



# CITY COUNCIL AGENDA

**MARCH 11, 2008**

## SYNOPSIS

PETE CONSTANT  
FORREST WILLIAMS  
SAM LICCARDO  
KANSEN CHU  
NORA CAMPOS

DISTRICT 1  
DISTRICT 2  
DISTRICT 3  
DISTRICT 4  
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO  
MADISON P. NGUYEN  
JUDY CHIRCO  
NANCY PYLE

DAVID D CORTESE, VICE MAYOR

DISTRICT 6  
DISTRICT 7  
DISTRICT 8  
DISTRICT 9  
DISTRICT 10

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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 Council Members: Williams. (Excused)**  
  
**1:30 p.m.** - Regular Session, Council Chambers, City Hall  
**Absent Council Members: None.**
  
- **Invocation (District 3)**  
Chaplain Javier Loera of the Calvary Chapel and San José Police Department presented the Invocation.
  
- **Pledge of Allegiance**  
Mayor Reed led the Pledge of Allegiance.
  
- **Orders of the Day**  
The Orders of the Day and the Amended Agenda were approved, with Item 2.9 dropped; Item 3.2 deferred to 3/18/08, and Item 4.6 deferred to 4/8/08.  
  
Dan Fenton of Team San José expressed the great loss of Dee Rogers, an 18-year employee of the City of San José and spoke of her many contributions.
  
- **Closed Session Report**  
**No Report.**

# 1. CEREMONIAL ITEMS

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- 1.1 Presentation of a Business Appreciation Commendation to Meg Whitman in recognition of 10 years as President and CEO of eBay Inc. and her contributions to the evolution and transformation of global e-commerce. (Mayor)  
**Mayor Reed recognized and commended Meg Whitman for serving 10 years as President and CEO of eBay Inc. and for her contributions to the evolution and transformation of global e-commerce.**
- 1.2 Presentation of a commendation to Father Eugene Boyle for his outstanding commitment and dedication to the well being of all through community service. (Mayor/Cortese) (Rules Committee referral 3/5/08)  
**Mayor Reed and Vice Mayor Cortese commended Father Eugene Boyle for his commitment, dedication and outstanding community service.**
- 1.3 Presentation of a commendation recognizing Yeh Fei Pai, internationally known master artist and Chinese brush painter, for the artwork and the arts education he has brought to the San José area. (Chu)  
**Mayor Reed and Council Member Chu recognized and commended Yeh Fei Pai for the artwork and arts education he has brought to the San José area.**

# 2. CONSENT CALENDAR

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- 2.1 **Approval of Minutes.**  
**There were none.**
- 2.2 **Final adoption of ordinances.**

**Recommendation:** Final adoption of ordinances.

- (a) ORD. NO. 28249 – Rezoning certain real property situated at the northeast corner of Monterey Road and Umbarger Road (2680 Monterey Road) to CN Commerical Neighborhood Zoning District. C07-092  
**Ordinance No. 28249 adopted.**
- (b) ORD. NO. 28250 – Rezoning certain real property situated on the north side of San Felipe Road approximately 650 feet south of Fowler Road (3810 San Felipe Road) to R-1-5 Single Family Residence Zoning District. C07-093  
**Ordinance No. 28250 adopted.**
- (c) ORD. NO. 28251 – Rezoning certain real property situated on the east side of Almaden Road, approximately 450 feet southerly of McKean Road (19600 Almaden Road) to A(PD) Planned Development Zoning District. PDC07-037  
**Ordinance No. 28251 adopted.**

## 2. CONSENT CALENDAR

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### 2.2 Final adoption of ordinances. (Cont'd.)

