



CITY COUNCIL AGENDA

AUGUST 29, 2000

**MEETING CANCELED
SYNOPSIS**

LINDA J. LE ZOTTE
CHARLOTTE POWERS
CINDY CHAVEZ
VACANT
MANNY DIAZ

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

RON GONZALES MAYOR

FRANK FISCALINI
GEORGE SHIRAKAWA, JR.
ALICE WOODY
JOHN DIQUISTO
PAT DANDO

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

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.

1 CALL TO ORDER AND ROLL CALL

9:30 a.m. - Closed Session, **CANCELED**
See Separate Agenda
1:30 p.m. - Regular Session, **CANCELED**

2 INVOCATION

Pastor Tony Williams, Maranatha Church **TO BE RESCHEDULED.**
(District 7)

3 PLEDGE OF ALLEGIANCE

4 ORDERS OF THE DAY

Items marked with an asterisk denote changes or additions to the previously published Agenda for this meeting.

THE CITY COUNCIL MEETING IS CANCELED DUE TO AN ANTICIPATED LACK OF A QUORUM. ALL ITEMS WILL BE CONTINUED TO SEPTEMBER 5, 2000.

5 CEREMONIAL ITEMS

- a. Presentation of Keep California Beautiful (KCB) Awards by KCB President Barry Edwards and Executive Director Marlene Mariani to members of the San José Beautiful Steering Committee. (Parks, Recreation and Neighborhood Services)
DEFERRED TO 9/5/00
- b. Presentation of a commendation to Robert Pfahnl for 15 years of service to San José Beautiful. (Parks, Recreation and Neighborhood Services)
DEFERRED TO 9/5/00

NOTICE TO THE PUBLIC

THERE WILL BE NO SEPARATE DISCUSSION OF ITEMS 6a-f AS THEY ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ADOPTED BY ONE MOTION. IF DISCUSSION IS REQUESTED BY A MEMBER OF THE CITY COUNCIL, STAFF, OR PUBLIC, THAT ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED SEPARATELY.

a. Minutes for Approval

None.

b. Ordinances for Final Adoption

- (1) ORD. NO. 26178 – Rezones certain real property situated on the east side of Cypress Avenue, 40 feet northerly of Olsen Drive. PDC 98-09-069
DEFERRED TO 9/5/00
- (2) ORD. NO. 26179 - Rezones certain real property situated on the northwest corner of Almaden Expressway and Highway 85. PDCSH 99-11-092
DEFERRED TO 9/5/00
- (3) ORD. NO. 26180 - Rezones certain real property situated on the northwest corner of San Felipe Road and Keaton Loop. PDC 99-10-084
DEFERRED TO 9/5/00
- (4) ORD. NO. 26181 - Rezones certain real property situated on the north side of Curtner Avenue, 90 feet easterly of Salerno Drive. PDC 99-09-077
DEFERRED TO 9/5/00
- (5) ORD. NO. 26182 - Rezones certain real property situated on the northeast corner of Parkmoor Avenue and Meridian Avenue. C 00-07-058
DEFERRED TO 9/5/00

c. Public Hearings Set by Council

None.

6 CONSENT CALENDAR

d. Plans and Specifications

- (1) TRACT NO. 9265 – Northwest corner of Almaden Expressway and Rajkovich Way – Viking Development (Developer) – 6 single family detached residential units. Approval and adoption of resolutions approving the plans, final map, and contract for Tract No. 9265. CEQA: ND. District 10. (Public Works)
DEFERRED TO 9/5/00
- (2) TRACT NO. 9240 - Silver Creek Road, 400 feet south of Yerba Buena Road (Silver Ridge Phase II) - Ryland Homes of California, Inc., a Delaware Corporation (Developer) - 123 single family detached residential units. Adoption of resolutions approving the plans, final map, contract, and water main extension for Tract No. 9240. CEQA: Negative Declaration. District 8. (Public Works)
[Deferred from 8/22/00 – Item 6d(2)]
DEFERRED TO 9/5/00
- (3) TRACT NO. 9089 - Nob Hill Drive cross Fleming Avenue - Uptrend Development Group, Inc. (Developer) - 5 single family dwelling residential units. Adoption of resolutions approving the plans, final map, and contract for Tract No. 9089. CEQA: ND. District 5. (Public Works)
DEFERRED TO 9/5/00

e. Contracts/Agreements

- (1) Approval of an agreement with the Hispanic Chamber of Commerce to provide business services for the period July 1, 2000 to June 30, 2001, in an amount not to exceed \$126,500. (Economic Development)
DEFERRED TO 9/5/00
- (2) Approval of a first amendment to the agreement with Community Foundation Silicon Valley expanding the administration of the City's Watershed Grant Program Donor-Advised Fund to include the Youth Watershed Education Grant Program and increasing the funding by \$50,000, from \$250,000 to \$300,000, for the period July 1, 2000 to June 30, 2001. (Environmental Services)
DEFERRED TO 9/5/00
- (3) Approval of award of open purchase orders for supplies, materials, equipment, and services for FY 2000-2001 #8, and authorization for the Director of General Services to execute the purchase orders. (General Services)
DEFERRED TO 9/5/00

