



CITY COUNCIL AGENDA

FEBRUARY 6, 2001

SYNOPSIS

LINDA J. LE ZOTTE
FORREST WILLIAMS
CINDY CHAVEZ
CHUCK REED
VACANT

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

RON GONZALES MAYOR

KEN YEAGER
GEORGE SHIRAKAWA, JR.
DAVID D. CORTESE
JOHN DIQUISTO
PAT DANDO

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

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.
- **Economic and Neighborhood 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.
- **Recreation and Cultural Services** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Transportation Services** — A safe and efficient transportation system that contributes to the livability and economic health of the City.
- **Environment and Utility Services** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- **Aviation Services** — Provide for the air transportation needs of the community and the region at levels that are acceptable to 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.

Items listed in Section 10 require approval of both the City Council and the San José Redevelopment Agency Board.

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

1. **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.
2. When the Council reaches your item on the agenda, Mayor Ron Gonzales 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.
3. 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.
4. To assist you in tracking your speaking time, there are three lights located to the far right of 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 every first and third Tuesday at 7 p.m., 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.

To arrange an accommodation under the Americans With Disabilities Act to participate in this public meeting, please call 1 (408) 277-4424 or 1 (408) 998-5299 (TTY) at least two 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, Room 600, City Hall
 - Absent: Council Members – None.**
 - Vacant: District 5**
 - 1:30 p.m. - Regular Session, Council Chambers, City Hall
 - Absent: Council Members – None.**
 - Vacant: District 5**
 - 7:00 p.m. - Public Hearings, Council Chambers, City Hall
 - Absent: Vice Mayor Shirakawa, Jr. (excused).**
 - Vacant: District 5**

- **Invocation (District 2)**
 - Pastor Ronald Shaw, Sunrise Valley Baptist Church, delivered the invocation.**

- **Pledge of Allegiance**
 - Mayor Gonzales led in the Pledge of Allegiance.**

- **Orders of the Day**
 - Approved.**

1 CEREMONIAL ITEMS

- 1.1 Presentation of commendation and award of the Outstanding Employee Recognition Award to the Conventions, Arts and Entertainment's Facility Repair Team. (City Manager's Office)

Joining Mayor Gonzales at the Podium were City Manager Del D. Borgsdorf Director of Conventions, Arts and Entertainment Nancy Johnson, and Team Members Steven Rodriguez, Frank Hepburn, and José Campos. The City Manager introduced the honorees and presented the plaque, which will be displayed in the Lobby at City Hall, and Mayor Gonzales presented commendations and monetary awards to each employee. Nancy Johnson expressed appreciation for the Teams' outstanding work in rendering City facilities Y2K and ADA compliant, particularly the Convention Center and various cultural facilities throughout the City of San José.

- 1.2 Presentation of plaques to Judy Nissila for 10 years service on the Council Salary Setting Commission, to Stephen Sanger for 2 years service on the Council Salary Setting Commission, to Daniel Hernandez for 4 years service on the Disadvantaged Business Development Commission, to Karl Kato for 2 years 5 months service on the Human Rights Commission, to Micheal Lyons for 2 years service on the Human Rights Commission, and to Warren Vincent for 4 years service on the Human Rights Commission. (Mayor)

On behalf of the City Council, Mayor Gonzales presented plaques to Judy Nissila, Stephen Sanger, and Warren Vincent, and expressed appreciation to the volunteers for their contributions to the City of San José. Plaques for Daniel Hernandez, Karl Kato, and Micheal Lyons will be mailed, as the honorees were unable to attend the Council Meeting.

