



CITY COUNCIL AGENDA

NOVEMBER 20, 2001

SYNOPSIS

LINDA J. LE ZOTTE
FORREST WILLIAMS
CINDY CHAVEZ
CHUCK REED
NORA CAMPOS

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.

- **Call to Order and Roll Call**
9:30 a.m. - Closed Session, Room 600, City Hall
Absent: Council Member Dando (excused)

1:30 p.m. - Regular Session, Council Chambers, City Hall
Absent: Council Member Dando (excused)

7:00 p.m. - Public Hearings, Council Chambers, City Hall
Absent: Council Member Dando (excused)
- **Invocation (District 10)**
Twenty members of James Randol Elementary School Student Council expressed sentiments of thanksgiving.
- **Pledge of Allegiance**
Mayor Gonzales led in the Pledge of Allegiance.
- **Orders of the Day**
Approved.

1 CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to Westfield Shoppingtown. (Dando, Yeager)**
(Orders of the Day)
Joining Mayor Gonzales at the Podium, Council Member Yeager introduced Sarah Vasquez, General Manager of Valley Fair, Phillip St. Pierre, General Manager of Oakridge Shopping Center, and Lynn Reise, Marketing Director for both shopping malls, and congratulated them for the “Westfield Works Wonders” shopping festivities at Oakridge and Westfield Shopping Centers. Council Member Yeager presented the commendation to Westfield, which sponsors the fundraising activities for schools and non-profit organizations, and expressed appreciation for the contributions to the City of San José
- 1.2 Special recognition of Stacy Sundsbarm’s acts of heroism when she was killed while administering aid to a victim of an automobile accident on Highway/101 approaching Route/280. Tor Sundsbarm, husband, Bradley, 12-year old son, and Heidi, 9-year old daughter were invited to stand to be recognized. Heidi accepted a letter signed by Mayor Gonzales and Council Member Cortesé and presented by City Clerk, Patricia L. O’Hearn, memorializing Mrs. Sundsbarm’s unselfish acts of courage. (Cortesé)**

1 CEREMONIAL ITEMS

- 1.3 Introduction of special guests from Cub Scouts Pack 275, Den 6, in the Evergreen area of District 8. Den mother Bea Blakely accompanied the Pack, which was asked to stand and be recognized.

2 CONSENT CALENDAR

2.1 Approval of Minutes.

None.

2.2 Final adoption of ordinances.

Recommendation: Final adoption of ordinances:

- (a) ORD. NO. 26508 – Repeals Section 14.25.500 of Chapter 14.25 of Title 14 of the San José Municipal Code and repealing Section 19.38.500 of Chapter 19.38 of Title 19 to eliminate the Downtown Core Area exemption.
Ordinance No. 26508 adopted.
- (b) ORD. NO. 26509 – Rezones certain real property situated at the east side of South Cypress Avenue, approximately 140 feet northerly of Adra Avenue (412 South Cypress Avenue). PDC 99-06-052
Ordinance No. 26509 adopted.
- (c) ORD. NO. 26510 – Rezones certain real property situated at the southwest corner of South King Road and Virginia Place. PDC 00-09-085
Ordinance No. 26510 adopted.
- (d) ORD. NO. 26511 – Rezones certain real property situated at the west side of Avalani Avenue, at the westerly terminus of Luby Drive. PDC 01-03-042
Ordinance No. 26511 adopted.
- (e) ORD. NO. 26512 – Rezones certain real property situated at the east side of South Cypress Avenue, approximately 300 feet northerly of Adra Avenue (402 South Cypress Avenue). PDC 01-04-057
Ordinance No. 26512 adopted.
- (f) ORD. NO. 26513 – Rezones certain real property situated on the west side of North First Street, both sides of Component Drive. PDC 01-08-083
Ordinance No. 26513 adopted.

2 CONSENT CALENDAR

2.3 Approval of various fiscal actions for Redevelopment Agency Capital Projects.

Recommendation: Adoption of appropriation ordinance and funding sources resolution amendments in the Services for Redevelopment Capital Projects Fund (City-side Redevelopment Fund) for the Monterey/South First Street Tree Planting Project, the Repertory Theatre Modification Project, and the Union and Foxworthy Avenues Improvement Project, with a net impact to the fund of \$144,000, and adoption of a resolution making certain determinations regarding the related expenditure of Redevelopment Agency funds for the Union/Foxworthy project and the Monterey/South First Street project. (Public Works/City Manager's Office)

Ordinance No. 26517 adopted.

