (3) Revised Proof of Publication of Notice of Public Hearing, executed on April 29, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas presented introductory remarks.

Mayor Sam Liccardo opened the public hearing.

Kurt Anderson, Anderson Architects, presented the merits of the project.

#### 11.4 (Cont'd.)

Public Comments: Bert Weaver expressed support to the Staff recommendations. Kathy Sutherland expressed concerns about the project, including the no on-site parking and the restrictions on deliveries.

Mayor Sam Liccardo closed the public hearing.

Motion: Council Member Raul Peralez moved approval of the Staff recommendations. Council Member Pierluigi Oliverio seconded the motion.

Director of Planning, Building and Code Enforcement Harry Freitas responded to the speaker's concerns.

Council discussion ensued.

Action: On a call for the question, the motion carried unanimously, Resolution No. 77847, entitled: "A Resolution of the Council of the City of San José Approving the Montgomery 7 Proposed Residential and Retail Project 565 Lorraine Avenue Addendum to the Diridon Station Area Plan Final Environmental Impact Report and The Envision San José 2040 General Plan Final Program Environmental Impact Report and the Envision San José 2040 General Plan Supplemental Environmental Impact Report, All In Accordance With the California Environmental Quality Act, As Amended, and Adopting a Project Specific Mitigation Monitoring and Reporting Program" and Resolution No. 77848, entitled: "A Resolution of the Council of the City of San José Approving a Planned Development Permit, Subject to Conditions, To Allow Construction of a Ten Story Mixed Use Building That Includes Approximately 1,856 Square Feet of Ground Floor Commercial Space and Up To 54 Residential Units with No On-Site Parking on an Approximately 0.103 Gross Acre Site, Located at the Northeast Corner of the Intersection of South Montgomery Street and Lorraine Avenue (565 Lorraine Avenue)", were adopted and Ordinance No. 29755, entitled: "An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 0.103 Gross Acre Situated on the Northeast Corner of the Intersection of South Montgomery Street and Lorraine Avenue (565 Lorraine Avenue) from the LI Light Industrial Zoning District to the DC(PD) Planned Development Zoning District", was passed for publication. (10-0-1. Absent: Herrera.)

- 11.5 (a) **Adopt a resolution approving the Tamien Station Transit Oriented Development Mitigated Negative Declaration, for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.**
- (b) **Consideration of an ordinance rezoning the real property located on the westerly side of Lick Avenue, approximately 740 feet north of W. Alma Avenue (1197 Lick Avenue) from the LI Light Industrial Zoning District to the R-M(PD) Planned Development Zoning District on an approximately 6.96 gross care site (Santa Clara Valley Transportation Authority, Owner).**

**11.5 Planning Commission recommends approval (5-0-2, Yob and Pham absent). CEQA: Tamien Station Transit Oriented Development Mitigated Negative Declaration. (Planning, Building and Code Enforcement)  
PDC14-072 – Council District 3  
(Deferred from 6/14/16 – Item 11.5)**

Documents Filed: (1) Memorandum from Mayor Sam Liccardo and Council Member Raul Peralez, dated June 10, 2016, recommending approval of the Staff recommendations with direction. (2) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. PDC14-072, dated April 26, 2016. (3) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (4) Proof of Publication of Notice of Public Hearing, executed on April 15, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas requested that direction to Staff to analyze up to 10,000 sq. ft. of commercial in the environmental clearance and work with the applicant to locate 10,000 sq. ft. of commercial on site suitable for child care in the PD permit and delete the development standard for a maximum 3,000 sq. ft. of commercial in the zoning application be incorporated into the motion.

Mayor Sam Liccardo opened the public hearing.

Ron Golem, Santa Clara Valley Transportation Authority and Kurt Fehlberg, Dahlin Group, expressed support to the Staff recommendations and provided a brief presentation.

Public Comments: Lydia Robinson and Roland LeBrun offered comments and suggestions.

Mayor Sam Liccardo closed the public hearing.

Motion: Council Member Raul Peralez moved approval of the Staff recommendations, including the direction requested by Director of Planning, Building and Code Enforcement Harry Freitas. Council Member Pierluigi Oliverio seconded the motion.

Council discussion ensued.

Mayor Sam Liccardo requested to amend the motion to encourage Staff to consider the high end of any density range, particularly considering the City's investment in park nearby and near transit, encouraging Santa Clara Valley Transportation Authority (VTA) to achieve higher densities. The amendment was accepted by Council Member Raul Peralez and Council Member Pierluigi Oliverio.

