

MINUTES OF THE CITY COUNCIL

SAN JOSÉ, CALIFORNIA

TUESDAY, APRIL 14, 2009

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 - Campos, Chirco, Chu, Constant, Herrera, Kalra, Liccardo, Nguyen, Oliverio, Pyle; Reed.

Absent: Council Members - None.

Upon motion unanimously adopted, Council recessed at 9:30 a.m. to a Closed Session in Room W133, to confer with Legal Counsel with respect to (A) Public Employment/Public Employee Appointment Pursuant to Government Code Section 54957; Department: Independent Police Auditor; Title: Independent Police Auditor. (B) to confer with Labor Negotiator pursuant to Government Code Section 54957.6: City Negotiator: City Manager Designee Alex Gurza; Employee Organizations: (1) International Association of Firefighters (IAFF); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and IAFF, Local 230; (2) International Union of Operating Engineers, Local No. 3 (OE#3); Nature of Negotiations: Wages/Salaries, Hours, Working Conditions, etc; Name of Existing Contract or MOA: Memorandum of Agreement between City of San José and OE#3.; 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.

By unanimous consent, Council recessed from the Closed Session at 11:05 a.m. and reconvened to Regular Session at 1:30 p.m. in the Council Chambers.

Present: Council Members - Campos, Chirco, Chu, Constant, Herrera, Kalra, Liccardo, Nguyen, Oliverio, Pyle; Reed.

Absent: Council Members - None.

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/clerk/agenda.asp> or <http://www.sanjoseca.gov/clerk/MeetingArchive.asp>. For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.

INVOCATION

Pastor Paul Giralach of Jubilee Christian Center presented the invocation. (District 4)

PLEDGE OF ALLEGIANCE

Mayor Reed led the Pledge of Allegiance.

ORDERS OF THE DAY

Upon motion by Council Member Herrera, seconded by Council Member Liccardo and carried unanimously, the Orders of the Day and the Amended Agenda were approved, with Item 1.1 dropped. (11-0.)

CLOSED SESSION

Mayor Reed announced the appointment of Chris Constantin as the new Independent Police Auditor.

CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to Wolfe Engineering for their leadership and manufacturing solutions within the solar and cryogenics industries. (Economic Development/Chu)**

Action: Dropped per Orders of the Day.

- 1.2 Presentation of a commendation to the American Legion Auxiliary in recognition of the Auxiliary's 90 years of services to the community. (Mayor)**

Action: Mayor Reed recognized and commended the American Legion Auxiliary in recognition of their 90 years of services to the community.

- 1.3 Presentation of a proclamation declaring the week of April 12 – 18, 2009 as “National Public Safety Dispatchers Week” in the City of San José. (Mayor)**

Action: Mayor Reed recognized the week of April 12 – 18, 2009 as “National Public Safety Dispatchers Week” in the City of San José.

**1.4 Presentation of a proclamation declaring the month of April 2009 as “National Volunteer Month” in the City of San José. (Chirco)
(Rules Committee referral 4/1/09)**

Action: Mayor Reed recognized the month of April 2009 as “National Volunteer Month” in the City of San José.

**1.5 Presentation of a commendation to AT&T Foundation for their generous donation to the San José Public Library Foundation “Branching Out: From Dream to Reality” Campaign. (Oliverio)
(Rules Committee referral 4/1/09)**

Action: Mayor Reed recognized and commended the AT&T Foundation for their generous donation to the San José Public Library Foundation “Branching Out: From Dream to Reality” Campaign.

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. (11-0.)

- 2.3 (a) Adopt a resolution authorizing the City Attorney to negotiate and execute a fourth amendment to the January 18, 2005 agreement with Renne Sloan Holtzman & Sakai LLP for legal services in connection with labor relations and negotiations, modifying the scope of services to provide additional legal services and advice in connection with a successor Memorandum of Agreement with the International Association of Firefighters, Local 230, increasing compensation by \$225,000 for a total amount not to exceed \$950,000, and extending the term through June 30, 2010.**
- (b) Adopt the following 2008-2009 Appropriation Ordinance amendments in the General Fund:**
- (1) Decrease the Contingency Reserve by \$225,000; and**
 - (2) Increase the City Manager’s Non-Personal/Equipment by \$225,000.**
- CEQA: Not a Project. (City Attorney’s Office/City Manager’s Office)**

Action: Deferred to April 21, 2009 per City Attorney’s Office.