Resolution No. 70711 adopted.

Resolution No. 70712 adopted.

2.4 Approval of fiscal actions for the State Drug Forfeiture Fund.

Recommendation: Adoption of amendments to the annual appropriation ordinance and funding sources resolution in the State Drug Forfeiture Fund in the amount of \$175,000. (Police/City Manager's Office)

Ordinance No. 26518 adopted.

Resolution No. 70713 adopted.

2.5 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 2001-2002 #13, and authorization for the Director of General Services to execute the purchase orders. (General Services)

Approved.

2.6 Approval of the City's interest in the acquisition of all or a portion of the surplus East Side Union High School District property.

Recommendation: Adoption of a resolution indicating the City's interest in the acquisition of all or a portion of the surplus East Side Union High School District property, presently housing the District Office facility, located on the east side of Capitol Avenue, between Mabury Road and Penitencia Creek Road, and amending Table I of the City's School Site Reuse Plan to reflect this interest. CEQA: Exempt. Council District 4. (Planning, Building and Code Enforcement)

Resolution No. 70714 adopted.

2 CONSENT CALENDAR

2.7 Approval to initiate proceedings for the reorganization of territory designated as Parker No. 23.

Recommendation: Adoption of a resolution initiating proceedings and setting December 4, 2001 at 1:30 p.m. for Council consideration on the reorganization of territory designated as Parker No. 23 which involves the annexation to the City of San José of 1.24 gross acres, located at the south side of Woodard Avenue, approximately 110 feet easterly of Starview Drive, and the detachment of the same from the Central Fire Protection District and West Valley Sanitation District. CEQA: Resolution No. 65459. Council District 9. (Planning, Building and Code Enforcement)

Resolution No. 70715 adopted.

2.8 Approval to initiate proceedings for the reorganization of territory designated as Burbank No. 35.

Recommendation: Adoption of a resolution initiating proceedings and setting December 18, 2001 at 1:30 p.m. as the date for Council consideration of the reorganization of territory designated as Burbank No. 35 which involves the annexation to the City of San José of 0.13 acre of land, located on the east side of North Bascom Avenue, approximately 90 feet north of Olive Avenue and generally bounded by the City of San José Annexation #762 – Sunol No. 14, the City of San José Annexation #678 – Cory No. 6, and the City of San José Annexation #238 – Burbank No. 6-A, and the detachment of the same from the appropriate special districts including: Central Fire Protection District, County Library Service Area, and County Lighting Service. CEQA: Exempt. Council District 6. (Planning, Building and Code Enforcement)

Resolution No. 70716 adopted.

2.9 Nominations to the Metcalf Community Advisory Committee.

Recommendation: Approval of the nominations to the Metcalf Community Advisory Committee. (Mayor)
(Deferred from 10/30/01 – Item 2.11 and 11/13/01 – Item 2.15)

Deferred to 12/04/01.

END OF CONSENT CALENDAR

3 STRATEGIC SUPPORT SERVICES

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

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – November 7, 2001

Vice Mayor Shirakawa, Jr., Chair

- (a) Redevelopment Agency items reported out at Redevelopment Agency meeting
The Redevelopment Agency items to be reported out at Redevelopment Agency Board meeting.

- (b) City Council
 - (1) Review November 20, 2001 Draft Agenda
The Committee approved the November 20, 2001 City Council Agenda with one change.

 - (2) Review November 20, 2001 General Plan Agenda
The Committee approved the November 20, 2001 General Plan Agenda.

 - (3) Add New Items to November 13, 2001 Amended Agenda
The Committee recommended four additions to the November 13, 2001 City Council Agenda.

- (c) City Council Committees
 - (1) Amendments to Council Committee Agendas
 - (a) Finance and Infrastructure Committee
 - (b) Economic Development and Environment Committee
 - (c) Education, Neighborhoods, Youth, and Seniors Committee**None Filed.**

- (d) Meeting Schedules
None Presented.

- (e) The Public Record
No Public Record filed.

- (f) Boards, Commissions and Committees
 - (1) Advisory Commission on Rents
The Committee recommended appointment of Steven Wincor as the neutral representative for an unexpired term ending December 31, 2004.

 - (2) Airport Commission
The Committee recommended appointment of Steven Tedesco to an unexpired term ending June 30, 2003.