- 1.3 Presentation of commendations to Kelly Bennett and Michelle Houde for their clear-headed action that helped save lives. (Mayor). (Orders of the Day)

Mayor Gonzales presented commendations to Kelly Bennett and Michelle Houde in recognition of their acts of heroism that led to the arrest of a 19-year old suspect planning to place bombs around DeAnza Community College campus in Cupertino. Mayor Gonzalez acknowledged San José Police Officers Paul Hamblin, Cassondra Lansberry, and Sgt. Robert Mendiola for their quick response in thwarting a planned attack on the 25,000-student campus, and announced plans for a formal recognition to be held at the San José Arena honoring the Police Officers and the students for their heroic efforts.

2 CONSENT CALENDAR

2.1 Approval of an agreement for Transient Occupancy Tax compliance and consulting services.

Recommendation: Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement with Tax Compliance Services to provide Transient Occupancy Tax compliance and consulting services for the period February 15, 2001 to January 31, 2002, at a cost not to exceed \$79,500, with three (3) one-year options to extend the agreement at a cost not to exceed \$40,000 for each additional option year, for a total compensation not to exceed \$199,500. (Finance)

Resolution No. 70145 adopted.

2.2 Approval of open purchase orders for the purchase of supplies, materials, equipment, and services.

Recommendation: Approval of award of open purchase orders for supplies, materials, equipment, and services for FY 2000-2001 #27, and authorization for the Director of General Services to execute the purchase orders. (General Services)

Approved.

2.3 Approval of a contract for the renovation of Canoas Park Tot Lot.

Recommendation: Report on bids and award of contract for the Canoas Park Tot Lot Renovation Project to the low bidder, West Coast Engineering, Inc., in the amount of \$150,000 to include the base bid and Add Alternates 1 and 2, and approval of a contingency in the amount of \$15,000. CEQA: Exempt. (Public Works)

Approved.

2.4 Approval of a contract for the renovation of Los Paseos Park.

Recommendation:

(a) Report on bids and award of contract for the Los Paseos Park Renovation Project to the low bidder, Boulder Rock Landscape, Inc., in the amount of \$256,160, to include the base bid only, and approval of a contingency in the amount of \$25,000. CEQA: Exempt. (Public Works)

Approved.

(b) Adoption of appropriation ordinance amendments in the Council District 2 Construction and Conveyance Tax Fund, increasing the appropriation for the Los Paseos Park Renovation Project by \$25,000. (City Manager's Office)

Ordinance No. 26291 adopted.

2 CONSENT CALENDAR

2.5 Approval to extend the agreement for the Old Oakland Road Storm Drain Pump Station.

Recommendation: Approval of a continuation agreement with CH2M Hill, Inc., for the Old Oakland Road Storm Drain Pump Station Project, extending the term of the agreement from December 1, 2000 to December 1, 2001, at no additional cost to the City. CEQA: Exempt. (Public Works)

Approved.

2.6 Final adoption of Ordinance 26196.

Recommendation: ORD. NO. 26196 – Adopts the Neighborhood Business Clusters Redevelopment Plan and makes certain findings.

[Deferred from 9/19/00 – Item 6b(4) et al., and 1/30/01 – Item 2.1]

Deferred to 02/13/01 – To Be Heard With Item 10.2(a).

2.7 Final adoption of Ordinance 26197.

Recommendation: ORD. NO. 26197 – Amends the Julian-Stockton Redevelopment Plan, the Olinder Redevelopment Plan, the San Antonio Plaza Redevelopment Plan, the Rincon de Los Esteros Redevelopment Plan, the Pueblo Uno Redevelopment Plan, the Edenvale Redevelopment Plan, the Guadalupe-Auzerais Redevelopment Plan, the Market Gateway Redevelopment Plan, the Century Center Redevelopment Plan, the Alum Rock Avenue Redevelopment Plan, the East Santa Clara Street Redevelopment Plan, the Almaden Gateway Redevelopment Plan, the Story Road Redevelopment Plan, The Alameda Redevelopment Plan, the West San Carlos Street Redevelopment Plan, the Japantown Redevelopment Plan, the Monterey Corridor Redevelopment Plan, the Park Center Redevelopment Plan, the Civic Plaza Redevelopment Plan, and the Neighborhood Business Clusters Redevelopment Plan to effect the merger of said Redevelopment Project Areas and making certain findings.

