



CITY COUNCIL AGENDA

NOVEMBER 17, 2009

AMENDED AGENDA

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
NORA CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED MAYOR

PIERLUIGI OLIVERIO
MADISON P. NGUYEN
ROSE HERRERA
JUDY CHIRCO, VICE MAYOR
NANCY PYLE

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.
- **Community & Economic 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.
- **Neighborhood Services** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- **Transportation & Aviation Services** — A safe and efficient transportation system that contributes to the livability and economic health of the City; and provide for the air transportation needs of the community and the region at levels that is acceptable to the community.
- **Environment and Utility Services** — Manage environmental services and utility systems to ensure a sustainable environment for 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 9 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 during Open Forum on items that are not on the agenda and are within the subject matter jurisdiction of the City Council or Redevelopment Agency Board. If you wish to speak to the City Council, please refer to the following guidelines:

- **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.
- When the Council reaches your item on the agenda, Mayor Reed 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.
- 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.
- To assist you in tracking your speaking time, there is a display on 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.

Agendas, Staff Reports and some associated documents for City Council items may be viewed on the Internet at www.sanjoseca.gov/clerk/agenda.asp. Council Meetings are televised live and rebroadcast on Channel 26.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Council Wing, 2nd Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for the final document.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call (408) 535-1260 or (408) 294-9337 as soon as possible, but at least three business days before the meeting.

On occasion the City Council may consider agenda items out of order.

- **Call to Order and Roll Call**

- 9:00 a.m. - Closed Session, Call to Order in Council Chambers
Adjourn to Closed Session in Council Chambers Conference Room, W133
[See Separate Agenda](#) [See RDA Agenda](#)
- 1:30 p.m. - Regular Session, Council Chambers, City Hall
- 7:00 p.m. - Public Hearings, Council Chambers, City Hall

- **Invocation (District 10)**
- **Pledge of Allegiance**
- **Orders of the Day**

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

Items recommended to be added, dropped, or deferred are usually approved under Orders of the Day unless the Council directs otherwise.

* **SEE NEW ITEMS 1.5 “Presentation of a commendation to Girl Scout Service Unit 622 . . .” AND 1.6 “Presentation of a commendation to Roxanne Koopman . . .” TO BE ADDED UNDER ORDERS OF THE DAY**

* **PLEASE NOTE: ITEM 2.4 “Proposed Revisions to Resolution 72547 . . .” RENUMBERED TO ITEM 3.8; AND ITEM 11.4 “Ordinance amending Title 20 of the San José Municipal Code . . .” RENUMBERED TO ITEM 4.11**

- **Closed Session Report**

1. CEREMONIAL ITEMS

- 1.1 Presentation of a commendation to Sue McAllister in recognition of her exemplary work with West Coast Aquatics and for her service and dedication to the community. (Chu)
- 1.2 Presentation of a commendation to Anderson Elementary School for its academic achievement in gaining the highest API score improvement in Santa Clara County. (Constant)
- 1.3 Presentation of a proclamation declaring the month of November 2009 as “National Caregivers Month” in the City of San José. (Constant)
- 1.4 Administer Oath of Office to Citywide Youth Commissioner Miriam Khan. (City Clerk)
TO BE HEARD IN THE EVENING
* (Rules Committee referral 11/9/09)
- 1.5 Presentation of a commendation to Girl Scout Service Unit 622 for their enthusiastic participation in the 2009 Great American Litter Pick Up. (Campos/Parks, Recreation and Neighborhood Services)
TO BE HEARD IN THE EVENING
* (Orders of the Day)
- 1.6 Presentation of a commendation to Roxanne Koopman for taking the leadership role in organizing the inaugural Sakamoto SLUG Run. (Kalra)
* (Orders of the Day)

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of Consent Calendar items as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council, staff, or public requests discussion on a particular item, that item will be removed from the Consent Calendar and considered separately.

- 2.1 **Approval of Minutes.**
- 2.2 **Final adoption of ordinances.**

Recommendation: Final adoption of ordinances.

- (a) ORD. NO. 28662 – Amending Ordinance No. 28154, which ordinance approved a Development Agreement with Novellus Systems, Inc. relative to the development of real property in North San José, to allow extension of certain deadlines contained in the original Development Agreement and to authorize the City Clerk to execute a First Amendment to the original Development Agreement.

