

**MINUTES OF THE CITY COUNCIL**

**SAN JOSÉ, CALIFORNIA**

**TUESDAY, SEPTEMBER 16, 2008**

The Council of the City of San José convened in regular session at 9:30 a.m. in the Council Chambers at City Hall.

Present: Council Members - Chirco, Chu, Constant, Cortese, Liccardo, Nguyen, Oliverio, Pyle, Williams; Reed.

Absent: Council Members - Campos. (Excused)

Upon motion unanimously adopted, Council recessed at 9:31 a.m. to a Closed Session in Room W133, (A) to confer with Legal Counsel with respect to existing litigation pursuant to Government Code Subsection (a) of Section 54956.9: (1) Pacheco, et al. v. City of San José, et al; Names of Parties Involved: Jose E. Pacheco, Ricardo A. Garcia, City of San José, Colin Lee Alubowicz and DOES 1-50; Court: Superior Court of California, County of Santa Clara; Case No: 1-07-CV-095943; Amount of Money or other Relief Sought: In excess of \$25,000, according to proof; (2) Sutter's Place, Inc. v. City of San José, Transportation and Environment Committee al. and Consolidated Actions; Names of Parties Involved: Sutter's Place Inc., dba Bay 101, Frederick S. Wyle as Trustee for Garden City, Inc., City of San José; Court: Superior Court of California, County of Santa Clara; Case No: CV 1-02-810068 (Consolidated with 1-02-CV810548, 1-02-CV795974 and 1-02-CV8122404); Amount of Money or other Relief Sought: Plaintiffs seek declaratory relief that the provisions of Title 16 eliminating backline betting, prohibiting gaming between 2:00 a.m. and 6:00 a.m. and requiring payment of hearing fees are unconstitutional. Plaintiff further seek writs of Administrative Mandamus challenging the denial of hardship extensions under San José Municipal Code Section 16.20.010 et. seq. (B) to confer with Labor Negotiator pursuant to Government Code Section 54957.6: City Negotiator: City Manager Designee Alex Gurza; Employee Organizations: (1) San José Police Officers' Association; Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and San José Police Officers' Association. (2) Confidential Employees' Organization, AFSCME Local 101; Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc; Name of Existing Contract or MOA: Memorandum of Agreement between Confidential Employees' Organization, AFSCME Local 101 and the City of San José. How to obtain a copy of existing contract or MOA: web: <http://www.sanjoseca.gov/employeerelations/moa.asp>; Telephone for Employee Relations: 408-535-8150.

## **CLOSED SESSION (Cont'd.)**

By unanimous consent, Council recessed from the Closed Session at 10:40 a.m. and reconvened at 1:31 p.m. in the Council Chambers.

Present: Council Members - Chirco, Chu, Constant, Cortese, Liccardo, Nguyen, Oliverio, Pyle, Williams; Reed.

Absent: Council Members - Campos. (Excused)

## **INVOCATION**

The Center for Spiritual Enlightenment presented prayers for the Invocation. (District 8)

## **PLEDGE OF ALLEGIANCE**

Mayor Reed led the Pledge of Allegiance.

## **ORDERS OF THE DAY**

Upon motion by Council Member Pyle, seconded by Council Member Constant and carried unanimously, the Orders of the Day and the Amended Agenda were approved, and Items 3.2 and 3.5 were deferred to September 23, 2008.

## **CEREMONIAL ITEMS**

- 1.4 Presentation of a proclamation declaring September 21, 2008 as the “International Day of Peace” in the City of San José. (Cortese)  
(Rules Committee referral 9/10/08)**

Action: Mayor Reed and Vice Mayor Cortese recognized September 21, 2008 as the “International Day of Peace” in the City of San José.

- 1.1 Presentation of a proclamation declaring September 15-21, 2008 as “Pollution Prevention Week” in the City of San José and presentation of a commendation to the City’s Airport Building Services Supervisor and Building Services Team for incorporating exemplary pollution prevention practices into municipal operations. (Mayor)  
(Rules Committee referral 09/03/08)**

Action: Mayor Reed recognized the week of September 15 through 2008 as “Pollution Prevention Week” in the City of San José and commended the City’s Airport Building Services Supervisor and Building Services Team for incorporating commendable pollution prevention practices into municipal operations.