2.4 Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:

- (a) Establish a city-wide appropriation to the Office of Emergency Services for the 2008 Emergency Management Performance Grant in the amount of \$92,142.**
- (b) Increase the estimate for Revenue from the Federal Government by a total of \$92,142.**

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

Documents Filed: Memorandum from Emergency Service Director Kimberly Shunk and Budget Director Jennifer Maguire, dated March 23, 2009, recommending adoption of appropriation ordinance and funding sources resolution amendments.

Action: [Ordinance No. 28526](#), entitled: "An Ordinance of the City of San José amending Ordinance No. 28349 to Appropriate Monies in the General Fund for the 2008 Emergency Management Performance Grant; and Providing that this Ordinance Shall Become Effective Immediately Upon Adoption", and [Resolution No. 74871](#), entitled: "A Resolution of the Council of the City of San José Amending Resolution No. 74461 Setting Forth the Estimated Sources of Funds for the Fiscal Year 2008-2009 to Adjust Revenues in the General Fund", were adopted. (11-0.)

2.5 (a) Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the Services for Redevelopment Capital Projects Fund (City-side Redevelopment Fund) for 2008-2009:

- (1) Increase the estimate for Earned Revenue by \$104,600.**
 - (2) Establish the appropriation to the Department of Public Works for the Charcot/Orchard Median Island Pavement project (PSM 568) in the amount of \$29,600.**
 - (3) Establish the appropriation to the Department of Public Works for the Parque de Los Pobladores Improvements project (PSM 574) in the amount of \$75,000.**
- (b) Adopt a resolution making certain determinations regarding the related expenditure of Redevelopment Agency funds on certain public improvements in connection with the Charcot/Orchard Median Island Pavement Project as more specifically described in the memorandum from the Redevelopment Agency, dated March 3, 2009.**

CEQA: Charcot/Orchard Median Island Pavement project: Exempt, File No. PP09-042; Parque de Los Pobladores Improvements project: Not a Project. Council Districts 3 and 4. SNI: Rincon. (Public Works/City Manager's Office)

Documents Filed: Memorandum from Director of Public Works Katy Allen and Budget Director Jennifer Maguire, dated March 23, 2009, recommending adoption of appropriation ordinance and funding sources resolution amendments.

2.5 (Cont'd.)

Action: [Ordinance No. 28527](#), entitled: “An Ordinance of the City of San José Amending Ordinance No. 28349 to Appropriate Monies in the Services for Redevelopment Capital Projects Fund for the Charcot/Orchard Median Island Pavement Project and for the Parque de Los Pobladores Improvement Project; and Providing that this Ordinance Shall Become Effective Immediately Upon Adoption”, [Resolution No. 74872](#), entitled: “A Resolution of the Council of the City of San José Amending Resolution No. 74461 Setting Forth the Estimated Sources of Funds for the Fiscal Year 2008-2009 to Adjust Revenues in the Services for Redevelopment Capital Projects Fund”, and [Resolution No. 74873](#), entitled: “A Resolution of the Council of the City of San José Making Certain Determinations Regarding the Expenditure of Redevelopment Agency Funds for Certain Public Improvements in the Rincon De Los Esteros Redevelopment Project Area”, were adopted. (11-0.)

**2.6 Request for an excused absence for Council Member Campos from the Closed Session, Afternoon Session and Evening Session of the City Council on May 19, 2009 due Authorized City Business: Washington D.C. Meetings with President’s Administration Adolfo Carrion, Director of Urban Policy to President Obama. (Campos)
(Rules Committee referral 4/1/09)**

Documents Filed: Memorandum from Council Member Campos. dated April 2, 2009, requesting an excused absence due to authorized City business.

Action: The absence for Council Member Campos was excused. (11-0.)

**2.7 Request for an excused absence for Council Member Constant from the Regular Meeting of the Rules and Open Government Committee on March 25, 2009 due to a Family Emergency. (Constant)
(Rules Committee referral 4/1/09)**

Documents Filed: Memorandum from Council Member Constant, dated March 25, 2009, requesting an excused absence due to a medical family emergency.

Action: The absence for Council Member Constant was excused.