**11.5 (Cont'd.)**

Action: On a call for the question, the motion carried unanimously, Resolution No. 77849, entitled: "A Resolution of the Council of the City of San José Approving the Tamien Station Transit Oriented Development Project Mitigated Negative Declaration, For Which an Initial Study was Prepared, All in Accordance With the California Environmental Quality Act, As Amended, and Adopting a Related Mitigation Monitoring and Reporting Program", was adopted and Ordinance No. 29756, entitled: "An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 6.96 Acres Situated on the Westerly Side of Lick Avenue, Approximately 470 Feet North of West Alma Avenue (1197 Lick Avenue) From the LI Light Industrial Zoning District to the RM(PD) Planned Development Zoning District", was passed for publication. (1) Staff was directed to analyze up to 10,000 sq. ft. of commercial in the environmental clearance and work with the applicant to locate 10,000 sq. ft. of commercial on site suitable for child care in the PD permit and delete the development standard for a maximum 3,000 sq. ft. of commercial in the zoning application. (2) Staff was encouraged to consider the high end of any density range, particularly considering the City's investment in park nearby and near transit, encouraging Santa Clara Valley Transportation Authority (VTA) to achieve higher densities. (10-0-1. Absent: Herrera.)

- 11.6 (a) Adopt a resolution approving the CVS/Pharmacy Store #9498 Store on Saratoga Avenue and Quito Road Mitigated Negative Declaration, for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting the related Mitigation Monitoring and Reporting Program.**
- (b) Consideration of an ordinance rezoning the real property located at on the southwesterly corner of Saratoga Avenue and Quito Road (1804 Saratoga Avenue) from the CP Commercial Pedestrian Zoning District to the CN Commercial Neighborhood Zoning District on an approximately 1.47 gross acre site (Geoffrey A. Farrar, trustee and et al, owner).**
- (c) Adopt a resolution approving a Conditional Use Permit to allow the demolition of three existing commercial buildings totaling 15,960 square feet, the construction of a 14,700 square foot commercial building with a drive-through (CVS Pharmacy), and the off-sale of a full range of alcohol and approving a Determination of Public Convenience or Necessity for the off-sale of a full range of alcohol at a retail establishment.**

**Planning Commission recommends approval (5-0-2, Yob and Pham absent). CEQA: CVS/Pharmacy Store #9498 Store on Saratoga Avenue and Quito Road Mitigated Negative Declaration. (Planning, Building and Code Enforcement)**

**C15-008, CP15-014, & ABC15-010 – Council District 1**

**(Deferred from 6/14/16 – Item 11.6)**

## 11.6 (Cont'd.)

Documents Filed: (1) Memorandum from Council Member Chappie Jones, Council Member Raul Peralez and Council Member Johnny Khamis, dated June 10, 2016, recommending approval of the Staff recommendations as outlined in the Staff Report dated May 23, 2016. (2) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File No. C15-008, CP15-014 and ABC15-010, dated April 26, 2016. (3) Memorandum from Planning Commission Secretary Harry Freitas, dated May 23, 2016, transmitting the Planning Commission recommendation. (4) Proof of Publication of Notice of Public Hearing, executed on April 15, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas provided introductory comments.

Public Comments: Mayor Sam Liccardo opened the public hearing. There was no public testimony from the floor. Mayor Sam Liccardo closed the public hearing.

Motion: Council Member Chappie Jones moved approval of the recommendations as outlined in the Staff Report dated May 23, 2016. Council Member Donald Rocha seconded the motion.

Action: On a call for the question, the motion carried unanimously, Resolution No. 77850, entitled: "A Resolution of the Council of the City of San José Adopting the Saratoga Avenue and Quito Road CVS/Pharmacy Store #9498 Project Mitigated Negative Declaration, For Which An Initial Study Was Prepared, All in Accordance With California Environmental Quality Act, As Amended and Adopting the Related Mitigation Monitoring and Reporting Program" and Resolution No. 77851, entitled: "A Resolution of the Council of the City of San José Approving, Subject to Conditions, A Conditional Use Permit and Granting a Determination of Public Convenience or Necessity to Allow the Demolition of Three Existing Commercial Buildings Totally 15,960 Square Feet, The Construction of a 14,700 Square Foot Commercial Building With A Drive Through Pharmacy and Off-Sale of a Full Range of Alcohol on a 1.48 Gross Acre Site, Located at the Southwest Corner of Quito Road and Saratoga Avenue (1804 Saratoga Avenue)", were adopted and Ordinance No. 29757, entitled: Rezoning Certain Real Property of Approximately 1.48 Acres on the Southwest Corner of Saratoga Avenue and Quito Road (1804 Saratoga Avenue) From the CP Commercial Pedestrian Zoning District to the CN Commercial Neighborhood Zoning District", was passed for publication. (10-0-1. Absent: Herrera.)