 - (3) Child Care Commission
The Committee recommended appointment of Alexandrina Esparza to an unexpired term ending June 30, 2005.

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – November 7, 2001 – (Cont'd.) Vice Mayor Shirakawa, Jr., Chair

- (f) Boards, Commissions and Committees
 - (4) CDBG Steering Committee
The Committee recommended the following appointments: Shahnawaz Saigal as the District 5 representative for an unexpired term ending June 30, 2004; Steven Sosnowski as the District 6 representative for an unexpired term ending June 30, 2003; and Hung Nguyen as the District 7 representative for an unexpired term ending June 30, 2004.
 - (5) Disability Advisory Commission
The Committee recommended extending the terms of Charlotte Howard (Incumbent) and Lila Kraai (Incumbent) until June 30, 2002 and directed the City Clerk to readvertise the two vacant positions.
 - (6) Disadvantaged Business Development Commission
The Committee recommended the appointment of Davlyn Jones, Gopinathan Niduvadan and Brendan Nwachukwu to terms ending December 31, 2005 and Raj Budwal to an unexpired term ending December 31, 2002; and directed the City Clerk to readvertise for two designated positions.
 - (7) Housing Advisory Commission
The Committee recommended the following appointments: Lisa Gonzales to an unexpired term ending December 31, 2003; Jeffrey Dennison and Tom Fink to unexpired terms ending December 31, 2004; and Katherine Bock, Steven Donahue and Linda Moreno to terms ending December 31, 2005.
 - (8) Human Rights Commission
The Committee recommended appointment of Robert Bailey (Incumbent), Paul Feci (Incumbent), Ashu Kalra (Incumbent), Socorro Reyes-McCord (Incumbent), and Sal Esposito to terms ending December 31, 2005.
 - (9) Mobile Home Advisory Commission
The Committee recommended appointment of Ivan Klitgaard (Incumbent) as the resident representative for a term ending December 31, 2005 and directed the City Clerk to readvertise the landlord and neutral positions.
 - (10) Senior Citizens Commission
The Committee recommended appointment of Elissa Young for a term ending June 30, 2005.

3 STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules Committee – November 7, 2001 – (Cont'd.)

Vice Mayor Shirakawa, Jr., Chair

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

None Presented.

(h) Administrative Reviews and Approval

None Presented.

(i) Oral communications

None Presented.

(j) Adjournment

The meeting was adjourned at 2:15 P.M.

The Rules Committee Report and actions of November 7, 2001 accepted.

3.3 Report of the Finance and Infrastructure Committee

Council Member Dando, Chair

No Report.

3.4 Adoption of a resolution of support for the “Draft Compact for a Sustainable Bay Area.”

Recommendation: Adoption of a resolution of support for the “Draft Compact for a Sustainable Bay Area sponsored by the Bay Area Council regarding smart growth.

(Mayor)

(Rules Committee referral 11/14/01)

Resolution No. 70717 adopted.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

4.1 Report of the Economic Development & Environment Committee – November 5, 2001

Council Member Williams, Chair

(a) Annual Report of the First Source Employment Program

The Committee deferred this item to December 3, 2001.

(b) First Quarter Redevelopment Housing Report

The Committee accepted Staff’s quarterly report.

(c) Parkland Ordinances Fee Adjustment Report

The Committee deferred this item to December 3, 2001.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

4.1 Report of the Economic Development & Environment Committee – November 5, 2001 – (Cont'd.)

Council Member Williams, Chair

- (d) Monthly Status Report on Housing Production Team Action Items
The Committee deferred this item to December 3, 2001.
 - (e) Quarterly Report on Activity in the Project Development Program
The Committee deferred this item to December 3, 2001.
 - (f) Quarterly Report on Housing Rehabilitation Program
The Committee deferred this item to December 3, 2001.
 - (g) Quarterly Report on the Housing and Homeless Fund
The Committee deferred this item to December 3, 2001.
 - (h) Monthly Report on Affordable Housing Production
The Committee deferred this item to December 3, 2001.
 - (i) Reasonable Accommodation Policies and Process of Notification
The Committee accepted the Staff's report.
- See Item 4.4 for Council action taken.**
- (j) Oral petitions
None.
 - (k) Adjournment
The meeting, with two members present, was adjourned with specified items deferred to December 3, 2001.