2. CONSENT CALENDAR

2.3 Mayor and Council Excused Absence Requests.

Recommendation:

- (a) [Request for an excused absence for Councilmember Campos from the Regular Meeting of the Transportation and Environment Committee on November 2, 2009](#) due to Authorized City Business: meeting with John Arriaga, Executive Director of the League of CA Cities Latino Caucus to discuss the Emerald City Program and Green Economy jobs in preparation for trip to Washington, D.C. on November 19-21, 2009. (Campos)
(Rules Committee referral 11/04/09)
- (b) [Request for an excused absence for Vice Mayor Chirco from the Regular Meeting of the Rules and Open Government Committee on October 28, 2009](#) due to illness – medical appointment. (Chirco)
(Rules Committee referral 11/04/09)
- (c) [Request for an excused absence for Councilmember Nguyen from the Joint Redevelopment Agency/City Council Proposed FY2009-2010 Operating and Capital Budget and FY 2010-2015 Five-Year Capital Improvement Program Study Session on November 9, 2009 and the Regular City Council Meeting on November 10, 2009](#) due to Authorized City Business: City of San José Representative and participant at Changing the Odds: Learning from the Harlem Children’s Zone Model Conference in New York City, NY on November 9-10, 2009. (Nguyen)
(Rules Committee referral 11/04/09)

2.4 [Proposed Revisions to Resolution 72547, Regulations and Procedures for the San José Elections Commission Investigations and Hearings.](#)

- * **Recommendation:** As recommended by the Elections Commission, adopt a resolution making various revisions to City Council Resolution No. 72547 which sets forth the [resolution](#) and procedures for the Commission's investigations and hearings. (City Attorney’s Office/City Clerk)
(Deferred from 11/10/09 – Item 2.5)
- * **RENUMBERED TO ITEM 3.8**

2.5 [Proposed Air Service Incentive Program Revisions.](#)

Recommendation:

- (a) Adopt a [resolution](#) revising the airline fee-waiver incentive program to support the development of new air service at the Norman Y. Mineta San José International Airport by revising the calculation of qualifying incentive periods, limiting incentives for new flights to underserved cities only to new flights, and requiring reimbursement of waived fees for service cancelled prior to the end of a qualifying incentive period and repealing Resolution No. 74877.

(Item continued on the next page)

2. CONSENT CALENDAR

2.5 Proposed Air Service Incentive Program Revisions. (Cont'd.)

Recommendation:

- (b) Adopt a [resolution](#) establishing a Focus City Promotional Fee Waiver Incentive Program to support the development of new air service at the Airport and authorizing the City Manager to negotiate and execute Focus City Agreements with passenger airlines at the Airport to implement the terms and conditions of the Focus City Program.

CEQA: Resolution Nos. 67380 and 71451, File No. PP 09-192. (Airport)

* **RECOMMEND DEFERRAL TO 12/1/09 PER ADMINISTRATION**

2.6 [Actions Related to an Innovation Hub Designation.](#)

Recommendation: Adopt a [resolution](#):

- (a) Authorizing the City Manager to complete and submit the application for an Innovation Hub designation for 5 years and take any other actions necessary to submit the Innovation Hub application to the California Business, Transportation and Housing Agency.
- (b) Authorizing the City Manager to negotiate, execute and modify from time to time a Memorandum of Understanding between the City and Innovation Hub (iHub) partners defining the roles, responsibilities, and contributions that each party will make to the iHub.
- (c) Authorizing the City Manager to negotiate, execute and modify from time to time a Memorandum of Understanding between the City, any participating jurisdictions and the State of California defining the goals and commitments made in the application and their measurement and evaluation.

CEQA: Not a Project. (Economic Development)

2.7 [Sponsored Travel to Third World Forum on Regional Economic Development , Madeira, Portugal.](#)

Recommendation:

- (a) Accept the invitation of the European Association of Development Agencies and the Agencia de Desenvolvimento da Regiao Autonoma da Medeira (ADERAM) to make a presentation at the Third World Forum on Regional Economic Development in Funchal, Madiera, Portugal, November 23 and 24, 2009. ADERAM will pay for travel and accommodation costs.
- (b) Approve Paul Krutko's travel to Portugal as the City's official representative to make the presentation.