[Deferred from 9/19/00 – Item 6b(5) et al., and 1/30/01 – Item 2.2]

Deferred to 02/13/01 – To Be Heard With Item 10.2(b).

2.8 Approval of the plans, final map, and contract for Tract No. 9271.

Recommendation: TRACT NO. 9271 –SE/C of Murillo Avenue and Chaboya Road – Pfeiffer Ranch Investors, Inc., A California Corporation (Developer) – 49 single family detached residential units. Adoption of resolutions approving the plans, final map, and contract for Tract No. 9271. CEQA: Resolution No. 63179. District 8. (Public Works)

Resolution Nos. 70146-70148 adopted.

2 CONSENT CALENDAR

2.9 Approval of the plans, final map, and contract for Tract No. 9295.

Recommendation: TRACT NO. 9295 – Camden Avenue (E/S), S/O Del Paso Avenue – Paloma Villas LLC, a California Limited Liability Company, By: Rockwell Homes, Inc., a California Corporation, its Managing Member (Developer) – 12 single family detached residential units. Approval of a parkland agreement and adoption of resolutions approving the plans, final map, and construction contract for Tract No. 9295. CEQA: ND. District 9. (Public Works)

**Parkland Agreement Approved.
Resolution Nos. 70149-70151 adopted.**

END OF CONSENT CALENDAR

3 STRATEGIC SUPPORT SERVICES

3.1 Report of the Study Session, Mayor Gonzales, Chair No Report.

3.2 Report of the Rules Committee – January 24, 2001 Vice Mayor Shirakawa, Jr., Chair

(a) Redevelopment Agency items will report out at the Redevelopment Agency meeting

The Committee to present report to Redevelopment Agency Board.

(b) City Council

(1) Review February 6, 2001 Draft Agenda

The Committee approved the February 6, 2001 City Council Agenda.

(2) Add New Items to January 30, 2001 Amended Agenda

The Committee recommended three additions to the January 30, 2001 City Council Agenda.

(c) City Council Committees

(1) Amendments to Council Committee Agendas

(a) Finance and Infrastructure Committee

The Committee approved the February 14, 2001 Draft Agenda for the Finance and Infrastructure Committee.

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – January 24, 2001 – (Cont'd.)

Vice Mayor Shirakawa, Jr., Chair

(c) City Council Committees

(1) Amendments to Council Committee Agendas – **(Cont'd.)**

(b) Economic Development and Environment Committee
No Amendments Presented.

(c) Education, Neighborhoods, Youth, and Seniors Committee
No Amendments Presented.

(d) Ad Hoc Traffic Calming Advisory Committee
The Committee recommended approval of the Ad Hoc Traffic Calming Advisory Committee's Workplan.

(d) Meeting Schedules

The Committee directed the Administration to include a discussion of Legislative Priorities/Policies during the February 21-22, 2001 meetings and recommended approval of the following meetings:

(1) **February 21-22, 2001, 8:00 a.m. – 12:00 Noon**

**Adjourned City Council Meeting on
"City Council Referral Prioritization"**

(2) **February 20, 2001, 7:00 p.m.**

General Plan Hearing on Land Use Amendments

(3) **March 2, 2001, 8:00 a.m. – 12:00 Noon**

City Council Study Session on the Region's Energy Needs

(e) The Public Record

The Committee noted and filed the Public Record for the period January 10-16, 2001

(f) Request by Council Member Dando to use Council General Funds for attendance at the League of California Cities' Mayors and Council Members Institute in Sacramento, CA, January 10-11, 2001

The Committee approved Council Member Dando's request to use Council General funds for attendance at the League of California Cities' Mayors and Councilmembers Institute in Sacramento, CA, January 10-11, 2001.