- (d) ORD. NO. 28252 – Rezoning certain real property at the southwesterly corner of Eberly Drive and Neilson Court to A(PD) Planned Development Zoning District. PDC07-100  
**Ordinance No. 28252 adopted.**
- (e) ORD. NO. 28253 – Rezoning certain real property situated at the south side of East Taylor Street approximately 90 feet westerly of North 20<sup>th</sup> Street (944 East Taylor Street) to A(PD) Planned Development Zoning District. PDC07-003  
**Ordinance No. 28253 adopted.**
- (f) ORD. NO. 28254 – Rezoning certain real property situated at the southwest corner of the intersection of Airport Parkway and Old Bayshore Highway (40 and 50 Airport Parkway), from IP Industrial Park Zoning District to A(PD) Planned Development Zoning District. PDC06-130  
**Ordinance No. 28254 adopted.**
- (g) ORD. NO. 28255 – Rezoning certain real property situated on the north side of Los Esteros Road, 2,000 feet east of Grand Avenue (675 Los Esteros Road), from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District. CEQA: Resolution to be adopted. PDC006-120  
**Ordinance No. 28255 adopted.**  
**CEQA Resolution No. 74272 adopted.**
- (h) ORD. NO. 28256 – Rezoning certain real property situated at the west side of North First Street at River Oaks Place to the A(PD) Planned Development Zoning District. PDC07-057  
**Ordinance No. 28256 adopted.**

### 2.3 Appropriation Actions for Interior Artwork at the South San José Police Substation.

#### **Recommendation:**

- (a) Adoption of the following 2007-2008 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund (Fund 001):
- (1) Increase the estimate for Transfers and Reimbursements by \$400,000; and
  - (2) Establish an appropriation to the Police Department for the South San José Police Substation Interior Public Art in the amount of \$400,000.
- Ordinance No. 28264 adopted.**  
**Resolution No. 74273 adopted.**

## 2. CONSENT CALENDAR

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### 2.3 Appropriation Actions for Interior Artwork at the South San José Police Substation (Cont'd.)

- (b) Adoption of the following 2007-2008 Appropriation Ordinance amendments in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Council District #2 (Fund 378):
- (1) Establish a Transfer to the General Fund to Reimburse Los Paseos Youth and Family Project Costs in the amount of \$200,000; and
  - (2) Decrease the Ending Fund Balance by \$200,000.
- Ordinance No. 28265 adopted.**
- (c) Adoption of the following 2007-2008 Appropriation Ordinance amendments in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Council District #4 (Fund 381):
- (1) Establish a Transfer to the General Fund to Reimburse Alviso Education Center Project Costs in the amount of \$100,000; and
  - (2) Decrease the Ending Fund Balance by \$100,000.
- Ordinance No. 28266 adopted.**
- (d) Adoption of the following 2007-2008 Appropriation Ordinance amendments in the Construction Tax and Property Conveyance Tax Fund: Parks Purposes Council District #5 (Fund 382):
- (1) Establish a Transfer to the General Fund to Reimburse TRAIL: Silver Creek/Wenlock Drive Project Costs in the amount of \$100,000; and
  - (2) Decrease the Ending Fund Balance by \$100,000.
- CEQA: Mitigated Negative Declaration, File No. PP04-304. (City Manager's Office)  
**Ordinance No. 28267 adopted.**

### 2.4 Approval of Open Purchase Order #6 FY 2007-2008.

**Recommendation:** Approval of award of open purchase orders for supplies, materials, equipment and services for FY 2007-2008 #6 and authorization for the Director of Finance to execute the purchase orders. CEQA: See Administration's memo to Council for specific CEQA clearance determinations on each recommended action. (Finance)  
**Approved.**

### 2.5 Actions related to increasing the Inventory Purchases Appropriation.

**Recommendation:** Adoption of the following 2007-2008 Appropriation Ordinance and Funding Sources Resolution amendments in the Stores Fund:

- (a) Increase the Inventory Purchases appropriation by \$400,000.
- (b) Increase the estimate for Transfers by \$400,000.

CEQA: Not a Project. (Finance/City Manager's Office)  
**Ordinance No. 28268 adopted.**  
**Resolution No. 74274 adopted.**

## 2. CONSENT CALENDAR

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### 2.6 Second Amendment to the Electronic Citation Program Agreement.

**Recommendation:**

- (a) Adoption of a resolution:
- (1) Authorizing the Director of Finance to execute a second amendment to the existing Electronic Citation System Agreement with 3i Infotech, Inc. to extend the term by an additional six months from February 29, 2008 through August 29, 2008, amend the scope, and increase the contract amount by \$18,200 from \$782,320 for a total contract amount of \$800,520; and
  - (2) Amending Resolution No. 73374 to reduce the original contract contingency of \$36,680 in the 2002-2003 California Law Enforcement Equipment Program by \$9,100, and authorize the Director to execute change orders not to exceed the revised contingency amount of \$27,580.