- 2.8 Request for an excused absence for Mayor Reed from the Regular Meeting of the Rules and Open Government Committee on April 1, 2009 due to Authorized City Business: Travel to Sacramento, California as part of Sacramento Advocacy Legislative Visits. (Mayor)
(Rules Committee referral 4/1/09)**

Documents Filed: Memorandum from Mayor Reed, dated March 26, 2009, requesting an excused absence due to authorized City business.

Action: The absence for Mayor Reed was excused.

END OF CONSENT CALENDAR

STRATEGIC SUPPORT SERVICES

- 3.2 Report of the Rules and Open Government Committee – March 18, 2009
Mayor Reed, Chair**

Documents Filed: The Rules and Open Government Committee Report dated March 18, 2009.

Action: Upon motion by Council Member Liccardo, seconded by Council Member Nguyen and carried unanimously, the Report of the Rules and Open Government Committee and the actions of March 18, 2009 were accepted. (11-0.)

- 3.4 As referred by the Rules and Open Government Committee on April 8, 2009 discuss the updated City of San José Budget Projections for the two years ahead and their impact on budget options going forward. (Mayor)
(Rules Committee referral 4/8/09)**

Documents Filed: Memorandum from Council Members Nguyen and Kalra, dated April 13, 2009, requesting feedback from the City Manager to evaluate the FY09-10 budget process.

Budget Director Jennifer Maguire offered the General Fund Forecast Update for 2010-2014. Director of Employee Relations Alex Gurza offered a presentation on police and fire retirement plan pension contribution rate projections.

City Attorney Rick Doyle outlined the practices for putting a sales tax measure on the ballot for November.

Extensive Council discussion followed.

Public Comments: Bob Brownstein suggested consistency with economic development, a rational approach, and the need to bring constituencies together. Ross Signorino

presented an approach for avoiding pitfalls in the future and an administration that looks to the future.

3.4 (Cont'd.)

Action: The presentation was received, with the City Manager agreeing to respond to Council questions via a Manager's Budget Addendum and to consider the feasibility of holding a study session on unmet deferred maintenance and infrastructure needs as part of the Council's Budget Study Sessions. (11-0.)

COMMUNITY & ECONOMIC DEVELOPMENT

4.2 (a) Approve an ordinance:

- (1) Repealing Chapter 6.30 of Title 6 of the San José Municipal Code, the Flower Vendor Ordinance;**
- (2) Amending Chapter 6.54 of Title 6 of the San José Municipal Code, the Peddler Permit Ordinance, to: include regulation of flower street vendors; extend the hours during which approved location peddlers can peddle; authorize the City Manager to make and promulgate time, place and manner regulations reasonably necessary to promote economic growth and create a more vibrant Downtown; and update definitions in the Chapter 6.54 to ensure consistency of terms within Title 6 of the San José Municipal Code.**

(b) Approve an ordinance amending Chapter 6.55 of Title 6 of the San José Municipal Code, the Downtown Special Events Ordinance, to: reduce the area within which approved location peddler permits may be suspended during a designated Downtown Special Event by limiting the suspension area to the Special Event Boundary; authorize approved location peddlers within the Special Event Boundary to peddle at alternative, temporary approved locations outside the Boundary for the duration of the Downtown Special Event; and clarify the exceptions to the requirement for Event Organizers to provide approved location peddlers an equal opportunity to participate in the Downtown Special Event.

(c) Direct staff to repeal all fees related to the Flower Vendor Ordinance and the Flower Vendor Permits from the City's Schedule of Fees and Charges, effective June 1, 2009.

CEQA: Downtown Strategy 2000 EIR, Resolution No. 72767. Council District 3. (Economic Development)

Action: Deferred to April 21, 2009 per Administration.

4.3 Direct the Administration to prepare a letter to the California Department of Social Services to issue a waiver for and approve the issuance of a community care license for a residential care facility for six (6) or fewer children (group home) at 3083 Remington Way. CEQA: Exempt, CCL 08-001. (Planning, Building and Code Enforcement)

Documents Filed: (1) Memorandum from Council Member Herrera, dated April 13, 2009 recommending approval of the issuance of a community care license. (2) Memorandum from Director of Planning, Building and Code Enforcement Joseph Horwedel, dated March 23, 2009, recommending a community care license for a proposed children's group home.

Action: Upon motion by Council Member Herrera, seconded by Council Member Liccardo and carried unanimously, the Administration was directed to prepare a letter to the California Department of Social Services to issue a waiver for and approve the issuance of a community care license for a residential care facility at 3083 Remington Way. (11-0.)