- 11.7 (a) Adopt a resolution approving the Araujo Street Subdivision Mitigated Negative Declaration, for which an Initial Study was prepared, all in accordance with the California Environmental Quality Act, as amended, and adopting a related Mitigation Monitoring and Reporting Program.
- (b) Consideration of an ordinance rezoning the real property located on the west side of Araujo Street, approximately 300 feet southerly of the intersection of Townsend Park Circle and Araujo Street (1560 Oakland Road and 0 Araujo Street), from the A Agricultural Zoning District to a R-M(PD) Planned Development Zoning District on a 0.61 gross acre site to allow 9 single-family detached residences (Villa Developers, LLC, Owner).
- (c) Adopt a resolution approving a Vesting Tentative Map to subdivide one parcel into 10 parcels (nine parcels for residential uses and one parcel for common area uses).
- (d) Adopt a resolution approving a Planned Development Permit to allow the construction of nine single family detached residences.

**Planning Commission recommends approval (7-0-0). CEQA: Araujo Street Subdivision Mitigated Negative Declaration. (Planning, Building and Code Enforcement)**

**PDC14-058, PD14-047, & PT14-047 – Council District 4**

Documents Filed: (1) The Report of the Staff of the Department of Planning, Building and Code Enforcement on Project File NoPDC14-058, PD14-047 and PT14-047, dated April 5, 2016. (2) Memorandum from Planning Commission Secretary Harry Freitas, dated April 25, 2016, transmitting the Planning Commission recommendation. (3) Proof of Publication of Notice of Public Hearing, executed on March 25, 2016, submitted by the City Clerk. (4) Ten letters from the public all dated June 21, 2016 expressing opposition to the proposed project.

Director of Planning, Building and Code Enforcement Harry Freitas and Division Manager Jason Rogers responded to Council questions and concerns.

Mayor Sam Liccardo opened the public hearing.

Kamil Navai, The Applicant, described the project and the how the concerns of the neighborhood were being addressed.

Public Comments: Expressing concerns and objections related to the three story homes being constructed creating a loss of sunlight, potential drainage problems, soil instability, inadequate public noticing, privacy concerns, increased traffic and parking issues were Lavina Ling, Yukari Hasebe, Carrie Thomas, Pe-Ann Mayor's Budget Director Lee Wilcox, Richard Kuhler, Cally Lau, Michael Tomlin, Maureen Gilbert, Parkview Green Homeowners Association; Tsui Kwan, Eliette Lecoq and David Cooper.

Mayor Sam Liccardo closed the public hearing.

## 11.7 (Cont'd.)

Motion: Council Member Manh Nguyen moved approval of the Staff recommendations with direction to Staff as follows: prior to the issuance of a building permit, the permittee will submit a Permit Adjustment with a shade/shadow analysis, revised landscaping plan set with screening trees and revisions to the rear elevation of the buildings with reduced window sizes for buildings on Lots 1, 2, 3, 4 and 5 to the satisfaction of the Director of Planning, Building and Code Enforcement. Council Member Johnny Khamis seconded the motion.

Mayor Sam Liccardo requested to amend the motion to direct Staff to take a close valuation of site lines that might create privacy issues and to determine how best to situate trees, fences and other obstacles. The amendment was accepted by Council Member Manh Nguyen and Council Member Johnny Khamis.

Director of Planning, Building and Code Enforcement Harry Freitas requested to add to the motion to direct Staff to require a permit amendment which requires holding a properly published Public Hearing. Director Freitas explained this was a prudent way to evaluate the shade study and the relationship between the three story structure, the setbacks, the relationship to the two story townhomes and to work with the Community. The direction was accepted by Council Member Manh Nguyen and Council Member Johnny Khamis and added to the motion.