6 CONSENT CALENDAR

e. Contracts/Agreements

- (4) Approval of a sole source purchase with PC Pros, Inc. for a forensic image tracking and processing system for the Police Department's CAL-ID Project in the amount of \$94,151.52, including sales tax, installation, and training and authorization for the Director of General Services to execute the purchase order. (General Services)
DEFERRED TO 9/5/00
- (5) Approval of a second amendment to the agreement with Group 4/Architecture, Research and Planning, Inc., to expand the community outreach section and add a research component to the scope of services for Phase III of the Branch Facilities Master Plan and increase compensation by \$62,500, from \$255,000 to \$317,500. (Library)
DEFERRED TO 9/5/00
- (6) Approval of a consultant agreement with Korve Engineering Inc. to prepare a Project Study Report for upgrading the Route 880/Stevens Creek Boulevard interchange in an amount not to exceed \$275,000. (Public Works)
DEFERRED TO 9/5/00
- (7) Approval of an agreement for consultant services with Geographic Resource Solutions to upgrade the City Parcel Data for the period September 1, 2000 to March 1, 2001, in an amount not to exceed \$120,000. (Public Works)
DEFERRED TO 9/5/00
- (8) Report on bids and award of contract for the Camden Community Center Parking Expansion Project to the low bidder, Silicon Valley Paving, in the amount of \$220,957, and approval of a contingency in the amount of \$22,000. CEQA: Exempt. (Public Works)
DEFERRED TO 9/5/00
- (9) Report on bids and award of contract for the Jaguar Habitat Enclosure at Happy Hollow Zoo to the low bidder, Dempsey Construction, Inc., in the amount of \$185,000, and approval of a contingency in the amount of \$20,000. CEQA: Exempt. (Public Works)
DEFERRED TO 9/5/00
- (10) Approval of a consultant agreement with Moore Iacofano Goltsman, Inc., for design services for the Lincoln Glen Park Play-for-All Project, for the period August 29, 2000 to August 31, 2001, in an amount not to exceed \$67,500. (Public Works)
(Rules Committee referral 8/23/00)
DEFERRED TO 9/5/00

6 CONSENT CALENDAR

f. Routine Legislation

- (1) Approval of an ordinance amending Section 2.04.4020 of Chapter 2.04 of Title 2 of the San Jose Municipal Code to authorize the Chief of Police to issue subpoenas for Citizen and Departmental Complaint Investigations that are conducted by the San Jose Police Department Professional Standards and Conduct Unit. (City Attorney's Office)
DEFERRED TO 9/5/00
- (2) Adoption of a resolution authorizing the City Manager to submit a grant application to the California Integrated Waste Management Board-Sustainable Buildings Program in the amount of \$85,000, to conduct a program that would provide green building design assistance for the Strong Neighborhoods Initiative for the period December 1, 2000 to April 30, 2003, and to execute all documents related to the application and to accept the grant if awarded. (Environmental Services)
DEFERRED TO 9/5/00
- (3) Approval of an ordinance to amend Section 3.50.130 of Chapter 3.50 of Title 3 of the San José Municipal Code to clarify that PTC 457 Deferred Compensation Plan members may elect to have distributions made in installments. (Human Resources)
DEFERRED TO 9/5/00
- (4)
 - (a) Approval of the list of major interior naming opportunities for the new Joint Library.
 - (b) Authorization for the City Manager to approve specific name designations and any additional naming opportunities identified during the fund raising campaign.
(Library)
DEFERRED TO 9/5/00
- (5) Acceptance of the Second Quarter 2000 San José Arena Authority Ticket Distribution Program Report. (San José Arena Authority)
DEFERRED TO 9/5/00
- (6) Adoption of a resolution accepting dedication of real property from Roland M. Webb, and Ione Enterprises 2, LLC, as the site for construction of a 4-million-gallon water tank to serve development within the Evergreen Specific Plan Area and the Evergreen Campus Industrial Area, and adoption of a Statement of Overriding Considerations for the Short-term Visual Impacts. CEQA: EIR Supplemental Resolution to be Adopted. (Public Works)
(Rules Committee referral 8/23/00)
DEFERRED TO 9/5/00