The Economic Development & Environment Committee Report and actions of November 5, 2001 accepted.

4.2 Approval of grants from the Mayor's Homeless Families and Children's Initiative Fund.

Recommendation: Adoption of a resolution approving the following grants from the Mayor's Homeless Families and Children's Initiative Fund and authorizing the Director of Housing to negotiate and execute agreements with the grant recipients:

- (a) Up to \$16,350 to Community Technology Alliance (CTA) for the purpose of implementing Phase I of the HMIS system.
- (b) Up to \$43,250 to Concern for the Poor for the purpose of expanding services in the Moving Home Program at the San José Family Shelter.

This item continued on the next page.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

4.2 Approval of grants from the Mayor’s Homeless Families and Children’s Initiative Fund – (Cont’d.)

Recommendation: Adoption of a resolution approving the following grants from the Mayor’s Homeless Families and Children’s Initiative Fund and authorizing the Director of Housing to negotiate and execute agreements with the grant recipients: **(Cont’d.)**

- (c) Up to \$51,200 to the Emergency Housing Consortium (EHS) to provide new, intensive, daily individualized supportive services to homeless families at the SAFE Center.
- (d) Up to \$15,000 to InnVision to provide direct assistance to the women and children served at the Georgia Travis Center.
- (e) Up to \$15,000 to Loaves and Fishes for hotel/motel vouchers for homeless families.
- (f) Up to \$50,000 to Sacred Heart Community Service to increase staffing in the Housing Assistance Program and provide rental assistance.
- (g) Up to \$15,000 to St. Vincent de Paul Society for hotel/motel vouchers for homeless families.
- (h) Up to \$29,200 to San José First to expand outreach services and provide direct assistance to homeless families.
- (i) Up to \$40,000 to Unity Care Group to provide staffing of transitional housing for youth aging out of foster care.
- (j) Up to \$25,000 to Volunteers of America Bay Area to provide expanded hours at Brandon House, a shelter for women and children in San José.

(Housing)

Resolution No. 70718 adopted.

4.3 Approval of Strong Neighborhoods Improvement Plans.

Recommendation:

- (a) Approval of the Winchester Strong Neighborhoods Improvement Plan as the shared vision for revitalization of the area. CEQA: Resolution No. 65459.
Approved.
- (b) Approval of the West Evergreen Strong Neighborhoods Improvement Plan as the shared vision for revitalization of the area.. CEQA: Resolution No. 65459.
Council Districts 1, 6, 7, and 8.

(Planning, Building and Code Enforcement/Parks, Recreation and Neighborhood Services)

Approved.

4.4 Discussion of reasonable accommodation policies and process of notification.

Recommendation: Staff presentation and discussion of reasonable accommodation policies and process of notification.

[Economic Development & Environment Committee referral – Item 4.1(i)]

Deferred to 12/04/01.

5 RECREATION & CULTURAL SERVICES

- 5.1 Report of the Education, Neighborhoods, Youth, and Seniors Committee
Council Member Chavez, Chair
No Report.**

- 5.2 Approval of various actions related to the 4th Quarter Status Report on CDBG projects.**

Recommendation:

- (a) Acceptance of the fourth quarter report summarizing the status of Community Development Block Grant (CDBG) projects, recommending corrective actions, and acknowledging the return of funds to the CDBG reserve.
Council accepted the quarterly report and approved the recommended actions.
- (b) Extension of the funding term for six months from June 30, 2001 to December 31, 2001, for the following projects:
- (1) G06 Alleyways in San Jose - Department of Public Works; and
 - (2) G32 University Neighborhoods Alley Reconstruction - Department of Planning, Building, and Code Enforcement.
- (Parks, Recreation and Neighborhood Services)

Approved.

- 5.3 Approval of actions related to the Community Action and Pride Grant Program.**

Recommendation: Adoption of a resolution:

- (a) Approving the reallocation of currently budgeted funds in the amount of \$506,000 from Neighborhood Revitalization Strategy to the Community Action and Pride Grant Program for a one time “Special Emphasis” grant targeting the Strong Neighborhoods Initiative areas; and
- (b) Authorizing the Director of Parks, Recreation and Neighborhood Services to negotiate and execute an amendment to the agreement with Community Foundation Silicon Valley for the CAP grant program to add funds in the amount not to exceed \$170,000.

(Parks, Recreation and Neighborhood Services)

(Rules Committee referral 11/14/01)

Resolution No. 70719 adopted.