CEQA: Not a Project. (Economic Development)

2. CONSENT CALENDAR

2.8 [Award the purchase of Office Furniture to Western Contract Interiors. Supplemental – Letter from the Water Pollution Control Plant](#)

Recommendation: Award the purchase of office furniture to Western Contract Interiors for a total amount not to exceed \$298,477, including delivery, assembly, installation and all applicable sales taxes, based upon a previously awarded bid that contained additional quantity pricing, and authorize the Director of Finance to:

- (a) Execute purchase orders as required to meet the Environmental Services Department Water Pollution Control Plant's (Plant) timeline for staff relocation to the Environmental Services Building located at 4245 Zanker Road; and
- (b) Approve a contingency in the amount of \$29,848 for any unforeseen changes or requirements.

CEQA: Not a Project. (Finance)

2.9 [Agreement for Live Online Homework Help Services.](#)

Recommendation: Adopt a resolution authorizing the Director of Finance to:

- (a) Execute the first amendment to the existing Live Online Homework Help Services [Agreement](#) ("Agreement") with Tutor.com to extend the term for an additional year from December 1, 2009 to November 30, 2010, and increase the total compensation by \$131,250 to a revised not to exceed amount of \$256,250; and
- (b) Execute five additional one-year options to renew the Agreement subject to the appropriation of funds.

CEQA: Not a Project. (Finance)

2.10 [Learning Together School Readiness Initiative Grant.](#)

Recommendation: Adopt a [resolution](#) to:

- (a) Submit an application to the FIRST 5 Santa Clara County's Learning Together School Readiness Initiative for a total of \$1,725,000 covering a period of 3.5 years, starting January 1, 2010 and ending on June 30, 2013, to support the efforts of early childhood recreation;
- (b) Negotiate and execute a grant agreement accepting the grant and any collateral documents; and
- (c) Negotiate and execute amendments to the grant agreement to extend or modify the grant term or to accept additional grant funds under the same grant terms in an aggregate amount up to twice the original grant amount originally awarded to the City, as further described in the Council memorandum.

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

2. CONSENT CALENDAR

2.11 Coyote Creek Trail Project Grant Application.

Recommendation: Adopt a [resolution](#) authorizing the City Manager, or designee, to do each of the following:

- (a) Submit a grant application in the amount not to exceed \$1,825,000 to the State of California Resources Agency, Department of Parks and Recreation, under the Recreational Trails Program for the Coyote Creek (Hwy 280 to Story Rd) Trail project (“Project”) and to make certain other assurances required by the State; and
- (b) Negotiate and execute all necessary documents related to any grant funding from the State to the City for the Project.

CEQA: Mitigated Negative Declaration, File No. PP08-014. Council District 7. (Parks, Recreation and Neighborhood Services)

2.12 Vacation of a Portion of an Existing Public Utility Easement.

Recommendation: Adopt a [resolution](#) of intention to vacate a portion of an existing 10-foot wide Public Utility Easement while reserving a Wire Clearance Easement over the area to be vacated, located at the rear of Lot 22 of Tract 1593 (1542 Larkspur Drive), and setting a public hearing on December 15, 2009 at 1:30 p.m. CEQA: Not a Project. Council District 9. (Public Works)

2.13 Master Agreement for Consultant Services for the San José Environmental Innovation Center Phase II Project.

Recommendation:

- (a) Approve the first amendment to the Master [Agreement](#) for consultant services with Group 4 Architecture Research + Planning, Inc., for the San José Environmental Innovation Center Phase II Project, increasing compensation by \$500,000 for a total agreement amount not to exceed \$2,000,000, clarifying limits on the scope of services, and extending the term of the agreement from March 30, 2010 to November 30, 2010.
- (b) Adopt the following Appropriation Ordinance amendments in the Integrated Waste Management Fund (Fund 423) necessary to fund the Group 4 Contract:
 - (1) Increase the Household Hazardous Waste Las Plumas Facility appropriation by \$800,000; and
 - (2) Decrease the Ending Fund Balance by \$800,000.