(g) Council Referrals for Assignment to Appropriate Committee, Administration, or Council Appointee

None Presented.

(h) Oral communications

None Presented.

3 STRATEGIC SUPPORT SERVICES

**3.2 Report of the Rules Committee – January 24, 2001 – (Cont’d.)
Vice Mayor Shirakawa, Jr., Chair**

- (i) Adjournment
The meeting was adjourned at 2:20 p.m.

The Rules Committee Report and actions of January 24, 2001 accepted.

**3.3 Report of the Finance and Infrastructure Committee
Council Member Dando, Chair
No Report.**

3.4 Acceptance of the 2000 San José Community Survey results.

Recommendation: Acceptance of the survey results from the 2000 San José Community Survey. (City Manager’s Office)

Council (1) approved the recommendations as contained in Mayor Gonzales’ 02/06/01 memorandum to (a) accept the report of the community survey results; (b) direct the Administration to develop plans to address issues identified by the survey results in order to improve municipal services; (c) direct the Administration to develop plans to improve public outreach, communication, and marketing efforts in areas suggested by the survey; (2) directed the Administration to include in the follow-up report specific data on “pedestrian traffic” as a component in the types of traffic flow; and (3) directed the Administration to consider in light of the Strong Neighborhood Initiative other elements of measurement which will better define communications between the City and the residents, and to include the component as a subset on an ongoing basis.

3.5 Approval of City Auditor’s travel calendar.

Recommendation: Approval of City Auditor Gerald Silva’s travel through June 30, 2001, at a cost to the City of \$1,242. Funding: City Auditor’s Non-Personal budget. (City Auditor)

(Rules Committee referral 1/31/01)

Approved.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

**4.1 Report of the Economic Development & Environment Committee
Council Member Williams, Chair
No Report.**

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

4.2 Approval of the process for completing the Consolidated Plan Annual Action Plan.

Recommendation: Approval of the proposed process for completing the federally required 2001 Consolidated Plan Annual Action Plan. (Housing)

Approved.

5 RECREATION & CULTURAL SERVICES

5.1 Report of the Education, Neighborhoods, Youth, and Seniors Committee – January 22, 2001

Council Member Chavez, Chair

- (a) Youth Commission Monthly Report
The Committee accepted the report.

- (b) Status Report on City Education Policy
San José Smart Start
Safe Schools
Schools/City Collaborative Workplan
Homework Centers Status Report
LEARNS Update
SAGE Matrix
Youth Employment
The Committee accepted the status report.

- (c) Discussion on the Shopping Cart Ordinance
The Committee accepted the report and forwarded it to Council with the following recommendations: (1) That the program be evaluated at the end of the first year of implementation; (2) that sufficient staff resources be made available to ensure the effectiveness of the implementation and education phase; and (3) that Code Enforcement personnel work with the Police Department to ensure that efforts related to the homeless and abandoned carts are coordinated.

See Item 5.2 for Council action taken.

5 RECREATION & CULTURAL SERVICES

5.1 Report of the Education, Neighborhoods, Youth, and Seniors Committee – January 22, 2001 – (Cont'd.) Council Member Chavez, Chair

- (d) Oral petitions
None Presented.

- (e) Adjournment
The meeting was adjourned at 3:05 p.m.

The Education, Neighborhoods, Youth, and Seniors Committee Report and actions of January 22, 2001 accepted with Item 5.1(c) acted upon at Item 5.2.

5.2 Approval of an ordinance for the prevention of abandoned carts and to facilitate the retrieval of abandoned carts on public property.

Recommendation:

- (a) (1) Approval of an ordinance amending Title 9 of the San Jose Municipal Code to add a new Chapter regarding the prevention of abandoned carts from retail/commercial premises and facilitate the retrieval of abandoned carts on public property.
Ordinance No. 26292 passed for publication.

- (2) Authorization for the creation of Code Enforcement Inspector and Senior Office Specialist positions in the Planning, Building and Code Enforcement Department and a Maintenance Worker II position in Streets and Traffic.
Approved.