7 COMMISSION, COMMITTEE, AND STANDING REPORTS

a. Report of the Study Session

Mayor Gonzales, Chair

No report.

b. Report of the Rules Committee August 16, 2000

Vice Mayor Fiscalini, Chair

- (1) Review August 29, 2000 Draft Agenda
- (2) Add New Items to August 22, 2000 Amended Agenda
- (3) Meeting Schedules
 - (a) Approve changes to City Council Meeting Schedule for August through January 2001
- (4) The Public Record
- (5) Council Referrals for Assignment to Appropriate Committee, Administration, or Council Appointee
 - (a) Report back on request for a Study Session on Smart Growth
- (6) Oral communications
- (7) Adjournment

DEFERRED TO 9/5/00

c. Report of the Finance and Technology Committee

Council Member Woody, Chair

No report.

d. Report of the Economic and Community Development Committee – August 14, 2000

Council Member Diaz, Chair

- (1) Discussion on the Proposed Revisions to the Sign Ordinance
HEARD BY COUNCIL ON 8/22/00
- (2) Review of 2000 Legislative Priorities and Policy Guidelines
- (3) Oral petitions
- (4) Adjournment

DEFERRED TO 9/5/00

e. Report of the Transportation and Environment Committee

Council Member Powers, Chair

No report.

f. Report of the Education, Neighborhoods, Youth, and Seniors Committee

Council Member Shirakawa, Jr., Chair

No report.

8 LAND USE AND DEVELOPMENT

- a. PUBLIC HEARING on Historic District amendment to expand the River Street City Landmark Historic District to include eight additional properties located west of N. Almaden Street on both sides of W. St. John Street, and adoption of a resolution approving or disapproving the proposed expansion. (Vellequette-Winninger Investors and Green Valley Corporation, Owners). CEQA: Resolution No. 64273. Historic Landmarks Commission recommends approval (7-0-0).
HD 97-107 – District 3
(Continued from 8/1/00 – Item 8a and 8/15/00 – Item 8a)
CONTINUED TO 9/12/00
- b. PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the west side of King Road at the westerly terminus of Commodore Drive, from A-Agricultural Zoning District to A(PD) Planned Development Zoning District, to allow up to 80 multi-family attached residential units on 4.49 gross acres. (Warner LLC, Owner; First Community Housing, Developer). CEQA: Negative Declaration. Director of Planning, Building and Code Enforcement recommends approval. Planning Commission recommends approval (7-0-0).
PDCSH 00-03-022 - District 4
(Continued from 8/15/00 – Item 15h)
CONTINUED TO 9/5/00
- c. PUBLIC HEARING and adoption of a resolution vacating portions of Hillsdale and Pearl Avenues and reserving a public service easement over the entire areas to be vacated. CEQA: Resolution No. 67894. (Public Works)
CONTINUED TO 9/5/00
- d. PUBLIC HEARING and adoption of a resolution vacating a portion of North San Pedro Street and reserving a public service easement on the entire area vacated, and adoption of a resolution quit claiming the City's interest in the easterly portion of the vacated area. CEQA: Resolution No. 65071. (Public Works)
CONTINUED TO 9/5/00

9 GENERAL GOVERNMENT

- a. Public Hearing and Council direction on the Healthy Neighborhoods Venture Fund. (Parks, Recreation and Neighborhood Services)
(Continued from 8/19/00, 8/22/00, and 8/26/00)
CONTINUED TO 9/5/00
- b. Acceptance of the Finance and Technology Committee's recommendation to approve the Information Technology Master Plan for the City of San José. (City Manager's Office)
[Finance and Technology Committee referral 6/14/00 – Item 7c(5)]
DEFERRED TO 9/5/00

9 GENERAL GOVERNMENT

- c. Report on Request for Proposal for Management of Airport Parking and Rental Car Shuttle Bus Personnel and Scheduling Operations and adoption of a resolution authorizing the Director of General Services to:
- (1) Execute a three (3)-year agreement, with two (2), two (2)-year options for renewal with ShuttlePort California LLC for management of airport parking shuttle bus personnel and scheduling for the period October 1, 2000 to August 31, 2003, with a total first year maximum compensation in the amount of \$5,300,000.
 - (2) Execute a three (3)-year agreement, with two (2), two (2)-year options for renewal with ShuttlePort California LLC and the rental car companies for management of airport rental car shuttle bus personnel and scheduling for the period October 1, 2000 to August 31, 2003, with a total first year maximum compensation in the amount of \$3,500,000.
 - (3) Adjust the compensation for each subsequent year based on the Consumer Price Index (CPI).
 - (4) Exercise the options to renew each of the agreements without further City Council action other than the appropriation of funds.