- 1.2 Presentation of a commendation to Irene Dalis for her significant contribution in founding Opera San José and presentation of a proclamation declaring September 20, 2008 as “Opera San José Day” in the City of San José. (Mayor/Liccardo/Chu/Williams)**  
**(Rules Committee referral 09/03/08)**

Action: Mayor Reed and Council Members Liccardo, Chu and Williams recognized the Day of September 20, 2008 as “Opera San José Day”; and recognized and commended Irene Dalis for her noteworthy contributions in founding Opera San José.

- 1.3 Presentation of a proclamation declaring September 22, 2008 as “California Family Day” in the City of San José. (Mayor/Constant/Chirco)**  
**(Rules Committee referral 09/03/08)**

Action: Mayor Reed and Council Members Constant and Chirco recognized September 22, 2008 as “California Family Day” in the City of San José.

## **CONSENT CALENDAR**

Upon motion by Council Member Pyle, seconded by Council Member Nguyen and carried unanimously, the Consent Calendar was approved and the below listed actions were taken as indicated. (10-0-1. Absent: Campos.)

- 2.3 Approve travel for Independent Police Auditor Barbara Attard, for two business-related trips:**
- (a) To conduct training in investigations and oversight of police misconduct cases for the Police Service Commission in Abuja, Nigeria on November 17-21, 2008. Source of Funds: CLEEN Foundation and the Open Society Justice Initiative.**
  - (b) To attend the NACOLE Annual Conference in Cincinnati, Ohio on October 27-30, 2008. Source of Funds: IPA General Fund Budget.**
- (Independent Police Auditor)**  
**(Deferred from 8/26/08 – Item 2.9)**

Documents Filed: Replacement memorandum from Independent Police Auditor Barbara Attard, dated September 12, 2008, requesting approval of travel.

Council Member Oliverio pulled Item 2.3 to argue that the trip to Nigeria does not seem to be appropriate travel for the Independent Police Auditor.

In response to an inquiry by Council Member Nguyen, Independent Police Auditor Barbara Attard described the purpose of the trip.

### 2.3 (Cont'd.)

Action: Upon motion by Council Member Chirco, seconded by Council Member Williams and carried, the travel requests were approved and the Independent Police Auditor was directed to provide a report on the travel to Nigeria via memorandum upon her return. (7-3-1. Noes: Constant, Oliverio; Reed. Absent: Campos.)

### 2.4 **Adopt a resolution authorizing the City Manager to submit one grant application to the California Integrated Waste Management Board for an amount up to \$400,000 to support the Environmental Services Department's efforts to construct the Household Hazardous Waste drop-off facility on Las Plumas Avenue. CEQA: Not a Project. Council District 3. SNI: Five Wounds/Brookwood Terrace. (Environmental Services).**

Documents Filed: Memorandum from Director of Environmental Services John Stufflebean, dated August 28, 2008, recommending adoption of a resolution and noting that the California Integrated Waste Management Board has announced a grant opportunity in late July 2008 to support the construction of household hazardous waste drop off facilities.

Action: [Resolution No. 74581](#), entitled: "A Resolution of the Council of the City of San José Authorizing the City Manager to Submit an Application to California Integrated Waste Management Board for a Grant to Support the Construction of the Household Hazardous Waste Drop Off Facility on Las Plumas Avenue in an Amount Not To Exceed \$400,000", was adopted. (10-0-1. Absent: Campos.)

### 2.5 **Adopt a resolution to:**

- (a) **Declare the vacant .05 acres of City-owned property at the southeast corner of Santa Teresa Street and Coleman Avenue surplus to the needs of the City.**
- (b) **Approve a Donation Agreement between the City and the County of Santa Clara for transfer of the property to the County pursuant to San José Municipal Code Section 4.20.060.**
- (c) **Authorize the Director of Public Works to execute all documents necessary to complete the transfer of the property.**

**CEQA: Exempt, File No. PP08-178. Council District 3. (Public Works)**

**2.5 (Cont'd.)**

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated August 25, 2008, recommending adoption of a resolution.

Action: [Resolution No. 74582](#), entitled: "A Resolution of the Council of the City of San José Declaring .05 Acres of City Owned Property at the Southeast Corner of Santa Teresa Street and Coleman Avenue as Surplus to the Needs of the City, Approving the Donation Agreement for Execution by the City Clerk and Authorizing the Director of Public Works to Execute All Necessary Documents to Complete the Transfer to the County of Santa Clara", was adopted. (10-0-1. Absent: Campos.)