**Resolution No. 74275 adopted.**

- (b) Adoption of the following 2007-2008 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:
- (1) Increase the Non-Personal Appropriation to the Police Department by \$9,100; and
  - (2) Increase the Revenue from Local Agencies estimate by \$9,100.

CEQA: Not a Project. (Finance/City Manager's Office)

**Ordinance No. 28269 adopted.**

**Resolution No. 74276 adopted.**

### 2.7 Annual Progress Report on the Implementation of the San José 2020 General Plan Housing Element.

**Recommendation:** Accept the Annual Progress Report on the Implementation of the San José 2020 General Plan Housing Element covering the period from July 2006 through December 2007. CEQA: Not a Project. (Housing/Planning, Building and Code Enforcement)

**Report Accepted.**

### 2.8 Amendment to the Aborn Park Master Plan to include a Play Lot.

**Recommendation:** Approval of an amendment to the Aborn Park Master Plan to allow for the development and construction of a new play lot. CEQA: Exempt, File No. PP07-265. Council District 8. (Parks, Recreation and Neighborhood Services)

**Approved.**

## 2. CONSENT CALENDAR

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### 2.9 Local Government Waste Tire Clean-up and Amnesty Event Grant.

**Recommendation:** Adoption of a resolution:

- (a) Authorizing the City Manager, or designee, to accept, and to negotiate and execute, upon receipt, a grant agreement with the California Integrated Waste Management Board (CIWMB) for a Waste Tire Amnesty Event Program in the amount of up to \$30,000 for FY 2007-2008; and
- (b) Authorizing the City Manager, or designee, to apply for, to accept, and to negotiate and execute upon receipt, a grant agreement with the CIWMB for the subsequent four fiscal years, FY 2008-2009 through FY 2011-2012.

CEQA: Exempt, File No. PP07-023. (Planning, Building and Code Enforcement)

**Dropped per Administration.**

### 2.10 Fiscal Actions related to Traffic Signal Installation Projects.

**Recommendation:** Adoption of the following Appropriation Ordinance and Funding Sources Resolution amendments in the Services for Redevelopment Capital Projects Fund (City-side Redevelopment Fund) for 2007-2008:

- (a) Increase the estimate for Earned Revenue by \$106,002.
- (b) Increase the appropriation to the Department of Public Works for the Kingman Avenue and Leigh Avenue, San Antonio Avenue and Scharff Avenue Traffic Signal Installation Projects (PSM #497 Amendment 1) in the amount of \$106,002.

CEQA: Exempt, File No. PP06-210. Council District 5. SNI: Mayfair. (Public Works/City Manager's Office)

**Ordinance No. 28270 adopted.**

**Resolution No. 74277 adopted.**

### 2.11 Request for an excused absence for Councilmember Chirco.

**Recommendation:** Request for an excused absence for Councilmember Chirco from the evening Meeting of the City Council on February 26, 2008 due to Authorized City

Business: Cambrian School District/Kramer Project Development Company Appreciation Event. (Chirco)

(Rules Committee referral 2/27/08)

**Excused.**

### 2.12 Request for excused absences for Mayor Reed.

**Recommendation:** Request for an excused absence from the Regular Meeting of the City Council of February 26, 2008 and the Regular Meeting of the Rules and Open Government Committee of February 27, 2008 due to Authorized City Business:

Meetings with Federal Legislators in Washington D.C. from Tuesday, February 26, 2008 through Thursday, February 28, 2008. (Reed)

(Rules Committee referral 02/27/08)

**Excused.**

### **3. STRATEGIC SUPPORT SERVICES**

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- 3.1 Report of the City Manager, Debra Figone (Verbal Report)**  
No Report.
- 3.2 Report of the Rules and Open Government Committee – February 27, 2008**  
Mayor Reed, Chair  
Deferred to 3/18/08 per Orders of the Day.
- 3.3 Report of the Public Safety, Finance and Strategic Support Committee**  
Councilmember Nguyen, Chair  
No Report.
- 3.4 Report of the Rules and Open Government Committee – February 6, 2008**  
Mayor Reed, Chair  
The Rules and Open Government Committee Report and the Actions of February 6, 2008 were accepted.
- 3.5 Report of the Rules and Open Government Committee – February 13, 2008**  
Mayor Reed, Chair  
The Rules and Open Government Committee Report and the Actions of February 13, 2008 were accepted.
- 3.6 Report of the Rules and Open Government Committee – February 20, 2008**  
Mayor Reed, Chair  
The Rules and Open Government Committee Report and the Actions of February 20, 2008 were accepted.
- 3.7 HP Funds allocated for constituent outreach.**