- (3) Approval of the outreach and implementation plan outlined in this report. (Planning, Building and Code Enforcement)
Approved.

- (b) (1) Adoption of a resolution amending the 2000-01 Schedule of Fees to establish the abandoned cart prevention plan fee in the amount of \$135 for businesses with 26-100 carts and \$150 for businesses with more than 100 carts.
Resolution No. 70152 adopted.

This Item continued on the next page.

5 RECREATION & CULTURAL SERVICES

5.2 Approval of an ordinance for the prevention of abandoned carts and to facilitate the retrieval of abandoned carts on public property

Recommendation:

(b) (2) Adoption of appropriation ordinance and funding sources resolution amendments in the General Fund for the implementation of the Abandoned Cart Program.

(City Manager's Office)

[Education, Neighborhoods, Youth, and Seniors Committee referral 1/22/01 - Item 5.1(c)]

Ordinance No. 26293 adopted.

Resolution No. 70153 adopted.

Council (1) approved the actions recommended in Items 5.2(a) and 5.2(b) with the addition of recommendations contained in staff memoranda dated 02/06/01 and 01/31/01, and the Planning Director's memorandum dated 02/05/01; and (2) directed the Administration to (a) make the issues related to abandoned carts a legislative priority; and (b) to explore the achievability of local non-profit organizations assuming responsibility for retrieval of abandoned shopping carts.

5.3 Approval of an agreement for the renovation and development of an Arts Wing at the Historic Hoover Middle School Building.

Recommendation: Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement with San José Unified School District in an amount not to exceed \$1,000,000, for renovation and development of an Arts Wing at the historic Hoover Middle School Building, for use by the San José Unified School District, the City, and the public for a period of 25 years. CEQA: Exempt.

(Parks, Recreation and Neighborhood Services)

Resolution No. 70154 adopted.

5.4 Approval of a contract for the improvement of Meadowfair Park.

Recommendation: Report on bids and award of contract for the Meadowfair Park Phase 2 Improvements Project to the low bidder, Boulder Rock Landscape, Inc., in the amount of \$507,225 to include the base bid and all three Add Alternates, and approval of a contingency in the amount of \$50,000. CEQA: Negative Declaration. (Public Works)

Approved.

5.5 Approval of the South Central Swimming Pool Master Plan.

Recommendation: Approval of the South Central Swimming Pool Master Plan. CEQA: Negative Declaration. (Public Works)

Approved.

6 TRANSPORTATION SERVICES

- 6.1 Traffic Calming Advisory Committee (Ad Hoc)
Council Member Reed, Chair
No Report.**

- 6.2 Approval of a contract for the McLaughlin Avenue-William Street to Route 280 Project.**

Recommendation: Report on bids and award of contract for the McLaughlin Avenue-William Street to Route 280 Project to the low bidder, Golden Bay Construction, Inc., in the amount of \$628,597, and approval of a contingency in the amount of \$63,000.

CEQA: ND. (Public Works)

Approved.

7 ENVIRONMENTAL & UTILITY SERVICES

8 AVIATION SERVICES

- 8.1 Approval to submit a grant application for a Low-Emission Airport Vehicle Pilot Program.**

Recommendation:

- (a) Adoption of a resolution authorizing the City Manager to submit a grant application for up to \$2,000,000 to the Federal Aviation Administration for funds from the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century, Section 133, Inherently Low-Emission Airport Vehicle Pilot Program.
- (b) Authorization for the City Manager to negotiate and execute all documents necessary to accept the grant, if awarded.

CEQA: Resolution No. 67380. (Airport)

Dropped.