4.4 Conduct a public hearing and approve an ordinance to establish a Rule 20A Underground Utility District along Tully Road, between Kenoga Drive and 720 feet west of Senter Road, and along Senter Road, between Parrott Street and 170 feet south of Tully Road. CEQA: Addendum to a Mitigated Negative Declaration, File No. PP08-160. Council District 7. (Public Works)

Documents Filed: Memorandum from Director of Public Works Katy Allen, dated March 23, 2009, recommending approval of an ordinance.

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

Action: Upon motion by Council Member Nguyen, seconded by Council Member Oliverio and carried unanimously, [Ordinance No. 28528](#), entitled: "An Ordinance of the City of San José Establishing Rule 20A Underground Utility District along Tully Road, between Kenoga Drive and 720 Feet West of Senter Road and along Senter Road, between Parrott Street and 170 feet South of Tully Road", was passed for publication. (11-0.)

4.5 Conduct a public hearing and adopt a resolution to vacate a 20-foot street alley, located between Eastgate Avenue and Beverly Boulevard with reservation of a public services easement over the vacated area. CEQA: Exempt, File No. H07-049. Council District 5. (Public Works)

Documents Filed: (1) Memorandum from Planning Commission Secretary Joseph Horwedel, dated February 19, 2009, transmitting the Planning Commission recommendation. (2) Memorandum from Director of Public Works Katy Allen, dated March 23, 2009, recommending adoption of a resolution. (3) Proof of Publication of Notice of Public Hearing, executed on August 8, 2008 submitted by the City Clerk.

4.5 (Cont'd.)

Mayor Reed opened the public hearing.

Public Comment: Sal Caruso expressed his support of the Staff recommendations.

Mayor Reed closed the public hearing.

Action: Upon motion by Council Member Campos, seconded by Council Member Pyle and carried unanimously, the recommendation of the Planning Commission and the Planning Director was approved, and [Resolution No. 74874](#), entitled: "A Resolution of the Council of the City of San José Vacating a Street Alley, Between Eastgate Avenue and Beverly Boulevard, and Reserving a Public Service Easement over the Entire Area Being Vacated", was adopted. (11-0.)

TRANSPORTATION & AVIATION SERVICES

6.2 As recommended by the Transportation and Environment Committee on March 2, 2009:

- (a) **Adopt a resolution:**
- (1) **Revising Ground Transportation administrative fees and charges for trips to and from the Airport to be effective on June 1, 2009;**
 - (2) **Revising Dwell fee charges to authorize the Director of Aviation to set the Dwell fee based on industry indicators and to require biennial review of the Dwell fee once it is established;**
 - (3) **Re-adopting all other Airport Rates and Charges; and**
 - (4) **Repealing Resolution No. 74655.**
- (b) **Direct the City Attorney's Office to draft an ordinance to grant the Director of Aviation the authority to stop accepting applications for door-to-door shuttles for providing On-Demand service at the Airport and to establish and implement controls on the access, staging and quantity of door-to-door shuttle vehicles serving the Airport, including alternate day or reduced day access options.**

**CEQA: Resolution Nos. 67380 and 71451, File No. PP09-009. (Airport)
[Transportation and Environment Committee referral 3/2/09 – Item 6.1(3)(6)]
(Deferred from 3/17/09 – Item 6.3 and 3/24/09 – Item 6.2)**

Documents Filed: (1) Memorandum from City Clerk Lee Price, dated March 5, 2009, transmitting the recommendation of the Transportation and Environment Committee. (2) Memorandum from Director of Aviation William F. Sherry, dated February 13, 2009, recommending adoption of a resolution. (3) Supplemental memorandum from Director of Aviation William F. Sherry, dated April 13, 2009, clarifying items within the original City Council memorandum regarding rate resolution and ordinance.

Airport Operations Manager Robert Lockhart offered a presentation on revision of the ground transportation fees.

6.2 (Cont'd.)

Action: Upon motion by Council Member Pyle, seconded by Council Member Nguyen and carried unanimously, [Resolution No. 74875](#), entitled: “A Resolution of the Council of the City of San José Establishing Fees, Rates and Charges at the Norman Y. Mineta San José International Airport, and Repealing Resolution No. 74655”, was adopted, and a draft ordinance was approved to grant the Director of Aviation the authority to stop accepting applications for door-to-door shuttles for providing On-Demand service at the Airport and to establish and implement controls as stated. (11-0.)