Action: On a call for the question, the motion carried unanimously, Ordinance No. 29758, entitled: "An Ordinance of the City of San José Rezoning Certain Real Property of Approximately 0.61 Gross Acre Situated on the West Side of Araujo Street, Approximately 300 Feet Southerly of the Intersection of Townsend Park Circle and Araujo Street (1560 Oakland Road – 0 Araujo Street) From the A Agricultural Zoning District to the RM(PD) Planned Development Zoning District", was passed for publication. Resolution No. 77852, entitled: "A Resolution of the Council of the City of San José Approving the Araujo Street Subdivision Project Mitigated Negative Declaration, For Which An Initial Study Was Prepared, All In Accordance With the California Environmental Quality Act, As Amended, and Adopting a Related Mitigation Monitoring and Reporting Program"; Resolution No. 77853, entitled: "A Resolution of the Council of the City of San José Approving a Vesting Tentative Map to Subdivide One Lot Into Nine Lots for Residential Uses and One Lot for Common Uses On An Approximately 0.61 Gross Acre Site Located on the West Side of Araujo Street Approximately 300 Feet Southerly of the Intersection of Townsend Park Circle and Araujo Street (1560 Oakland Road – 0 Araujo Street)" and Resolution No. 77854, entitled: "A Resolution of the Council of the City of San José Approving a Planned Development Permit, Subject to Conditions, To Allow Construction of Nine Single Family Detached Residences On An Approximately 0.61 Gross Acre Site, Located on the West Side of Araujo Street Approximately 300 Feet Southerly of the Intersection of Townsend Park Circle and Araujo Street (1560 Oakland Road – 0 Araujo Street)", were adopted. Staff was directed to: (1) Prior to the issuance of a building permit, the permittee will submit a Permit Adjustment with a shade/shadow analysis, revised landscaping plan set with screening trees and revisions to the rear elevation of the buildings with reduced



**11.7 (Action Cont'd.)**

window sizes for buildings on Lots 1, 2, 3, 4 and 5 to the satisfaction of the Director of Planning, Building and Code Enforcement. (2) Staff directed take a close valuation of site lines that might create privacy issues and to determine how best to situate trees, fences and other obstacles. (3) Staff directed to require a permit amendment which requires holding a properly published Public Hearing. [Explanation per Director of Planning, Building and Code Enforcement Harry Freitas: Prudent way to evaluate the shade study and the relationship between the three story structure, the setbacks, the relationship to the two story townhomes and to work with the Community.] (10-0-1. Absent: Herrera.)

- 11.8 (a) Consideration of the Determination of Consistency to the 2500 Senter Road Residential Mitigated Negative Declaration (adopted on October 5, 2010), and Addendum thereto (adopted on February 9, 2016).**
- (b) Conduct an Administrative Hearing on and consider an Appeal of the Planning Director's approval of a Conditional Use Permit to legalize the demolition of a church and associated accessory buildings and approve the construction of a 162-unit Residential Service Facility, and the removal of 26 ordinance sized trees (20 unpermitted and 6 proposed) on a 2.6 gross acre site (County of Santa Clara, owner).**
- (c) Adopt a resolution denying an appeal and upholding the Planning Commission's approval of a Conditional Use Permit to legalize the demolition of a church and associated accessory buildings and approve the construction of a 162-unit Residential Service Facility, and the removal of 26 ordinance sized trees (20 unpermitted and 6 proposed) on a 2.6 gross acre site (County of Santa Clara, owner).**

**Planning Commission recommends approval (6-0-1, Abelite absent). CEQA: 2500 Senter Road Residential Mitigated Negative Declaration (Resolution No. 28815), and Addendum thereto (Resolution No. 29686). (Planning, Building and Code Enforcement)**

**CP15-078 – Council District 7**

**(Deferred from 6/14/16 – Item 11.8)**

Action: Deferred to June 28, 2016 per Rules & Open Government Committee.

- 11.9 (a) Conduct an Administrative Hearing on and consider an Appeal of the Planning Director's use of the Determination of Consistency with The Reserve Residential Project Final Environmental Impact Report (adopted by City Council Resolution No. 77676 on February 23, 2016) as the environmental clearance for the Planning Director's approval of a Planned Development Permit (File No. PD15-067) for the demolition of an existing apartment complex with 216 units and the construction of up to 640 multi-family residential units and 8,000 square feet of ground floor commercial space on an approximately 7.68 gross acre site at the northwest corner of S. Winchester Boulevard and Williams Road at 881 S. Winchester Boulevard.**