**Recommendation:**

- (a) Approval of Amendment No. 3 to the Naming Rights and Trademark License Agreement among the City, San José Arena Management, San José Sharks and Hewlett Packard Corporation removing certain restrictions on the use of a portion of the funds received by the City in exchange for the Arena naming rights.  
**Approved.**

- (b) Adoption of a resolution specifying the City Council’s intent to use the additional funds from the Naming Rights Agreement for any use allowed under the Council Expenditure and Reimbursement Policy, except personnel.

(City Attorney)

(Rules Committee referral 1/30/08)

(Deferred from 2/12/08 – Item 3.5, 2/26/08 – Item 3.5, and 3/4/08 – Item 3.11)

**Resolution No. 74285 adopted, with direction that any unexpended funds be subject to automatic roll-over at the end of each fiscal year.**

## 4. COMMUNITY & ECONOMIC DEVELOPMENT

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### 4.1 Report of the Community & Economic Development Committee – February 25, 2008 Councilmember Pyle, Chair

The Community & Economic Development Committee Report and the Actions of February 25, 2008 were accepted.

### 4.2 Procedures for forming Community Benefit and Improvement Districts.

**Recommendation:** Approval of an ordinance amending Title 14 of the San José Municipal Code, the Public Works And Improvements Code, to add a new Chapter 14.31 to set forth procedures for forming Community Benefit and Improvement Districts, incorporating provisions of the State Property and Business Improvement District Law of 1994. CEQA: Not a Project. (City Attorney's Office)

**Ordinance No. 28271 passed for publication.**

**Noes: Campos.**

### 4.3 Small Wonders Update.

**Recommendation:** Acceptance of the Small Wonders Workplan Update to enhance the public and pedestrian experience Downtown, and advance the 1<sup>st</sup> Act Vision. CEQA: Not a Project. (Economic Development)

[Community and Economic Development Committee referral 02/25/08 – Item (c)(3)]

**Accepted.**

### 4.4 Soccer Stadium, Airport West and iSTAR Development “Cost Benefit Analysis”.

**Recommendation:** Acceptance of the following reports on the Economic and Fiscal Impact of the Proposed Development of the Airport West and iStar Properties:

- (a) *Market Assessment and Economic Impact Analysis for Proposed Soccer Stadium in the City of San José* by Dr. Daniel Rascher of SportsEconomics, LLC.
- (b) *Fiscal and Economic Impact Analysis of Major League Soccer Stadium Proposal* by Economic and Planning Systems, Inc.

CEQA: Not a Project. Council Districts 2 and 3. (Economic Development)

[Community and Economic Development Committee referral 02/25/08 – Item (d)]

**Reports Accepted.**

### 4.5 Funding Commitment for the New San José Family Shelter Project.

**Recommendation:**

- (a) Adoption of a resolution approving a conditional grant of up to \$6,291,000 to Family Supportive Housing, Inc., or its designee, for predevelopment, construction, and permanent financing of the 36-unit New San José Family Shelter project located at 686 North King Road to be made affordable to extremely low-income (ELI) households.

*(Item continued on the next page)*

## **4. COMMUNITY & ECONOMIC DEVELOPMENT**

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### **4.5 Funding Commitment for the New San José Family Shelter Project. (Cont'd.)**

- (b) Adoption of a resolution finding that the use of Redevelopment Tax Increment funds for the New San José Family project is of benefit to the Redevelopment Project Areas in San José.

**Resolution No. 74278 adopted.**

- (c) Approval of the following Appropriation Ordinance amendments in the Multi-Source Housing Fund (Fund 448) for 2007-2008 to:

- (1) Establish a new appropriation for the Family Shelter Project in the amount of \$4,000,000.  
(2) Decrease the Unrestricted Fund Balance by \$4,000,000.