6.5 **Approve an agreement with the Santa Clara Valley Transportation Authority for the design of Route 101 freeway mainline and interchange improvements in the Tully Road area for a City-funded amount not to exceed \$4,000,000. CEQA: Mitigated Negative Declaration, File No. OA05-010. Council Districts 5, 7 and 8. SNI: K.O.N.A., Tully/Senter, West Evergreen. (Transportation)**

Documents Filed: (1) Memorandum from Council Member Herrera, dated April 13, 2009, recommending approval of the Highway 101/Tully Interchange and pursuing funding for the second portion of the project. (2) Memorandum from Director of Transportation James R. Helmer, dated March 23, 2009, recommending approval of an agreement with the Santa Clara Valley Transportation Authority.

Public Comment: Ross Signorino spoke in support of the project.

Action: Upon motion by Council Member Herrera, seconded by Council Member Nguyen and carried unanimously, the agreement with the Santa Clara Valley Transportation Authority for the design of Route 101 freeway mainline and interchange improvements in the Tully Road area for a City-funded amount not to exceed \$4,000,000 was approved. (11-0.)

ENVIRONMENTAL & UTILITY SERVICES

7.1 Accept the 2008 Annual Status Report on cooperative efforts between the City of San José and the Santa Clara Valley Water District relating to:

- (a) Flood Protection:**
 - (1) Flood Preparedness.**
 - (2) Floodwater Management.**
 - (3) Dam Safety.**
- (b) Water Supply:**
 - (1) Water Supply Outlook.**
 - (2) Conservation.**
 - (3) Water Recycling.**
- (c) Watershed Protection and Stewardship:**
 - (1) Trash reduction.**
 - (2) Habitat Conservation Plan.**
 - (3) Trails.**
- (d) Policy/Planning Initiatives:**
 - (1) Approved Regulatory priorities.**
 - (2) Protection and augmentation of the water supply.**
 - (3) District Comprehensive Plan.**

CEQA: Not a Project. (City Manager's Office/Santa Clara Valley Water District)

Documents Filed: Memorandum from City Manager Debra Figone and Interim Chief Executive Officer Sharon Judkins, dated March 16, 2009, recommending acceptance of the 2008 Annual Status Report.

Director of Environmental Services John Stufflebean responded to questions from Council.

Public Comment: Ross Signorino offered suggestions on water conservation.

Action: Upon motion by Council Member Liccardo, seconded by Council Member Pyle and carried unanimously, the 2008 Annual Status Report on cooperative efforts between the City of San José and the Santa Clara Valley Water District was accepted. (11-0.)

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 June and July 2007:

AWARD:

<u>Project Name</u>	<u>Council District</u>	<u>Contractor</u>	<u>Contract Award Amount</u>	<u>Award Date</u>
Oakmead Storm Pump Station Engine Replacement, Phase I	4	Anderson Pacific Engineering Construction, Inc.	\$607,500	1/6/09
Norman Y. Mineta San José International Airport: Terminal Modifications III Electrical/Data	Citywide	Dynalectric Company	\$925,000	1/9/09
Norman Y. Mineta San José International Airport: Terminal Modifications III General Building	Citywide	ASE Consulting Engineering dba Silicon Valley Builders	\$925,000	1/9/09
PAL Stadium Improvements – Accessibility	5	G&G Builders, Inc.	\$347,840	1/15/09
Auxiliary Chilled Water System at Network Operations Center at San José City Hall	Citywide	Environmental Systems, Inc.	\$914,560	1/29/09
Cypress Senior Center Renovations	1	Tucker Construction, Inc.	\$499,000	1/31/09
Terminal ‘A’ Signage and Wayfinding Package #1	Citywide	Fluoresco Lighting-Sign Maintenance Corporation	\$743,149,04	2/3/09
Norman Y. Mineta San José International Airport Compressed Natural Gas Fueling Station Upgrade (Rebid)	Citywide	Pinnacle CNG Company	\$595,000	2/3/09
SNI WIN02c: Traffic Signal Modification at Williams Road and Winchester Boulevard	1 & 6	San José Signal Electric Construction, Inc.	\$330,000	2/24/09
Office of Cultural Affairs Tenant Improvements	Citywide	Innovation Construction	\$270,000	3/13/09