**2.6 Approve the first amendment to the agreement with Gould Evans Baum Thornley, Inc. for architectural consultant services for the East San José Carnegie Branch Library Project expanding the scope of services, extending the term of the agreement from July 1, 2009 to January 31, 2010, and increasing the total compensation by \$237,000, from \$800,000 to an amount not-to-exceed \$1,037,000. CEQA: Mitigated Negative Declaration, File No. PP07-107. Historical Preservation Permit HP07-005. Council District 3. SNI: Five Wounds/Brookwood Terrace. (Public Works)**

Documents Filed: Replacement memorandum from Director of Public Works Katy Allen, dated September 5, 2008, recommending approval of the first amendment to the agreement and transmitting a correction in reference to the name GEBT.

Action: The agreement with Gould Evans Baum Thornley, Inc. for architectural consultant services for the East San José Carnegie Branch Library Project expanding the scope of services, extending the term of the agreement from July 1, 2009 to January 31, 2010, and increasing the total compensation by \$237,000, from \$800,000 to an amount not-to-exceed \$1,037,000 was approved. (10-0-1. Absent: Campos.)

**2.7 (a) Report on bids and award of a contract for the Coyote Creek Trail project (Los Lagos Golf Course to Tully Road) to the low bidder, Grade Tech, Inc., in the amount of \$739,000, and approval of a contingency in the amount of \$147,800.**  
**(b) Adopt a resolution incorporating environmental mitigation measures set forth in the Mitigation Monitoring and Reporting program for the project.**  
**CEQA: Mitigated Negative Declaration, File No. PP04-02-057. Council District 7. (Public Works)**

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated August 25, 2008, recommending award of the contract to the low bidder and adoption of a resolution.

**2.7 (Cont'd.)**

Action: The award of the contract for the Coyote Creek Trail project to the low bidder, Grade Tech, Inc., in the amount of \$739,000, with related contingency was approved and [Resolution No. 74583](#), entitled: "A Resolution of the Council of the City of San José Approving the Coyote Creek Trail Master Plan, for Which an Initial Study/Mitigated Negative Declaration was Prepared in Accordance with the California Environmental Quality Act and Adopting a Mitigation Monitoring and Reporting Program in Relation Thereto", was adopted. (10-0-1. Absent: Campos.)

**2.8 Approve the first amendment to the master agreement with Bellinger Foster Steinmetz Landscape Architecture for landscape architectural services increasing the total compensation by \$15,000, for a total agreement amount of \$115,000, in order to fund services for the Roosevelt Skate Park. CEQA: Mitigated Negative Declaration, File No. PP03-397. (Public Works)**

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated August 25, 2008, recommending approval of the first amendment to the master agreement.

Action: The first amendment to the master agreement with Bellinger Foster Steinmetz Landscape Architecture for landscape architectural services increasing the total compensation by \$15,000, for a total agreement amount of \$115,000, in order to fund services for the Roosevelt Skate Park was approved. (10-0-1. Absent: Campos.)

**2.9 Report on bids and award of a contract for the Gary Albertson Parkway project to the low bidder, Watkin & Bortolussi, Inc., in the amount of \$657,176, and approve a contingency in the amount of \$65,700. CEQA: Exempt, File No. PP07-076. Council District 2. (Public Works)**

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated August 25, 2008, recommending award of the contract to the low bidder.

This item was pulled by Council Member Williams for an expression of appreciation to the Staff.

Action: Upon motion by Council Member Williams, seconded by Council Member Chirco and carried unanimously, the award of a contract for the Gary Albertson Parkway project to the low bidder, Watkin & Bortolussi, Inc., in the amount of \$657,176, with related contingency was approved. (10-0-1. Absent: Campos.)

**END OF CONSENT CALENDAR**

## NEIGHBORHOOD SERVICES

- 5.2 As referred by the Rules and Open Government Committee of August 20, 2008, consider the adoption of a resolution in support of renaming the Main Post Office on Lundy Avenue as the “Gordon N. Chan Post Office”. (Chu)  
[Rules Committee referral 8/20/08 – Item G(1)]**

Documents Filed: (1) Memorandum from City Clerk Lee Price, dated September 5, 2008, transmitting the recommendations of the Rules and Open Government Committee. (2) Letter from Prodigy Consulting, dated September 16, 2008, in support of naming the Lundy Avenue Post Office, Gordon N. Chan Post Office. (3) Letter from Liz Chew, dated September 15, 2008, in support of naming the Lundy Avenue Post Office, Gordon N. Chan Post Office.