9 PUBLIC SAFETY SERVICES

10 JOINT COUNCIL/REDEVELOPMENT AGENCY

REDEVELOPMENT AGENCY BOARD CONVENED AT 4:29 P.M. TO CONSIDER ITEMS 10.1 AND 10.2 IN A JOINT SESSION

10.1 Approval of a replacement Line of Credit Agreement for the Housing Department.

Recommendation: Adoption of resolutions authorizing the City and Redevelopment Agency to negotiate and execute a Line of Credit Agreement with First Union National Bank to provide the Housing Department with a \$30,000,000 Line of Credit as a replacement for the existing Line of Credit with Canadian Imperial Bank of Commerce with an expiration date of April 1, 2003. (Redevelopment Agency/Finance/Housing)

Resolution No. 70155 adopted.

10.2 Adoption of the Neighborhood Business Clusters Redevelopment Plan.

Recommendation:

- (a) Adoption by the City Council of a response to written objections from property owners and taxing entities to the adoption of the Neighborhood Business Clusters Redevelopment Plan and the merger of the Neighborhood Business Clusters Redevelopment Plan into the San Jose Merged Area Redevelopment Plan.
- (b) Final adoption of ORDINANCE NO. 26196 – Adopts the Neighborhood Business Clusters Redevelopment Plan and makes certain findings.

TO BE HEARD WITH ITEM 2.6

- (c) Final adoption of ORDINANCE NO. 26197 – Amends the Julian-Stockton Redevelopment Plan, the Olinder Redevelopment Plan, the San Antonio Plaza Redevelopment Plan, the Rincon de Los Esteros Redevelopment Plan, the Pueblo Uno Redevelopment Plan, the Edenvale Redevelopment Plan, the Guadalupe-Auzerais Redevelopment Plan, the Market Gateway Redevelopment Plan, the Century Center Redevelopment Plan, the Alum Rock Avenue Redevelopment Plan, the East Santa Clara Street Redevelopment Plan, the Almaden Gateway Redevelopment Plan, the Story Road Redevelopment Plan, The Alameda Redevelopment Plan, the West San Carlos Street Redevelopment Plan, the Japantown Redevelopment Plan, the Monterey Corridor Redevelopment Plan, the Park Center Redevelopment Plan, the Civic Plaza Redevelopment Plan, and the Neighborhood Business Clusters Redevelopment Plan to effect the merger of said Redevelopment Project Areas and making certain findings

TO BE HEARD WITH ITEM 2.7

(Deferred from 9/19/00 – Item 11a et al., and 1/30/01 – Item 10.1)

Deferred to 02/13/01.

REDEVELOPMENT AGENCY BOARD ADJOURNED AT 4:31 P.M.

- Closed Session Report
- Open Forum—To be heard jointly with Redevelopment Agency Public Discussion.

- **Following Open Forum, Council recessed at 4:32 p.m. and reconvened at 7:05 p.m., Council Chambers, City Hall.**

11 PUBLIC HEARINGS

(To be heard by the City Council at 7:00 p.m.)

11.1 Public hearing on appeal of the Director's decision to approve a Tentative Map Permit.

Recommendation: PUBLIC HEARING ON APPEAL OF THE DIRECTOR'S DECISION TO APPROVE a Tentative Map Permit, File No. T 00-05-077, for a project located at the southeast corner of Delta Road and San Felipe Road, for a subdivision of four parcels into 139 lots on a 37.1 gross acre site in the R-1:B-8 Residence Zoning District for single-family residential uses. (Cortese, et al, Owner; Brookfield Homes, Developer). CEQA: Negative Declaration.

T 00- 05-077 - District 8

Resolution No. 70156 adopted.

Disqualified: Cortese, family member owns property.

Council (1) denied the appeal; (2) upheld the Planning Director's decision to approve a Tentative Map Permit; and (3) directed Staff to work with the Developer and the neighborhood to develop and implement traffic calming measures prior to approval of the Final Map.