NOTICE OF CITY ENGINEER’S AWARD OF REAL ESTATE PROJECTS

REJECTION

<u>Project Name</u>	<u>Council District</u>	<u>Engineer’s Estimate</u>
24 th Street Streetscape Improvement Project	3	n/a

DEED ACCEPTANCE:

<u>Project Name</u>	<u>Council District</u>	<u>Contractor/Owner</u>	<u>City Receives</u>	<u>Award Date</u>
Grant Deed for Park Dedication, Grand Paradiso Park – McKay/Lunda Park	4	Acacia Credit Fund 9-A LLC	0	2/18/09
Grant Deed	2	Hitachi Global Storage Technologies, Inc.	0	2/19/09
Deed Acceptance for Purchase of Real Property Interests	3	Joe E. & Jane C. Levitt Family Trust	0	3/3/09

RIGHT OF ENTRY:

<u>Project Name</u>	<u>Council District</u>	<u>Contractor/Owner</u>	<u>City Receives</u>	<u>Award Date</u>
Dead Tree Removal 131 Fleming Avenue	5	Humberto Valverde	0	3/10/09
Southeast Library – conduct PH II Investigation 5111 San Felipe Road	8	Roman Catholic Bishop of San José	0	3/10/09
Right of Entry to Graystone of Almaden Neighborhood Association	10	Scott Sherwood	0	3/16/09

NOTICE OF CONTRACTS EXECUTED BY COUNCIL APPOINTEES

In accordance with Municipal Code Section 4.04.080, titled “Quarterly Reports”, the following is a list of contracts executed by Council Appointees or designees during the first quarter of Fiscal Year 2007-2008 (October 1, 2008 – December 31, 2008). The list includes contracts or amendments to contract for services with a value between \$100,000 and \$250,000 and contracts or amendments to contracts for equipment, supplies, and material with a value between \$100,000 and \$1 million.

City Manager's Contract Activity

<u>Contractor</u>	<u>Description of Contract</u>	<u>Department</u>	<u>Amount</u>
Bearing Point Incorporated	Develop functional specifications for the county-wide Silicon Valley Radio Communications Systems (SVRCS).	Police	\$154,748
Colab Studio LLC	Fabricate & Install an Artwork at Edenvale Community Center.	Office of Economic Development	\$138,500
Hf&H Consultants, LLC	Redesign the commercial solid waste process.	Environmental Services	\$250,000
Imerge Consulting	Business Requirement Analysis for Enterprise Content Management System (ECMS).	Information Technology	\$237,880
Renee Sloan Holtzman Sakai LLP and Exstare Federal Services Group, LLC	Development of two Disadvantaged Business Enterprise Programs for Airport Concessions.	Airport	\$238,460
Shawn Spano, Ph.D.	Leadership, Communication and Civic Engagement Services for a term July 1, 2008-June 30, 2010	Human Resources	\$245,000
Quantum Energy Services & Tech Inc	Implementation of wastewater process optimization improvements.	Environmental Services	\$249,480

Director of Finance Contract Activity – Services

<u>Contractor</u>	<u>Description of Contract</u>	<u>Department</u>	<u>Amount</u>
Alfred Conhagen, Inc.	Inspect, Repair, Maintain and Overhaul of Various Pumps. Amendment to add \$35,000.	Environmental Services	\$130,000
Koffler Electrical Inc.	Test, Troubleshoot, and Repair Electrical Motors, Generators and other Mechanical Equipment.	Environmental Services	\$250,000

NOTICE OF CONTRACTS EXECUTED BY COUNCIL APPOINTEES (CONT'D.)

Director of Finance Contract Activity – Services (Cont'd.)