CEQA: Resolution No. 71496, File No. PDC07-015. Council District 3. (Housing/City Manager's Office)

**Ordinance No. 28272 adopted.**

### **4.6 Actions related to the Coyote Valley Specific Plan and the revised Environmental Impact Report.**

**Deferred to 4/8/08 per Administration.**

### **4.7 Final Report on the Blue Ribbon Commission on Homelessness.**

**Recommendation:** Acceptance of the report as an update on the Housing Department and the Blue Ribbon Commission on Ending Homelessness and Solving the Affordable Housing Crisis' progress towards preventing and ending homelessness in San José.

CEQA: Not a Project. (Housing)

[Community and Economic Development Committee referral 2/25/08 – Item (b)(1)]

**Report Accepted.**

## **5. NEIGHBORHOOD SERVICES**

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### **5.1 Report of the Neighborhood Services and Education Committee Councilmember Chirco, Chair**

**No Report.**

### **5.2 Changes to the Fees and Charges for the Citywide Aquatics Program.**

**Recommendation:** Adoption of a resolution amending and superseding Parks and Recreation Fees and Charges Resolution (Res. No. 73832) effective April 1, 2008 for the 2008 Summer aquatics Season:

*(Continued on the next page)*

## 5. NEIGHBORHOOD SERVICES

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### 5.2 Changes to the Fees and Charges for the Citywide Aquatics Program. (Cont'd.)

- (a) Recreational Swim:
  - (1) Amend the fee for recreational swim to \$2.25 per youth per session and \$3.00 per adult per session; and
  - (2) Establish a rate for seniors and persons with disabilities equal to the youth rate.
- (b) Group Discounts: Establish a group discount of \$2.00 per person for pre-registered groups larger than 35 participants for the Summer Swim Programs.
- (c) Family Pass for Recreational Swim: Establish a family pass rate of \$9.00 per session of recreational swim for a family of four [Family to include at least one adult and two youth and up to four additional admissions would qualify for the youth rate for a maximum of 8 admissions per family pass or a total of \$18].
- (d) Individual Recreational Swim Pass: Amend the fee for admission passes to ten visits for \$20 for youth, seniors and disabled and a pass of 11 visits for \$30 for adults.
- (e) Swim Lessons:
  - (1) Increase the fee for entry level swim classes (for nine, 30-minute lessons) to \$50 for youth, seniors and disabled, and \$59 for adults.
  - (2) Increase the fee for competitive swim and junior lifeguard programs (for nine, 65-minute lessons) to \$118 [non-residents will pay an additional \$10 per session, regardless of type].
- (f) Discounts and Scholarships for Swim Lessons:
  - (1) Establish a swim lesson discount of \$10 per qualified child per session.
  - (2) Establish a full scholarship opportunity for 25 qualified participants with a preference for siblings in swim lessons [proof of government assistance or other low-income verification is required to be eligible for the scholarship and discounts].

CEQA: Not a Project. (Parks, Recreation and Neighborhood Services)

**Resolution No. 74279 adopted, as amended.**

**The memorandum from Director of Parks, Recreation and Neighborhood Services Albert Balagso, dated February 19, 2008, recommending proposed changes to the fees and charges for the Citywide Aquatics Program, was approved as amended:**

- (1) **Youth recreational swim fees set at \$2.00.**
- (2) **Staff directed to explore options to implement a rewards or discount program for youth swim fees, continue to look for ways to further reduce youth swim fees, and return to the Neighborhood Services Committee with a progress report incorporating Councils' recommendations within 60 days.**
- (3) **Directed Staff to establish and communicate to local businesses, foundations, and nonprofit organizations a clear mechanism for accepting donations for scholarships for swim lessons and recreation swim.**

## **6. TRANSPORTATION & AVIATION SERVICES**

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- 6.1 Report of the Transportation and Environment Committee  
Councilmember Williams, Chair  
No Report.**

**6.2 Management of the Specialized Aeronautical Services Operation (SASO).**

**Recommendation:** Adoption of a resolution authorizing the City Manager to negotiate and execute a Specialized Aeronautical Services Operation Management Agreement with Atlantic Aviation for the management of City Operated General Aviation facilities on the west side of the Norman Y. Mineta San José International Airport for a five-year term from the date of execution, with the option to extend the agreement for up to three (3) additional one-year periods at the City's sole discretion, and with a minimum annual rent guarantee to the City of \$24,750 per month or 85% of annual gross revenue, whichever is higher. CEQA: Resolution Nos. 67380 and 71451, File No. PP08-030. (Airport)