CEQA: Not a Project. (Public Works/City Manager’s Office)

3. STRATEGIC SUPPORT SERVICES

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

3. STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules and Open Government Committee – October 28, 2009

Mayor Reed, Chair

- (a) City Council (City Clerk)
 - (1) Review November 3, 2009 Final Agenda
 - (a) Add new items to final agenda
 - (b) Assign “Time Certain” to Agenda items if needed
 - (c) Review of Items that Meet Exception Rules (if needed)
 - (2) Review November 10, 2009 Draft Agenda
 - (a) Add new items to draft agenda
 - (b) Assign “Time Certain” to Agenda items if needed
 - (c) Review of Items that Meet Exception Rules (if needed)
- (b) Redevelopment Agency items reported out at Redevelopment Agency meeting
- (c) Review of upcoming Study Session Agendas
 - (1) Review November 5, 2009 Special City Council Meeting Agenda.
 - (2) Review November 9, 2009 Redevelopment Agency/City Council Joint Budget Study Session Agenda.
- (d) Legislative Update
 - (1) State
 - (a) Oppose Senate Bill No. 88 (DeSaulnier) regarding Local Government Bankruptcy.
HEARD BY COUNCIL ON 11/3/09
 - (2) Federal
- (e) Meeting Schedules
 - (1) Approval to cancel Regular Meetings in November and December and schedule Rules-in-Lieu Meetings. (City Clerk)
 - (2) Request to set Study Session on Sign Code Update on November 13, 2009 in the City Hall Council Chambers from 9:00 a.m. – 12:00 p.m. (City Manager’s Office)
- (f) The Public Record
- (g) Appointments to Boards, Commissions and Committee
- (h) Rules Committee Reviews, Recommendations and Approvals
 - (1) Accept the Administration’s request to defer the discussion of consideration of an amendment to sections 4.04.020A.3 (b) (c) and (e) of the San Jose Municipal Code regarding contract authority to the October 28, 2009 Rules and Open Government Committee meeting. (Finance)
 - (2) Discuss methods to amend parkland agreements with developers that are in default or have upcoming payments of in-lieu fees even though their projects will not start construction for a long time; and direct staff to do a workload assessment for developing recommendations for City Council consideration. (Mayor)
- (i) Review of Additions to Council Committee Agendas
 - (1) Community and Economic Development Committee
 - (a) Request to add the Citywide Monuments Policy to the CED Committee agenda for December 14, 2009. (Economic Development)
 - (2) Neighborhood Services and Education Committee
 - (3) Transportation and Environment Committee

(Item continued on the next page)

3. STRATEGIC SUPPORT SERVICES

3.2 Report of the Rules and Open Government Committee – October 28, 2009 Mayor Reed, Chair (Cont'd.)

- (i) Review of Additions to Council Committee Agendas (Cont'd.)
 - (4) Public Safety, Finance and Strategic Support Committee
- (j) Open Government Initiatives
 - (1) Reed Reforms
 - (2) Sunshine Reform Task Force
 - (3) Significant Public Record Act Requests
 - (4) Council Policy Manual Update
- (k) Open Forum
- (l) Adjournment

* **RECOMMEND DEFERRAL TO 12/1/09 PER CITY CLERK**

3.3 Report of the Public Safety, Finance and Strategic Support Committee Councilmember Nguyen, Chair – *No Report.*

3.4 [Team San José Performance Measures for 2009-2010.](#)

[Supplemental – Memo from the Director of Economic Development](#)

Recommendation: Accept Team San José performance measures for 2009-2010.

CEQA: Not a Project. (Economic Development)

(Deferred from 10/20/09 – Item 3.5 and 11/3/09 – Item 3.4)

3.5 [Independent Police Auditor Recruitment.](#)

Recommendation:

- (a) Accept the draft profile of the Independent Police Auditor position, approve the timeline for the recruitment and provide feedback and direction on the draft conflict of interest form.
- (b) Direct staff and Consultant on next steps for posting the position as noted in the staff report, and beginning to accept applicants.

CEQA: Not a Project. (Human Resources)

(To be deferred from 11/10/09 – Item 3.5)

* **TO BE HEARD FIRST IN THE EVENING**

3.6 [Various Actions Related to the Record Management System Project.](#)

[Return on Investment \(ROI\) Study](#)

* **Recommendation:**

- (a) Accept the project update related to the Automated Field Reporting and Records Management System (AFR/RMS) project.
- (b) Adopt a resolution authorizing the City Manager and the Chief of Police to accept award of the 2009 COPS Technology Program Grant in the amount of \$695,000 and authorize the City Manager and the Chief of Police to negotiate and execute additional amendments to the grant agreement and all related documents for the 2009 COPS Technology Program Grant without further Council action.