<u>Contractor</u>	<u>Description of Contract</u>	<u>Department</u>	<u>Amount</u>
North American Digester Nunez Painting, Inc.	Cleaning of Digesters. Amendment to add \$65,000. Sandblasting and Painting Services.	Environmental Services Environmental Services	\$155,700 \$200,000
PSC Industrial Outsourcing Inc.	Unclog Sewage Lines and Clean Tanks.	Environmental Services	\$140,000
Duran Hogan Construction Inc.	Concrete Repair, Removal and Replacement.	General Services	\$200,000
Johnson Controls Inc.	HVAC System Technical Support, Maintenance and Repair Parts.	General Services	\$245,000
Security Alert Systems of California	Monitor, Maintain and Repair Alarm Systems.	General Services	\$249,000
Security Alert Systems of California	Monitor, Maintain and Repair Alarm Systems. Amendment to add \$49,000 for Purchase Order issued in Fiscal Year 2007/08.	General Services	\$249,000
Tucker Construction	Minor Building Repair Services.	General Services	\$245,000
Softech & Associates Inc.	Filenet Software Upgrade, Installation and Maintenance and Support Services.	Information Technology	\$113,800
Terix Computer Company, Inc.	SUN Hardware/Software Maintenance and Support Renewal.	Information Technology	\$103,541
Aris Aircraft Services	Helicopter Maintenance and Repair Services.	Police	\$158,000
Alviso Rock	Asphalt Trucking Services. Amendment to add \$85,000.	Transportation	\$145,000
Arbortek Tree Service	Structural Tree Pruning and Managed Care Services. Amendment to add \$150,000	Transportation	\$240,000
California Roofing Co Inc.	Repair, Maintenance and Replacement of Roofs.	Transportation	\$200,000
Coast Landscape	Landscaping Maintenance Services. Amendment to add \$40,000.	Transportation	\$125,800
Duran Hogan Construction Inc.	Emergency Repair Services for Signs, Railings and Fencing. Amendment to add \$70,000.	Transportation	\$140,000
Pacific Electric Co.	Conduit Repair/Replacement.	Transportation	\$200,000

NOTICE OF CONTRACTS EXECUTED BY COUNCIL APPOINTEES (CONT'D.)

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

<u>Contractor</u>	<u>Description of Contract</u>	<u>Department</u>	<u>Amount</u>
Levin Professional Services	Audio-Video Equipment.	City Manager's Office	\$127,968
U.S. Peroxide LLC	Hydrogen Peroxide for Odor Control. Amendment to add \$108,000.	Environmental Services	\$418,000
Western Contract Interiors	Office Task Chairs. Amendment to add \$50,000.	Finance	\$110,000
Gary Doupnik Mfg, Inc.	Modular Buildings.	Fire	\$131,004
Altec Industries Inc.	New Cab and Chassis with Maintenance Body and Overhead Manlift.	General Services	\$103,189
Hoblit Motors	Law Enforcement Sedan (Crown Victoria).	General Services	\$296,104
Toyota Sunnyvale	Toyota Prius Hybrid Passenger Vehicles.	General Services	\$465,033
Alpha Data Corporation	Self-Check Units.	Library	\$208,917
Baker & Taylor Entertainment	Adult and Children's DVDs.	Library	\$180,000
Midwest Tape	Adult and Children's DVDs.	Library	\$420,000
All State Police Equipment Co.	Remington Model 870 Shotguns and 6 Shot Ammunition Carrier.	Police	\$216,027
R&R Refrigeration	Walk-In Evidence Storage Freezer.	Police	\$180,538
Summit Uniform	Body Armor, Protective Vests. Amendment to add \$56,250.	Police	\$112,944
Bay Area Designz, Inc.	Screen Printed Shirts and Other Sports Wear.	PRNS	\$120,000
Granite Rock Co.	Asphalt Concrete. Amendment to add \$26,000.	Transportation	\$250,000
McCain Traffic Supply Inc.	Traffic Signal Equipment and Wiring Cabinets.	Transportation	\$120,000
Realm Communications Group	Fiber Optic Cables. Amendment to add \$170,000.	Transportation	\$325,000
Santa Clara VTA Agency	ECO Passes for City Employees.	Transportation	\$152,820
Western Pacific Signal, LLC	Ethernet Network Switches.	Transportation	\$932,000
Western Systems Inc.	Traffic Signal Controllers.	Transportation	\$656,240

OPEN FORUM

- (1) Brad Imamura expressed appreciation to members of the Council for attending his retirement luncheon and the privilege to have worked for the City of San José.
- (2) Ross Signorino voiced his understanding that the proposed A's Stadium will not rely on Redevelopment Agency funds and will impose no cost to the taxpayers of San Jose.

ADJOURNMENT

The Council of the City of San José was adjourned at 3:35 p.m.

Minutes Recorded, Prepared and Respectfully Submitted by,

Lee Price, MMC
City Clerk
mk.4/14/09.MIN

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