**Resolution No. 74280 adopted.**

**6.3 Report on RFP for a Closed Circuit Television System for the Airport.**

**Recommendation:** Report on Request for Proposal (RFP) for a Closed Circuit Television system for the Norman Y. Mineta International Airport and adoption of a resolution authorizing the Director of Finance to:

- (a) Execute an agreement with 180 Connect Inc. for the purchase and installation of a Closed Circuit Television System for the Norman Y. Mineta San José International Airport, in an amount not to exceed \$1,708,368 including all hardware, software, sales tax, and the first year of maintenance and support and professional services.
- (b) Exercise four one-year options for ongoing maintenance subject to the appropriation of funds.
- (c) Execute change orders in an amount not to exceed \$342,000 as contingency to cover unanticipated changes in the system design and/or installation.

CEQA: Resolution Nos. 67380 and 71451, File No. PP06-004. (Finance)

(Deferred from 3/4/08 – Item 6.2)

**Resolution No. 74281 adopted.**

## **7. ENVIRONMENTAL & UTILITY SERVICES**

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## **8. PUBLIC SAFETY SERVICES**

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## **9. JOINT COUNCIL/REDEVELOPMENT AGENCY**

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- **Open Forum**

- (1) **William Garbett voiced concerns on police enforcement tactics and spoke on the issue of homelessness.**
- (2) **Hoa Truong asked that the Council reconsider its March 4, 2008 vote regarding the Story Road retail area naming issue.**
- (3) **Mark Trout expressed religious viewpoints and submitted a military research article “Is Military Research Hazardous to Veterans’ Health?” for the Mayor and Vice Mayor’s consideration.**
- (4) **Khanh Weinberg (Vice President, Evergreen Valley Recreation Center) submitted a letter proposing that the Evergreen Valley Pool be turned over to the City of San José to be preserved as a community asset**
- (5) **Donna Lydon spoke in support adequately funding City libraries.**

- **Adjournment**

**The Council of the City of San José adjourned at 6:17 p.m. in memory of Dorothy (Dee) Rogers, a City employee of over 18 years at the Convention Center. Dee is survived by her four children, daughters Jaime Garcia and April Jones, and sons Anthony Jones and William Shropshire, and longtime partner Mike Higare. She will be greatly missed.**

- **Notice of City Engineer’s Award of Construction Projects**

In accordance with Council Resolution No. 73532, the Construction Contract Process Streamlining Policy approved on December 5, 2006, the following is a list of projects that were awarded or rejected by the Director of Public Works in February 2008:

AWARD:

<u>Project Name</u>	<u>Council District</u>	<u>Contractor</u>	<u>Contract Award Amount</u>	<u>Award Date</u>
Norman Y. Mineta San José International Airport General Engineering Contract 07-08	Citywide	Granite Construction Company	\$226,300	2/14/08
W. Virginia Street Sanitary Sewer Rehabilitation Project	6	Fermin Sierra Construction, Inc.	\$143,400	2/15/08
Alma Community Center Phase I Improvements	7	Joseph J. Albanese, Inc.	\$337,700	2/26/08

- **Notice of Contracts Executed by Council Appointees**

In accordance with Municipal Code Section 4.04.080, titled “Quarterly Reports”, the following is submitted as a report on contracts executed by Council Appointees or designees during the second quarter of Fiscal Year 2007-2008 (October 1, 2007 – December 31, 2007). The list includes contracts or amendments to contract for services with a value greater than \$100,000 and up to \$250,000 and contracts or amendments to contracts for equipment, supplies, and material with a value greater than \$100,000 and up to \$1 million. Contract amounts are rounded to the nearest dollar. No Council action is being requested with respect to this report.