CEQA: Not a Project. (Police/City Manager's Office) [Resolution](#)

3. STRATEGIC SUPPORT SERVICES

3.7 Mayor's 2009 Biennial Review of Ethics Ordinances.

Recommendation: Accept the Mayor's Biennial Review of the Ethics Ordinances and provide direction to staff as outlined in the Mayor's Memo. (Mayor)
(Rules Committee referral 11/4/09)

* **RECOMMEND DEFERRAL TO 12/8/09 PER MAYOR**

3.8 [Proposed Revisions to Resolution 72547, Regulations and Procedures for the San José Elections Commission Investigations and Hearings.](#)

* **Recommendation:** As recommended by the Elections Commission, adopt a [resolution](#) making various revisions to City Council Resolution No. 72547 which sets forth the regulations and procedures for the Commission's investigations and hearings. (City Attorney's Office/City Clerk)
(Deferred from 11/10/09 – Item 2.5)

* **RENUMBERED FROM ITEM 2.4**

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.1 Report of the Community & Economic Development Committee Councilmember Pyle, Chair – *No Report.*

4.2 [Inclusionary Housing Ordinance.](#)

Recommendation: Approve an ordinance amending Title 5 of the San José Municipal Code to add a new Chapter 5.08 adopting a Citywide Inclusionary Housing Program.
CEQA: Resolution No. 65459, File No. PP08-258. (Housing)

* **RECOMMEND DEFERRAL TO 12/1/09 PER ADMINISTRATION**

4.3 [Development Fee Program Budgets.](#)

Recommendation:

- (a) Adopt the following 2009-2010 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:
- (1) Decrease the Licenses and Permits (Building Fee Program) estimate by \$1,811,262;
 - (2) Decrease the Licenses and Permits (Fire Fee Program) estimate by \$363,000;
 - (3) Decrease the Departmental Charges (Planning Fee Program) estimate by \$722,323;
 - (4) Decrease the Departmental Charges (Public Works Fee Program) estimate by \$1,001,335;
 - (5) Decrease the Planning, Building and Code Enforcement Personal Services appropriation by \$1,872,242;

(Item continued on the next page)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.3 Development Fee Program Budgets. (Cont'd.)

Recommendation:

- (a)
 - (6) Decrease the Planning, Building and Code Enforcement Non-Personal/Equipment appropriation by \$171,000;
 - (7) Decrease the Information Technology Personal Services appropriation by \$307,824;
 - (8) Decrease the Information Technology Non-Personal/Equipment appropriation by \$153,800;
 - (9) Decrease the Public Works Personal Services appropriation by \$937,611;
 - (10) Decrease the Fire Personal Services appropriation by \$217,983;
 - (11) Decrease the Fire Development Fee Program Earmarked Reserve by \$80,273;
 - (12) Decrease the Public Works Development Fee Program Earmarked Reserve by \$31,528;
 - (13) Decrease the Planning Development Fee Program Earmarked Reserve by \$81,692;
 - (14) Decrease the Building Development Fee Program Earmarked Reserve by \$37,091; and
 - (15) Decrease the Salary and Benefit Earmarked Reserve by \$6,876.
- (b) Adopt the following 2009-2010 Appropriation Ordinance amendments in the Integrated Waste Management Fund:
 - (1) Increase the Information Technology Personal Services appropriation by \$12,654; and
 - (2) Decrease the Ending Fund Balance by \$12,654.
- (c) Adopt the following 2009-2010 Appropriation Ordinance amendments in the Storm Sewer Operating Fund:
 - (1) Increase the Information Technology Personal Services appropriation by \$12,654; and
 - (2) Decrease the Ending Fund Balance by \$12,654.
- (d) Adopt the following 2009-2010 Appropriation Ordinance amendments in the Water Utility Fund:
 - (1) Increase the Information Technology Personal Services appropriation by \$8,436;
 - (2) Decrease the Ending Fund Balance by \$8,436;
- (e) Adopt the following 2009-2010 Appropriation Ordinance amendments in the Sewer Service and Use Charge Fund:
 - (1) Increase the Information Technology Personal Services appropriation by \$8,436; and
 - (2) Decrease the Ending Fund Balance by \$8,436;
- (f) Eliminate 43.5 positions in Planning, Building and Code Enforcement (29.00), Public Works (11.50), and Information Technology (3.00) Departments included in Attachment A of the Council memorandum.