11.2 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the east side of North 2nd Street, approximately 400 feet northerly of East Julian Street (342 North 2nd Street), from M-1 Manufacturing Zoning District to (A) PD Planned Development Zoning District, to allow up to 62 live/work loft dwelling units on 0.95 gross acres. (San José Lofts LLC, Owner/Developer). CEQA: Negative Declaration. Director of Planning, Building, and Code Enforcement and Planning Commission recommend approval (7-0-0).

PDC 00-07-061- District 3

(Continued from 12/12/00 – Item 15i and 1/16/01 – Item 11.4)

Ordinance No. 26294 passed for publication.

11.3 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the west side of Lone Hill Road, 350 feet northerly of Los Gatos-Almaden Road, from R-1:B-8 Residence Zoning District to A(PD) Planned Development Zoning District, to allow up to two single-family detached units on 0.47 gross acre. (Christopher Harris and Marco DeGeorge, Owner/Developer). CEQA: Exempt.

PDC 00-08-076 - District 9

Continued to 03/06/01.

11 PUBLIC HEARINGS

11.4 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the southeast corner of Hedding Street and Park Avenue, from R-1:B-6 Residence Zoning District to A(PD) Planned Development Zoning District, to allow the construction of 11 single-family detached residences on 1.14 gross acres. (University Park Partners, Owner; Rosegarden Courtyards, LLC, Developer). CEQA: Negative Declaration.

PDC 00-10-107 - District 6

(Continued from 1/16/01 – Item 11.10)

Continued to 03/06/01.

11.5 Public hearing on conforming rezoning.

Recommendation: PUBLIC HEARING ON CONFORMING REZONING of the property located at the southeastern corner of Montague Expressway and Kruse Drive (696 East Trimble Road), from M-4 Manufacturing District to I-Industrial (IP-Industrial Park effective February 19, 2001) Zoning District, to allow industrial, office, and research/development uses on 17.44 gross acres. (WXI/696 Realty, LLC, Owner; Legacy Partners, Developer). CEQA: Resolution No. 65459.

C 00-11-117 - District 4

Ordinance No. 26295 passed for publication.

Disqualified: Reed, source of income in excess of allowable amount.

11.6 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the southeast corner of Meridian and Auzeais Avenues, from M-1 Manufacturing and C-3 Commercial Zoning Districts to A(PD) Planned Development Zoning District, to allow construction of 234 single-family attached residences on 6.22 gross acres. (Rack Properties, Owner; Kaufman & Broad, Developer). CEQA: Negative Declaration. Director of Planning, Building, and Code Enforcement and Planning Commission recommend approval (7-0-0).

PDC 00-06-054 - District 6

Ordinance No. 26296 passed for publication.

11.7 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the east side of Bonita Avenue, 200 feet northerly of Herald Avenue, from R-2 Residence and M-1 Manufacturing Zoning District to A(PD) Planned Development Zoning District, to allow up to 24 attached dwelling units on 1.25 gross acres. (Carl Baustreri, Owner; Willow Equities, Developer). Negative Declaration pending.

PDC 00-08-075 - District 3

Continued to 03/06/01.

11 PUBLIC HEARINGS

11.8 Public hearing on planned development rezoning.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located on both sides of Stallion Way, approximately 160 feet southerly of Staghorn Lane, from the R-1:B-2 Residence Zoning District to A(PD) Planned Development Zoning District, to allow up to 30 single-family detached residences on 3.7 gross acres. (Bhupinder S. Dhillon, Owner; Braddock & Logan, Developer). CEQA: Negative Declaration.

PDC 00-08-081 - District 7

Continued to 03/06/01.

- **Open Forum**
 - (1) **Speaker asked that his neighborhood be included in the Strong Neighborhood Program, and opposed the opening of a soup kitchen and day hiring hall facilities to be ocated in his neighborhood. Staff to meet with the speaker.**
 - (2) **Dennis Umphress introduced himself as a candidate for the Library Commission.**

- **Adjournment**

The Council of the City of San José adjourned at 7:50 p.m.