<u>Contractor</u>	<u>Description of Contract</u>	<u>Amount</u>
Brown Buntin Associates	Preparation of quarterly and annual noise reports as required by the State of California and the Federal Aviation Administration for the Aviation Department	\$250,000
Cheryl Sutton dba Cheryl Sutton Designs	As-needed marketing services for the Housing Department.	\$120,000
Goodwin Simon Victoria Research	Marketing research services for the Environmental Services Department.	\$189,100
KidSportz, Inc.	Recreational classes (martial arts and sports) for residents at City facilities for PRNS.	\$200,000
Tim Bowen dba Play-Well TEKnologies	Recreational classes and day camps (problem solving and critical thinking skills) for youth (ages 4 – 12) at City facilities for PRNS.	\$180,000
Young Rembrandts, LLC	Classes and camps for youth (ages 3.5 – 12) at City facilities for PRNS.	\$180,000

- Notice of Contracts Executed by Council Appointees  
(Cont'd.)

Director of Finance Contract Activity – Services

<u>Contractor</u>	<u>Description of Contract</u>	<u>Amount</u>
3i Infotech Inc.	Electronic Citation Hardware/Software for the Police Department.	\$109,032
Aris Helicopters Ltd.	Helicopter Maintenance for the Police Department.	\$158,000
Authentic Restoration	Repair of Cracks and Leaks in Digester Tank Tunnels for Environmental Services; First Amendment to add \$25,000.	\$120,000
Calif. Roofing Co. Inc.	Roofing Services for General Services.	\$120,000
Duran Hogan Construction Inc.	Concrete Removal, Replacement & Repairs at Various Locations for General Services	\$138,000
Information Global Solutions, Inc.	Maintenance, Support and Training for Datastream Application for Information Technology; First Amendment to add \$26,000.	\$103,000
Intergraph Corp.	Integrated Development Tracking System Software Maintenance Support for the Information Technology Department.	\$115,403
JF Pacific Liners Inc.	Storm & Sewer Line Cleaning for Department of Transportation.	\$200,000
Koffler Electrical Inc.	Maintenance & Repair of Motors & Generators for Environmental Services.	\$250,000
Lopes Electric Inc.	Electrical Repairs as needed for General Services.	\$150,000
Oracle Corporation	Oracle/Peoplesoft Licenses for Information Technology Department; First Amendment to add \$19,041.	\$136,826
Pro Sweep Inc.	Power Washing of Downtown Garages for Department of Transportation.	\$145,000
PSC Industrial Outsourcing Inc.	Digester Tank Cleaning Service for Environmental Services.	\$140,000
PSC Industrial	Emergency Clean-Out of Sanitary Line for Environmental Services; Fourth Amendment to Add \$90,000.	\$190,000
RFI Communications and Security System	Maintenance & Repair for Automated Access Control System for Aviation Department; First Amendments to Add \$50,000.	\$125,000
Safety-Kleen Systems Inc.	Hazardous Waste Pick Up and Disposal for Environmental Services; First Amendment to add \$19,000.	\$210,000
San José Boiler Works Inc.	Replace Burners on Two Boilers for Environmental Services.	\$123,898
San José Mercury News	Newspaper Advertisements to Promote Use of Airport Service for Aviation Department; First Amendment to add \$60,000.	\$155,000
Sheldrake & Mumford	Resurfacing of Tennis Courts for PRNS; Second Amendment to add \$49,610.	\$219,610
Taser International Inc.	Extended Four Year Warranty for Tasers for Police Department.	\$106,615
Terix Computer Company Inc.	Integrated Billing System (IBS) Hardware/Software Maintenance Support for the Information Technology Department.	\$128,604
Trugreen Landcare	Emergency Tree Work for PRNS; First Amendment to add \$124,990.	\$249,990

- Notice of Contracts Executed by Council Appointees (Cont'd)