CEQA: Not a Project. (Planning, Building and Code Enforcement/Public Works/Fire/City Manager's Office)

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.4 [Public Hearing on the Reorganization/Annexation of Franklin No. 54.](#)

Recommendation: Conduct a public hearing and adopt a [resolution](#) ordering the reorganization/annexation of the territory designated as Franklin No. 54, which involves the annexation to the City of San José of approximately 39 gross acres of land generally bounded by Lewis Road to the north, Monterey Road to the west, Singleton Road to the south and Sunburst Drive to the east, and the detachment of the same from the appropriate special districts including Central Fire Protection, County Lighting, County Sanitation District No. 2-3, , and Area No. 01 (Library Services) County Service. CEQA: Resolution No. 65459. Council District 7. (Planning, Building and Code Enforcement)
TO BE HEARD IN THE EVENING

4.5 [Public Hearing on the Reorganization/Annexation of Franklin No. 55.](#)

Recommendation: Conduct a public hearing and adopt a [resolution](#) ordering the reorganization/annexation of the territory designated as Franklin No. 55, which involves the annexation to the City of San José of approximately 73 gross acres of land generally located west of East Capitol Expressway, east of Monterey Road, south of Southside Drive and north of Rancho Drive, and the detachment of the same from the appropriate special districts including Central Fire Protection, County Lighting, County Sanitation District No. 2-3, and Area No. 01 (Library Services) County Service. CEQA: Resolution No. 65459. Council District 7. (Planning, Building and Code Enforcement)
TO BE HEARD IN THE EVENING

4.6 [Public Hearing on the Reorganization/Annexation of Parker No. 27.](#)

Recommendation: Conduct a public hearing and adopt a [resolution](#) ordering the reorganization/annexation of the territory designated as Parker No. 27, which involves the annexation to the City of San José of approximately 78 gross acres of land generally bounded by Samaritan Drive to the north, Union Avenue to the east, Wilma Way to the west and Rosswood Drive to the south, and the detachment of the same from the appropriate special districts including Central Fire Protection, County Lighting, West Valley Sanitation, and Area No. 01 (Library Services) County Service. CEQA: Resolution No. 65459. Council District 9. (Planning, Building and Code Enforcement)
TO BE HEARD IN THE EVENING

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.7 Public Hearing on the Reorganization/Annexation of Sunol No. 82.

Supplemental – Memo from the Director of Finance

Recommendation: Conduct a public hearing and adopt a [resolution](#) ordering the reorganization/annexation of the territory designated as Sunol No. 82, which involves the annexation to the City of San José of approximately 42 gross acres consisting of 282 parcels located in an area generally bounded by the south side of Park Avenue, west side of McEvoy Street, north and south sides of West San Carlos Street, and the east side of Meridian Avenue, and the detachment of the same from Central Fire Protection, County Lighting, Santa Clara Valley Zone C-1 County Water, Sunol Sanitary, and Area No. 01 (Library Services) County Service Districts. CEQA: Resolution No. 65459. Council District 6. (Planning, Building and Code Enforcement)

TO BE HEARD IN THE EVENING

4.8 **Sign Ordinance Update.**

Recommendation: Accept the report and direct staff to prepare an ordinance to revise Title 23 of the San José Municipal Code (the Sign Ordinance) consistent with the proposed draft signage strategy and conduct additional related community outreach. CEQA: Not a Project. (Planning, Building and Code Enforcement)

* **RECOMMEND DEFERRAL TO 12/1/09 PER ADMINISTRATION**

4.9 Report on RFP for Multi-Family Loan Portfolio Management System.

Recommendation:

- (a) Accept report on Request for Proposal for the purchase of a Multi-Family Loan Portfolio Management System and adoption of a resolution authorizing the Director of Finance to:
 - (1) Execute an [agreement](#) with MK Partners, Inc. (Encino, CA) for the implementation of the Multi-Family Loan Portfolio Management System in an amount not to exceed \$246,700 including all professional and technical support services required to implement the system as well as hosting services that will be provided by Salesforce.com Inc. (San Francisco, CA) under a separate subscription agreement.
 - (2) Execute change orders not to exceed a contingency amount of \$40,000 to cover any unanticipated changes in the system design and implementation.
 - (3) Execute ten one-year options to renew the agreements for continued technical support and hosting services subject to annual appropriation of funding.
- (b) Adopt the following Appropriation Ordinance amendments in the Low and Moderate Income Housing Fund (Fund 443) for 2009-2010:
 - (1) Decrease the Ending Fund Balance by \$286,700; and
 - (2) Increase the Housing Department's Non-Personal/Equipment Appropriation in the amount of \$286,700.

CEQA: Not a Project. (Finance/City Manager's Office)
(Deferred from 11/3/09 – Item 2.5 and 11/10/09 – Item 4.4)

* **RECOMMEND DEFERRAL TO 12/1/09 PER ADMINISTRATION**

4. COMMUNITY & ECONOMIC DEVELOPMENT

4.10 [Actions related to the Multi-Family Housing at Belovida at Newbury Park. Supplemental – Memo from the Departments of Finance and Housing](#)

Recommendation: Adopt a [resolution](#):

- (a) Authorizing the issuance of tax-exempt multifamily housing revenue bonds designated as “City of San José Multifamily Housing Revenue Bonds (Belovida at Newbury Park Senior Apartments), Series 2009A” in an aggregate principal amount not to exceed \$26,200,000 (the “Bonds”);
- (b) Approving a loan of Bond proceeds to Belovida at Newbury Park, L.P., a California limited partnership created by CORE Affordable Housing, LLC and EAH, Inc., to finance the construction of the Belovida at Newbury Park Senior Apartments located at 1777 Newbury Park Drive in San José;
- (c) Approving in substantially final form the Bonds, Trust Indenture, Loan Agreement, and Regulatory Agreement and Declaration of Restrictive Covenants;
- (d) Authorizing the City Manager, Director of Finance, Assistant Director of Finance, Treasury Division Manager, Debt Administrator, and Director of Housing, or their designees, to execute and, as appropriate, to negotiate, execute and deliver these Bond documents and other related Bond documents as necessary; and
- (e) Approving a change in the project’s income restrictions, related to units restricted to extremely low-income and very low-income households, to 48 units restricted to households at or below 30% of Area Median Income (“AMI”), 136 units restricted to households at or below 50% of AMI, and one unrestricted manager’s unit.

CEQA: Mitigated Negative Declaration, File No. PDC07-015. Council District 3. (Housing/Finance)

* (Deferred from 10/27/09 – Item 4.2, 11/3/09 – Item 4.3 and 11/10/09 – Item 4.3)

4.11 **Ordinance amending Title 20 of the San José Municipal Code relating to the Recordation of Land Use Permits.**

Recommendation: Consideration of an ordinance amending Sections 20.100.290 and 20.100.300 of Chapter 100 of Title 20 of the San José Municipal Code relating to recordation of Land Use Permits, and Section 20.120.150 of Chapter 120 of Title 20 of the San José Municipal Code relating to alternative means of compliance with General Development Plans. CEQA: Not a Project.

Citywide

* **RENUMBERED FROM ITEM 11.4
RECOMMEND CONTINUANCE TO 12/1/09 IN THE AFTERNOON PER
ADMINISTRATION**

5. NEIGHBORHOOD SERVICES

5.1 **Report of the Neighborhood Services and Education Committee Councilmember Campos, Chair – *No Report.***

5. NEIGHBORHOOD SERVICES

5.2 [Report on RFP for Retail Concessions for Happy Hollow Park and Zoo.](#)

[Supplemental Memo from Director of Parks, Recreation and Neighborhood Services](#)

Recommendation: Accept report on Request for Proposal for the outsourcing of Happy Hollow Park and Zoo Retail Concessions and adopt a resolution authorizing the City Manager to:

- (a) Negotiate and execute a Retail Concession Agreement with Urban Park Concessionaires to provide retail services at Happy Hollow Park and Zoo inside the newly constructed “Explore & More Store,” effective from the date of execution by the City Manager through five (5) years, with fifteen percent (15%) of gross sales from the Retail Store to be paid to the City, with a Minimum Annual Guarantee of \$6,300 per month.
- (b) Execute two additional one-year options to extend the agreement after the initial term of the Retail Concession Agreement.