- 11.9 (b) **Adopt a resolution denying the environmental appeal and upholding the Planning Director's use of the Determination of Consistency, and finding that:**
- (1) **The City Council has read and considered the Determination of Consistency with The Reserve Residential Project Final Environmental Impact Report, in connection with Planned Development Permit PD15-067.**
  - (2) **The Determination of Consistency, together with the EIR, has been prepared and completed in compliance with the California Environmental Quality Act of 1970, together with state and local implementation guidelines.**
  - (3) **The Determination of Consistency, together with the EIR, reflects the independent judgment and analysis of the City of San José.**
  - (4) **Preparation of a subsequent or supplemental EIR is not required because no new environmental impacts have been identified and no new mitigation measures are required.**
  - (5) **The Director of Planning shall transmit copies of the EIR and Determination of Consistency to any other decision-making body of the City of San José for the project.**

**CEQA: The Reserve Residential Project Final EIR (Resolution No. 77676). (Planning, Building and Code Enforcement)**

**PD15-067 – Council District 1**

**(Deferred from 6/14/16 – Item 11.9)**

Documents Filed: (1) Memorandum from Mayor Sam Liccardo and Council Member Chappie Jones, dated June 10, 2016, recommending acceptance of the Staff recommendations and deny the environmental appeal. (2) Memorandum from Director of Planning, Building and Code Enforcement Harry Freitas, dated May 31, 2016, recommending conducting an administrative hearing and adoption of a resolution. (3) Proof of Publication of Notice of Public Hearing, executed on May 27, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas presented a brief presentation.

Mayor Sam Liccardo opened the Administrative Hearing.

Sandy Perry, Appellant representing the Tenants, Affordable Housing Network, requested adequate time to negotiate with Greystar Development and obtain a better mediation proposal; and expressed concern that 672 residents may be displaced.

Erik Schoennauer, representing the Applicant/Owner, Greystar Development, pointed out that relocation assistance to the residents, among other benefits have been offered.

Public Comments: The following speakers provided comments and suggestions: Matthew Zarate, Ron Johnson, Affordable Housing Network; Tyrone Lockett, Robert Aguirre, A. Milano, Dallas Rowsell, Danica Espinoza, Mathew Reed, Anthony King, Silicon Valley De-Bug; Chuck Jagoda, Sandy Sullivan, Brian Borders and Shaunn Cartwright.

## 11.9 (Cont'd.)

Mayor Sam Liccardo closed the Administrative Hearing.

Motion: Council Member Chappie Jones moved approval to accept the Staff recommendations and deny the Appeal. Council Member Pierluigi Oliverio seconded the motion.

Brief Council discussion ensued.

Action: On a call for the question, the motion carried, Resolution No. 77855, entitled: "A Resolution of the Council of the City of San José Denying an Environmental Appeal and Upholding the Director of Planning, Building and Code Enforcement's Reliance on the Determination of Consistency With the Previously Certified Reserve Apartments Mixed Use Project Final Environmental Impact Report as the Environmental Clearance for Approval of Planned Development Permit No. PD15-067", was adopted. (8-3. Noes: Carrasco, Kalra, T. Nguyen.)

- 11.10 (a) **Conduct an Administrative Hearing on and consider Appeals of the Planning Director's use of the Determination of Consistency with the Spieker/Skyport Project Final Environmental Impact Report (adopted by City Council Resolution No. 69421 on February 29, 2000), the North San José Development Policies Update Final Program Environmental Impact Report (adopted by City Council Resolution No. 72768, on June 21, 2005), the Envision San José 2040 General Plan Final Environmental Impact Report (adopted by City Council Resolution 76041 on November 1, 2011), and the Envision San José 2040 General Plan Final Supplemental Environmental Impact Report (adopted by City Council Resolution 77617 on December 15, 2015), and Planning Director's approval of Planned Development Permit No. PD15-046 (Skyport Kaiser) for the construction of an approximately 153,000 square foot, four story medical office building on a 9.1 gross acre site at the southwest Corner of Technology Drive and Skyport Drive, at 1717 – 1725 Technology Drive.**
- (b) **Adopt a resolution denying the environmental appeal and upholding the Planning Director's use of the Determination of Consistency, and finding that:**
- (1) **The City Council has read and considered the Determination of Consistency with the Spieker/Skyport Project Final Environmental Impact Report, the North San José Development Policies Update Final Program Environmental Impact Report, and the Envision San José 2040 General Plan Final Environmental Impact Report, as supplemented, in connection with Planned Development Permit PD15-046.**
  - (2) **The Determination of Consistency, together with the EIRs, have been prepared and completed in compliance with the California Environmental Quality Act of 1970, together with state and local implementation guidelines.**