6 TRANSPORTATION SERVICES

7 ENVIRONMENTAL & UTILITY SERVICES

7.1 Approval of the re-appointment of the Business/Industrial representative to The Silicon Valley Pollution Prevention Center's Board of Directors.

Recommendation: Approval of the re-appointment of Margaret V. Bruce, Environmental Programs Director of the Silicon Valley Manufacturing Group to the Board of Directors of The Silicon Valley Pollution Prevention Center as the Business/Industrial Representative for a term from January 1, 2002 through December 2004. (Environmental Services)

Approved.

8 AVIATION SERVICES

9 PUBLIC SAFETY SERVICES

9.1 Acceptance of the report related to the impact of cardroom gambling on crime in the City of San José.

Recommendation: Acceptance of the report related to the impact of cardroom gambling on crime in the City of San José for the period July 1, 2000 to June 30, 2001. (Police)

Council (1) accepted the report on the annual review of the impact of cardroom gambling on crime in San José; (2) approved recommendations contained in the November 19, 2001 memorandum from Mayor Gonzales that (a) monthly meetings between the San José Police Department the City Attorney's Office, and cardroom personnel should continue – to the extent possible, these meetings should take place more frequently than once a month to ensure that the cardrooms comply with the requirements of the City's ordinance – with additional direction that the City Attorney review the definition of "reportable incident" for further clarification to the annual reporting; (b) the San José Police Department should administer random checks of cardroom security logs at both Garden City and Bay 101 to compare reported incidents and calls for service with cardroom security log incident reports; and (c) that the City Attorney's Office should expedite the report, requested on May 2, 2000, at Rules Committee, which was to report back to the City Council with options to further restrict or close the cardrooms in San José; and (3) directed the Administration to provide Council with (a) recommendations/proposals with supporting facts which the Police Department deems pertinent to the development of legislation that would better address cardroom issues and the substance and frequency of meetings between the Police Department and cardroom representatives;

This item continued on the next page.

9 PUBLIC SAFETY SERVICES

9.1 Acceptance of the report related to the impact of cardroom gambling on crime in the City of San José – (Cont'd.)

Recommendation: Acceptance of the report related to the impact of cardroom gambling on crime in the City of San José for the period July 1, 2000 to June 30, 2001. (Police) – (Cont'd.)

(b) statistical comparisons between effectiveness of current and proposed controls by law enforcement relative to violent criminal activity in the vicinity of cardclubs, including thefts, alcoholism, child neglect, and the scope of social impact on families as a result of underground gaming activities; (c) analyses of impacts cardrooms have on the City as a whole compared with crime statistics not related to cardroom activity; (d) prepare per capita crime rate information, extent over time, which reflects the increase or decrease in cardroom-related crimes; (e) a report in response to former Vice Mayor Fiscalini's request that the Police Department track underground gambling activities; and (f) to include in the next report a category which identifies criminal activity resulting from gambling activities, such as home invasion robberies.

10 JOINT COUNCIL/REDEVELOPMENT AGENCY

• Closed Session Report

Disclosure of Closed Session Action of November 20, 2001 submitted by City Attorney, J. Richard Doyle:

A. Authority to Enter Litigation Case as *Amicus Curiae*:

1. Case Name: Alford, et al. v. Superior Court

Adverse Party or Parties: Alford, et al.

Substance of Litigation: The case involves the disclosure of police personnel files in a criminal proceeding.

Council Vote: Ayes: Campos, Cortesé, Diquisto, LeZotte, Reed, Shirakawa, Jr., Williams, Yeager; Gonzales.

Noes: None.

Absent: Chavez, Dando.

Disqualified: None.

- **Notice of City Engineer’s Pending Decision on Final Maps**

In accordance with Sec. 19.16.140d of the San Jose Municipal Code, this is notice of the City Engineer's pending decision on the following Final Maps:

Tract	Location	Council District	Developer	Lots/ Units	Type	Proposed Decision
9361	Mission Street & 8th Street	3	Regis Homes	1 Lot/ 53 units	Multi-Family	Approve

In accordance with Sec. 19.16.140d of the San Jose Municipal Code, this is notice of the City Engineer's receipt of the following Final Maps for review:

None filed.

- **Open Forum**

Following Open Forum, Council recessed at 3:25 p.m. and reconvened at 7:05 p.m., Council Chambers, City Hall.