Director of Finance Contract Activity – Equipment, Materials, and Supplies

Valley Power Systems	Purchase and Installation of Diesel Exhaust Retrofit Devices for General Services; First Amendment to add \$10,410.72.	\$240,410
Willson Construction	Concrete Sidewalk Removal and Replacement for Department of Transportation.	\$150,000
<u>Contractor</u>	<u>Description of Contract</u>	<u>Amount</u>
Bay Area Designz Inc.	Screen Printed Sportswear and Clothing Items for PRNS.	\$200,000
Brodart Inc.	Library Materials.	\$200,000
Butler Animal Health-Lowest	Veterinary Supplies for PRNS; First Amendment to add \$12,000.	\$101,999
Hoblit Motors	Law Enforcement Sedans for the Police Department.	\$418,867
Hollister Honda Inc.	Motorcycles for the Police Department.	\$114,003
Ingram Library Services	Library Materials; First Amendment to add \$25,000.	\$125,000
L.N. Curtis & Sons	Equipment for new Fire Apparatus for the Fire Department; First Amendment to add \$85,000.	\$195,000
Maita Chevrolet GEO & GMAC	Unmarked Sedans for the Police Department.	\$139,873
Motorola CE Inc.	Motorola Radio Equipment for the General Services.	\$243,991
Motorola CE Inc.	Motorola Radios for Office of Emergency Services.	\$198,707
Nortel Networks Inc.	Network Equipment and Software; First Amendment to add \$300,000.	\$400,000
Western Pacific Signal LLC	Network Switches for Traffic Signal Controller/Firmware Project for the Department of Transportation.	\$234,219
Western Pacific Signal LLC	Traffic Signal Cabinets for the Department of Transportation.	\$120,000

## **8. JOINT REDEVELOPMENT AGENCY ITEM**

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### **8.1 Approval of a Reimbursement Agreement with Stion Corporation, Inc., for capital equipment and direction to seek Employment Training Panel Funds.**

#### **Recommendations:**

- (a) Adoption of a resolution by the Redevelopment Agency Board approving a Reimbursement Agreement with Stion Corporation, Inc., in an amount not to exceed \$700,000, for acquisition of capital equipment to be installed in Stion Corporation's industrial and manufacturing headquarters facility in the Edenvale Redevelopment Project Area and making certain findings.

**Redevelopment Agency Resolution No. 5814 adopted.**

### **8.2 Approval of a Reimbursement Agreement with Stion Corporation, Inc., for capital equipment and direction to seek Employment Training Panel Funds (Cont'd.)**

- (b) Adoption of a resolution by the City Council directing the City Manager to pursue Employment Training Panel Funds, in an amount up to \$100,000, to support the workforce development efforts of Stion Corporation, Inc.

CEQA: Resolution No. 67245. [EDENVALE]

**Resolution No. 74282 adopted.**

### **8.3 Approval of a contract for the Montgomery Theater Audio Project and making certain determinations for the improvements.**

#### **Recommendations:**

- (a) Adoption of a resolution by the City Council making certain determinations required by Redevelopment Law, Health and Safety Code Section 33445, for Agency funding of the proposed improvements to the Montgomery Theater.

**Resolution No. 74283 adopted.**

- (b) Adoption of a resolution by the Redevelopment Agency Board approving a contract with PCD, in the amount of \$197,496, for the Montgomery Theater Audio Project, authorizing a project contingency in the amount of \$19,750 for a total contract amount of \$217,246; and authorizing the Executive Director to execute changes to the contract subject to the limitations applicable to construction contract change orders.

CEQA: Not a project. [PARK CENTER PLAZA]

**Redevelopment Agency Resolution No. 5815 adopted.**



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**JOINT CITY OF SAN JOSÉ  
CITY COUNCIL/FINANCING AUTHORITY  
AGENDA**

**1:30 P.M.**

**TUESDAY, MARCH 11, 2006**

**CHAMBERS**

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- 1. Call to Order**
- 2. City's Authority Outstanding Variable Rate Bonds Impacted by recent Downgrade of Bond Insurers.**

**Recommendation:**

- (a) Adoption of a resolution of the City of San José Financing Authority Board ("Board") to authorize the Executive Director or the Executive Director's authorized designee, through June 23, 2008, to take various actions with respect to the Authority's outstanding variable rate debt without further action of the Board when the Executive Director determines it would be prudent to do so.  
**SJFA Resolution No. 77 adopted.**
- (b) Adoption of a resolution of the City Council to authorize the City Manager or the City Manager's authorized designee, through June 23, 2008, to take various actions with respect to the outstanding variable rate debt of the City or the Authority without further action of the City Council when the City Manager determines it would be prudent to do so.  
**Resolution No. 74284 adopted.**
- (c) Acceptance of staff's report related to proposed actions to be taken on the City's and Authority's outstanding variable rate debt, which is currently impacted by the recent downgrades of municipal bond insurers.  
CEQA: Not a Project. (Finance)  
**Accepted.**

- 3. Adjourn the San José Financing Authority.**