Motion: Council Member Chu moved approval of the adoption of a resolution in support of renaming the Main Post Office on Lundy Avenue as the “Gordon N. Chan Post Office”. Council Member Nguyen seconded the motion.

Public Comments: Speaking in support in support of naming Lundy Avenue Post Office, the “Gordon N. Chan Post Office” were John Luk, Anita Chan (Wife of Gordon Chan), Ashley Roybal, Cora Tomalines, Patrick Kwok (Santa Clara Valley Water District), Alan Fong, Dr. Michael Chang (Asian Pacific American Leadership), Michele Lew (AACI), Dennis Chiu and Paul Fong.

Vice Mayor Cortese suggested including the option of the name “Gordon N. and Anita Chan Post Office”. Council Members Chu and Nguyen accepted the amendment.

Action: On a call for the question, the motion carried unanimously, [Resolution No. 74584](#), entitled: “A Resolution of the Council of the City of San José In Support of Renaming the Main Post Office on Lundy Avenue to the Gordon N. Chan Post Office”, was adopted, as amended, to include the option of the name “Gordon N. and Anita Chan Post Office”. (10-0-1. Absent: Campos.)

## STRATEGIC SUPPORT SERVICES

### **3.1 Report of the City Manager, Debra Figone (Verbal Report)**

Action: City Manager Debra Figone provided an update on the State budget, the City’s investment policy and introduced the new Chief Information Officer, Steve Ferguson.

### **3.2 Report of the Rules and Open Government Committee – September 3, 2008 Mayor Reed, Chair**

Action: Deferred to September 23, 2008 per Orders of the Day.

**3.4 Accept the staff's response to the Civil Grand Jury Report related to the City's Debt Management Program and use of interfund loans. CEQA: Not a Project. (Finance/ City Manager's Office)**

Documents Filed: Memorandum from Director of Finance Scott Johnson and Budget Director Jennifer Maguire, dated August 25, 2008, recommending acceptance of the staff's response.

Action: Upon motion by Council Member Williams, seconded by Council Member Chirco and carried unanimously, Staff's response to the Civil Grand Jury Report related to the City's Debt Management Program and use of interfund loans was accepted. (8-0-3. Absent: Campos, Chu, Cortese.)

**3.5 Report of the Rules and Open Government Committee – August 27, 2008  
Mayor Reed, Chair**

Action: Deferred to September 23, 2008 per Orders of the Day.

**3.6 As referred by the Rules and Open Government Committee of August 20, 2008, consider the adoption of a resolution promoting health awareness and recognizing that the City Council is empowered to encourage and be a role model for fitness, physical activity, nutrition and wellness to the residents and employees of the City of San José. (Williams)**

**[Rules Committee referral 8/20/08 – Item g(3)]  
(Deferred from 9/9/08 – Item 3.7)**

Documents Filed: Memorandum from City Clerk Lee Price, dated August 28, 2008, transmitting the recommendations of the Rules and Open Government Committee.

Director of Parks, Recreation and Neighborhood Services Albert Balagso and Deputy Director of Human Resources Heather Ruiz described provided the Staff.

Public Comments: Kerri Hamilton (Healthy Silicon Valley) spoke of promoting health and awareness.

Action: Upon motion by Council Member Williams, seconded by Council Member Chirco and carried unanimously, [Resolution No. 74585](#), entitled: "A Resolution of the Council of the City of San José Promoting Health Awareness and Recognizing that the City Council is Empowered to Encourage and to be a Role Model for Fitness, Physical Activity, Nutrition and Wellness to the Residents and Employees of the City", was adopted. (10-0-1. Absent: Campos.)

## COMMUNITY & ECONOMIC DEVELOPMENT

### 4.2 Approve the 2007-2008 Consolidated Annual Performance Evaluation Report (CAPER). Not a Project. (Housing)

Documents Filed: (1) Memorandum from Director of Housing Leslye Krutko, dated August 25, 2008, recommending approval of the report. (2) Supplemental memorandum from Director Krutko, dated September 15, 2008, providing corrections and changes made to the draft report. (3) Proof of Publication of Notice of Public Hearing, executed on August 22, 2008, submitted by the City Clerk.

Action: Upon motion by Council Member Pyle seconded by Council Member Nguyen and carried unanimously, the 2007-2008 Consolidated Annual Performance Evaluation Report was approved. (10-0-1. Absent: Campos.)