(General Services/Airport)

DEFERRED TO 9/5/00

- d. Adoption of a resolution:
- (1) Approving business terms for an acquisition/predevelopment loan of up to \$4,161,000 to CORE Development, Inc., or its designated partnership, for the development of an 88-unit housing project affordable to low- and very low-income households that will be targeted for teachers on a 1.61 acre site located on the south side of Lenzen Avenue, 210 feet west of Stockton Avenue.
 - (2) Finding that the use of 20% Housing Funds for the project is of benefit to the Redevelopment project areas in San José.

(Housing)

DEFERRED TO 9/5/00

9 GENERAL GOVERNMENT

- e. Adoption of a resolution:
- (1) Approving a \$2,000,000 conditional grant to Neighborhood Housing Services Silicon Valley (NHSSV) to capitalize the Vernal Fund that will provide secondary financing for home purchases by low- and moderate-income households.
 - (2) Approving as an exception to policy, incomes of up to 120% of area median income, by household size, as qualifying for home-purchase assistance from the Vernal Fund.
 - (3) Approving a \$950,000 increase to the City's existing contract with NHSSV for administrative expenses, for a total contract amount of \$1,450,000.
 - (4) Approving the City's participation as an Associate Member of the East Bay-Delta Housing and Finance Agency, a Joint Powers Authority operating a lease-to-own housing program.
 - (5) Finding that the use of 20% Housing Funds to capitalize the Vernal Fund and to underwrite administrative expenses of the NHSSV HomeOwnership Center are a benefit to redevelopment project areas in San José.

(Housing)

DEFERRED TO 9/5/00

- f. (1) Adoption of a resolution authorizing the City Manager to negotiate and execute an agreement with the East Side Union High School District, accepting a National Safe Schools/ Healthy Students Initiative subgrant in the amount of \$874,000 for the period September 1, 2000 to August 31, 2001.
- (2) Authorizing the City Manager to negotiate and execute grant agreements with service providers to provide services to parents and at-risk youths in an amount not to exceed \$694,000 of the National Safe Schools/Healthy Students Initiative subgrant.
- (3) Adoption of an appropriation ordinance and funding sources resolution amendments in the General Fund in the amount of \$874,000 for Parks, Recreation and Neighborhood Services for the San José B.E.S.T. Program - Safe Schools/Healthy Student Initiative Funding..
- (4) Approval of the creation of one (1) FTE Youth Outreach Worker II and three (3) FTE Youth Outreach Worker I positions for a period of three (3) years.

(Parks, Recreation and Neighborhood Services/City Manager's Office)

DEFERRED TO 9/5/00

- g. Approval of Contract Change Order No. 1 for 1999-00 Street Resurfacing - Measure A/B Funded Project with O'Grady Paving, Inc., in an amount not to exceed \$400,000, for a total contract amount of \$5,086,201.50. CEQA: Exempt. (Public Works)

DEFERRED TO 9/5/00

- h. Approval of the first amendment to the agreement with Rob Wellington Quigley, FAIA, for architectural services for the West Valley Branch Library Project, extending the term of the agreement from September 1, 2000 to November 30, 2002, and increasing compensation by \$634,915, from \$236,252 to \$871,167. (Public Works)

DEFERRED TO 9/5/00

9 GENERAL GOVERNMENT

- i. Approval of the New Civic Center’s schematic design and final project budget. (Public Works)
DEFERRED TO 9/19/00

- j. Adoption of a resolution approving business terms for a permanent loan of up to \$4,900,000 to Monte Vista Gardens Family Housing, L.P., or its designated partnership, for the development of a 144-unit housing project affordable to extremely low-, very low, low-income and market-rate households on a 4.98-acre site located on the west side of South Capitol Avenue, north of Lombard Avenue. (Housing)
(Rules Committee referral 8/23/00)
DEFERRED TO 9/5/00

10 FISCAL AFFAIRS

11 JOINT CITY COUNCIL/REDEVELOPMENT AGENCY ITEMS

12 PERMITS AND LICENSES

13 PUBLIC SAFETY AND WELFARE

14 CLOSED SESSION REPORT

15 ORAL COMMUNICATIONS

16 ADJOURNMENT