- 11.10 (b) (3) **The Determination of Consistency, together with the EIRs, reflect the independent judgment and analysis of the City of San José.**
- (4) **Preparation of a subsequent or supplemental EIR is not required because no new environmental impacts have been identified and no new mitigation measures are required.**
- (5) **The Director of Planning shall transmit copies of the EIR and Determination of Consistency to any other decision-making body of the City of San José for the project.**
- (c) **Adopt a resolution denying the permit appeal and approving the Planned Development Permit for the Skyport Kaiser project for the construction of an approximately 153,000 square foot, four story medical office building on a 9.1 gross acre site at the southwest Corner of Technology Drive and Skyport Drive, at 1717 – 1725 Technology Drive.**

**CEQA: Spieker/Skyport Project Final EIR (Resolution No. 69421), the North San José Development Policies Update Final Program EIR (Resolution No. 72768), and the Envision San José 2040 General Plan Final EIR (Resolution No. 76041) and Supplemental EIR (Resolution No. 77617). (Planning, Building and Code Enforcement)**

**PD15-046 – Council District 3**

**(Deferred from 6/14/16 – Item 11.10)**

Documents Filed: (1) Memorandum from Mayor Sam Liccardo, dated June 10, 2016, recommending upholding the use of the Determination of Consistency, approve the Planned Development Permit and deny the appeal of the environmental determination and the Planning Director's approval of the Planned Development Permit. (2) Memorandum from Director of Planning, Building and Code Enforcement Harry Freitas, dated June 2, 2016, recommending conducting an administrative hearing and adoption of a resolution. (3) Proof of Publication of Notice of Public Hearing, executed on May 20, 2016, submitted by the City Clerk.

Director of Planning, Building and Code Enforcement Harry Freitas presented the Staff Report.

Mayor Sam Liccardo opened the Administrative Hearing.

Bruce Tichinin, Attorney, on behalf of The Sonora Homeowners Association, Inc. and Appellant, explained the concerns of the residents and are requesting adequate traffic mitigation.

Chris Boyd, Kaiser Permanente/Applicant, stated that the Kaiser Permanente Team are committed to work with the businesses/residents in this community and urged the Council to support their development plans.

Public Comments: The following speakers expressed opposition, concerns and suggestions: Byron Tang, Sean Mulligan, Michael Miller, The Sonora Homeowners Association, Inc; Gloria Brown, Chris Zimmer, Rebecca M., Jennifer C., Chris Shupp and Shermeen.

## 11.10 (Cont'd.)

Mayor Sam Liccardo closed the Administrative Hearing.

Motion: Council Member Raul Peralez moved approval to uphold the use of the Determination of Consistency, approve the Planned Development Permit and deny the appeal of the environmental determination and the Planning Director's approval of the Planned Development Permit. Council Member Manh Nguyen seconded the motion.

Council discussion ensued.

Action: On a call for the question, the motion carried unanimously, Resolution No. 77857, entitled: "A Resolution of the Council of the City of San José Denying an Environmental Appeal and Upholding the Director of Planning, Building and Code Enforcement's Reliance on the Determination of Consistency With the Spieker/Skyport Project Final Environmental Impact Report, The North San José Development Policies Update Final Environmental Impact Report and The Envision San José 2040 General Plan Final Environmental Impact Report, As Supplemented, As the Environmental Clearance for Approval of Planned Development Permit No. PD15-046" and Resolution No. 77856, entitled: "A Resolution of the Council of the City of San José Denying a Permit Appeal and Approving a Planned Development Permit to Allow the Construction of an Approximately 152,918 Square Foot, Four Story Medical Office Building and Removal of 13 Ordinance Sized Trees and 99 Non Ordinance Sized Trees in the A(PD) Planned Development Zoning District On An Approximately 9.1 Gross Acre Site Located on the Southwest Corner of Technology Drive and Skyport Drive (1721 Technology Drive)", were adopted. (9-0-2. Absent: Carrasco, Herrera.)

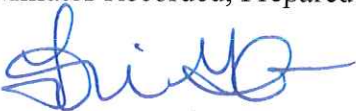
## OPEN FORUM

- (1) Shaunn Cartwright expressed her opinion on the Reserves.
- (2) Sean Mulligan expressed his opinion about connecting the Guadalupe Trail with 50,000 jobs.
- (3) Delbert Ng provided his insights for using "bicycle freeways" for residents to move around the City faster and easier.

## ADJOURNMENT

The Council of the City of San José was adjourned at 12:40 a.m.

Minutes Recorded, Prepared and Respectfully Submitted by,



Toni J. Taber, CMC  
City Clerk