## ENVIRONMENTAL & UTILITY SERVICES

### 7.1 Report on Request for Proposal for Security Guard services for the Environmental Services Department Water Pollution Control Plant and adopt a resolution authorizing the Director of Finance to:

- (a) Execute an agreement with First Alarm Security & Patrol, Inc. (Aptos, CA) for security guard services for a one-year term and a maximum compensation not to exceed \$188,130.
- (b) Execute amendments to the agreement to add and delete guard services as required subject to appropriation of funds.

Documents Filed: (1) Memorandum from Director of Finance Scott Johnson, dated August 25, 2008, recommending adoption of a resolution. (2) Letter from the Treatment Plant Advisory Committee, dated September 16, 2008, stating concurrence with the Staff recommendation.

Motion: Council Member Liccardo moved approval of Staff recommendations (a) and (b), with direction to Staff to have discussions within the next 12 month with Treatment Plant Advisory Committee (TPAC) partner cities and seek approval for living wage; and return to Council with modifications to the living wage ordinance. If applicable, rebid the security guard contract with a living wage requirement. Council Member Nguyen seconded the motion.

City Attorney Richard Doyle responded to Council questions and concerns. Lengthy discussion followed.

Substitute Motion: Council Member Oliverio moved approval of the Staff recommendations with no changes. Council Member Constant seconded the motion. On a call for the question, the motion failed. (2-8-1. Noes: Chirco, Chu, Cortese, Liccardo, Nguyen, Pyle, Williams; Reed. Absent: Campos.)

## 7.1 (Cont'd.)

Action: On a call for the question, the original motion carried, and Resolution No. 74586, entitled: “A Resolution of the Council of the City of San José Authorizing the Director of Finance to Execute an Agreement with First Alarm Security & Patrol, Inc. for Security Guard Services for the Environmental Services Department (Water Pollution Control Plant)”, was adopted; Staff was directed to have discussions within the next 12 month with Treatment Plant Advisory Committee (TPAC) partner cities and seek approval for living wage; and return to Council with modifications to the living wage ordinance. If applicable, rebid the security guard contract with a living wage requirement. (8-2-1. Noes: Constant, Oliverio. Absent: Campos.)

### (c) Exercise four one-year options to extend the agreement subject to annual appropriation of funds.

**CEQA: Not a Project. (Finance)**

Action: The four one year options to extend the agreement subject to annual appropriation of funds was not Accepted. (8-2-1. Noes: Constant, Oliverio. Absent: Campos.)

## 7.2 Conduct a Public Hearing and approve an ordinance to establish a Rule 20A Underground Utility District along Aborn Road, between Pumpherston Way and White Road. CEQA: Exempt, File No. PP08-128. Council District 8. (Public Works)

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated August 25, 2008, recommending conducting a public hearing and approval of an ordinance.

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

Motion: Vice Mayor Cortese moved approval of the staff recommendations. Council Member Constant seconded the motion.

Vice Mayor Cortese requested that Staff work with the Council District 8 Office regarding future mitigation options for trees located along Aborn Road.

Action: On a call for the question, the motion carried unanimously, [Ordinance No. 28401](#), entitled: “An Ordinance of the City of San José Establishing Rule 20A Underground Utility District Along Aborn Road Between Pumpherston Way and White Road”, was passed for publication, and Staff was requested to work with the Council District 8 Office regarding future mitigation options for trees located along Aborn Road. (9-0-2. Absent: Campos, Williams.)

- 7.3 (a) **Direct staff to prepare a procurement strategy for Council consideration to solicit proposals for commercial solid waste collection with two or three haulers awarded exclusive franchise agreements for services within geographical districts.**
- (b) **Approve the scope of the franchise system, with certain exemptions, to include collection of solid waste, recyclables, and organics in bags, carts, front-load bins, roll-off boxes, and compactors.**
- (c) **Return to the Transportation and Environment Committee in December 2008 with a procurement strategy and final recommendation for the commercial solid waste system redesign, including an implementation plan, terms of an exclusive franchise, an implementation plan for securing processing and disposal capacity, and related policy issues for Council consideration.**

**CEQA: Not a Project. (Environmental Services)**

**[Transportation and Environment Committee – Item (c)]**

**(Deferred from 9/9/08 – Item 7.1)**

Documents Filed: (1) Memorandum from Council Member Chu, dated September 16, 2008, recommending acceptance of the staff report with changes, as described below in “Action”. (2) Memorandum from Senior Executive Analyst Vilcia Rodriguez, dated August 20, 2008, transmitting the Commercial Solid Waste System Redesign report.