11 PUBLIC HEARINGS

11.1 Public Hearing on planned development rezoning at South Bascom and Moorpark Avenues.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the southeast corner of South Bascom and Moorpark Avenues, from CP Commercial Pedestrian Zoning District to A(PD) Planned Development Zoning District, to allow an office/classroom building up to a maximum of 80,000 square feet on 1.55 gross acres. (The Rajkovich 1992 Revocable Trust, The Martin Rajkovich 1992 Revocable Trust, Owner; Green Valley Corporation, Developer). PDC 01-03-043 - District 6

(Continued from 10/16/01 – Item 11.6 and 11/6/01 – Item 11.1)

Continued to 12/04/01.

11.2 Public Hearing on conforming prezoning at Curtner Avenue.

Recommendation: PUBLIC HEARING ON CONFORMING PREZONING of the property located on the south side of Curtner Avenue approximately 750 feet easterly of Highway 87, from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District, to allow up to 535 single-family and multi-family attached dwelling units on 60.2 gross acres. (MTA Properties, Owner; Summerhill Homes, Developer). CEQA: Negative Declaration.

PDC 01-01-001 - District 7

(Continued from 10/16/01 – Item 11.7 and 11/6/01 – Item 11.2)

Dropped.

11.3 Public Hearing on planned development rezoning at Coastland Avenue.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the east side of Coastland Avenue, approximately 80 feet south of Lincoln Court (2166 Coastland Avenue), from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District, to allow up to five single-family detached residential units on 1.02 gross acres. (Mike Chen, Coastland Villa LLC, Owner/Developer). CEQA: Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (6-0-1).

PDC 00-12-127 - District 6

(Continued from 11/6/01 – Item 11.5)

Continued to 12/04/01.

11 PUBLIC HEARINGS

11.4 Public Hearing on planned development rezoning of Jackson and North 7th Street.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the southeast corner of Jackson Street and North 7th Street, from the LI Light Industrial Zoning District to A(PD) Planned Development Zoning District, to allow 166 single-family attached dwelling units on 8.2 gross acres. (Mariani Packing Partners, Owner; Pulte Home Corporation, Developer). CEQA: Negative Declaration. Director of Planning, Building, and Code Enforcement and Planning Commission recommend approval (7-0-0).
PDC 01-03-049 - District 3

Ordinance No. 26519 passed for publication.

11.5 Public Hearing on conventional rezoning at 2108 and 2116 North First Street.

Recommendation: PUBLIC HEARING ON CONVENTIONAL REZONING of the property located at the east side of North First Street, approximately 500 feet northerly of Brokaw Road (2108 and 2116 North First Street), from LI-Light Industrial Zoning District to CG-Commercial General Zoning District, to allow commercial uses on 4 gross acres. (Arthur B. and Anne W. Penniman and Leo W. Pursley, et al., Owner; Piercy Toyota, Developer). CEQA: Resolution No. 65459. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (7-0-0)
C 00-11-111 - District 4

Ordinance No. 26520 passed for publication.

11.6 Public Hearing on planned development rezoning at Capitol Expressway and Vista Park Drive.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the northeast corner of Capitol Expressway and Vista Park Drive, from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District, to allow up to 355 single-family and multi-family attached residential units on 15 gross acres. (Capitol Vista Oaks LP, Owner; Pinn Brothers Fine Homes, Developer). CEQA: Mitigated Negative Declaration.
PDC 01-02-028 - District 7

Continued to 12/18/01.

11 PUBLIC HEARINGS

11.7 Public Hearing on conforming rezoning at Zanker Road and Tasman Drive.

Recommendation: PUBLIC HEARING ON CONFORMING REZONING of the property located at the west side of Zanker Road, approximately 600 feet southerly of Tasman Drive, from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District, to allow an addition of 300 multi-family residential attached units on 61.9 gross acres. (Irvine Apartment Communities, Owner/Developer). CEQA: Resolution No. 68667. Director of Planning, Building and Code Enforcement recommends approval. No Planning Commission action required.

PDC 01-04-053 - District 4

Ordinance No. 26521 passed for publication.

- **Open Forum**

- **Adjournment**

The Council of the City of San José adjourned at 8:50 p.m. in memory of Stacy Sundsbarm, Stanford Hospital nurse and resident of Evergreen, and reconvened at 8:51 p.m. for the 2001 Annual Review of the General Plan.