Director of Environmental Services John Stufflebean provided the Staff report and responded to Council questions.

Motion: Council Member Chu moved approval of the Staff recommendations and his memorandum dated September 16, 2008, with conditions, as described below in “Action, including the City’s Prevailing Wages and Benefits policy.” Vice Mayor Cortese seconded the motion.

City Attorney Richard Doyle responded to Council questions and concerns. Discussion followed.

Council Member Chirco requested to amend the motion to direct the City Attorney to analyze the changes and to report back to the Transportation and Environment Committee in December. The amendment to the motion was accepted by Council Member Chu and Vice Mayor Cortese.

Public Comments: Speaking in support of the Staff recommendations but expressing concerns regarding requiring the payment of prevailing wages were Frank Weigel (Green Waste Recovery), Mark Arsenault (Stevens Creek Disposal and Recycling), Andrea Stephenson (Integrated Waste Authority), Anne Lauzoa (Commercial Industrial Waste Applications) and Rocky Hill (Premier Recycle).

Speaking in favor of the motion on the floor were Steve Jones (Garden City Sanitation), Larry Daugherty and Jim Furgas (Teamsters Local 350) and Mary Creasman (South Bay Labor Council).

### 7.3 (Cont'd.)

Action: On a call for the question, the motion carried unanimously, the Staff recommendations were approved, as amended, the memorandum from Council Member Chu, dated September 16, 2008, was approved with the following modifications: (1) The commercial solid waste collection request for proposals to include the City's Prevailing Wages and Benefits policy for all employees of the material processing plant and hauler collection. (2) The commercial solid waste collection request for proposals to include the City's Employee Retention Requirements for employees of the material processing plant and hauler collection. (3) The commercial solid waste collection request for proposals to include technical assistance for businesses as part of the service provided; The City Attorney was directed to analyze the changes and to report back to the Transportation and Environment Committee in December. (10-0-1. Absent: Campos.)

## PUBLIC SAFETY SERVICES

- 8.1 Direct the City Attorney to draft an ordinance amending Section 17.12.630 of the San José Municipal Code to require that new high rise buildings be constructed with at least one elevator installed with additional safety features to provide increased firefighter protection for use in emergencies. CEQA: Not a Project. (Fire) [Community and Economic Development referral 8/25/08 – Item (g)]**

Documents Filed: Memorandum from Senior Executive Analyst Vilcia Rodriguez, dated September 2, 2008, transmitting the Firefighter Elevator Ordinance report.

Action: Item 8.1 was dropped.

## NOTICE OF CITY ENGINEER'S PENDING DECISION ON FINAL MAPS

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

<u>Tract</u>	<u>Location</u>	<u>Council District</u>	<u>Developer</u>	<u>Lots/ Units</u>	<u>Type</u>	<u>Proposed Decision</u>
9995	Terminus of Duckett Wy approximately 420' E of De Anza Blvd.	1	Green Valley Corporation	3 Lots/ 17 Units	SFA/ Detached	Approve

## 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 August 2008:

### AWARD:

<u>Project Name</u>	<u>Council District</u>	<u>Contractor</u>	<u>Contract Award Amount</u>	<u>Award Date</u>
TDA3 Hedding Street Improvement	3	Wattis Construction Company, Inc	\$272,662	8/4/08
Gold Street Storm Pump Station Electrical Upgrade	10	F. Connolly Co.	\$609,000	8/12/08
Chateau Drive Storm Drain Improvement Phase II	10	Preston Pipelines, Inc.	\$561,079	8/15/08
Norman Y. Mineta San José Intl' Airport: Terminal Mod II General Building (Rebid)	Citywide	Rodan Builders, Inc.	\$925,000	8/21/08

## ADJOURNMENT

The Council of the City of San José was adjourned at 4:25 p.m. in memory of Jeanne Haight Reeves who worked at the City of San José as Claims Adjuster for over 13 years. She lost her battle to cancer on September 7, 2008. She had many friends and family in the City of San José and loved her job working with firefighters, police officers and other City employees.

Minutes Recorded, Prepared and Respectfully Submitted by,

Lee Price, MMC  
City Clerk

smd/9-16-08 MIN

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