CEQA: Mitigated Negative Declaration, File No. PP05-142, dated April, 2007. (Parks, Recreation and Neighborhood Services)

(Deferred from 11/3/09 – Item 5.2 and 11/10/09 – Item 5.2)

6. TRANSPORTATION & AVIATION SERVICES

6.1 **Report of the Transportation and Environment Committee – [November 2, 2009](#)** **Councilmember Liccardo, Chair**

- (a) Call to Order and Roll Call
 - (1) Review November 3, 2009 Final Agenda
- (b) Review of Workplan
 - (1) Plant Master Plan Progress Report. (Environmental Services)
 - (2) Construction and Demolition Diversion Deposit Redesign. (Environmental Services)
- (c) Consent Calendar
- (d) Reports to Committee
 - (1) Review of Relevant 2010 Legislative Guiding Principles. (City Manager’s Office – Intergovernmental Relations)
 - (2) City Bicycle Master Plan. (Transportation)
SEE ITEM 6.2 FOR COUNCIL ACTION TO BE TAKEN
 - (3) LED Street Light Conversion Progress Report. (Transportation)
 - (4) Verbal Report on Energy Efficiency and Renewable Energy Activities. (Environmental Service)
 - (5) Environmentally Preferable Procurement Policy Revision and Report for Fiscal Year 2008-2009. (Finance)
SEE ITEM 7.2 FOR COUNCIL ACTION TO BE TAKEN
 - (6) Taxicab Driver Permit Limitations. (Transportation)
- (e) Open Forum
- (f) Adjournment

6. TRANSPORTATION & AVIATION SERVICES

6.2 City Bicycle Master Plan.

Supplemental – Memo from the Acting Director of Department of Transportation Attachment – San Jose Bike Plan 2020

Recommendation: As referred by the Transportation and Environment Committee on November 2, 2009, adopt the “San José Bike Plan 2020” and schedule a follow up report for the Transportation and Environment Committee in Spring 2009 to review bike plan implementation priorities. CEQA: Resolution No. 65459, File No. PP09-189. (Transportation)
[Transportation and Environment Committee referral 11/2/09 – Item 6.1(d)(2)]

7. ENVIRONMENTAL & UTILITY SERVICES

7.1 Agreement with City of Santa Clara for the South Bay Water Recycling Program. Supplemental – Letter from the Water Pollution Control Plant

* **Recommendation:**

- (a) Adopt a resolution authorizing the City Manager to negotiate and execute the Sixth Amendment to the construction service agreement with City of Santa Clara for the South Bay Water Recycling Program, revising the approved project list, increasing the maximum amount payable by \$3,000,000 to a total maximum amount not to exceed \$30,600,000 and extending the term of the agreement by eighteen months to December 31, 2011.
- (b) Adopt the following Appropriation Ordinance amendments in the San José-Santa Clara Treatment Plant Capital Fund:
 - (1) Increase the appropriation to the Environmental Services Department for the Revised South Bay Action Plan – SBWR Extension by \$3,410,000; and
 - (2) Decrease the Ending Fund Balance by \$3,410,000.

CEQA: Resolution No. 64667 (PP#91-04-090) and Addenda thereto scheduled for action by City of Santa Clara prior to action by San José City Council under the following reference numbers: Santa Clara Central Park: PLN 2009-07751, CEQ 2009-01085; Santa Clara Industrial 1: PLN 2009-07749, CEQ 2009-01083; Santa Clara Industrial 2: PLN 2009-07616, CEQ 2009-01080. (Environmental Services)

7.2 Environmentally Preferable Procurement Policy Revision.

Recommendation: As referred by the Transportation and Environment Committee on November 2, 2009, consider adoption of a resolution to:

- (a) Rescind Council Policy 4-4 on Source Reduction and Recycling Procurement; and
- (b) Amend Council Policy 4-6 on Environmentally Preferable Procurement to incorporate Council Policy 4-4, and to encourage extended producer responsibility.

(Finance)

[Transportation and Environment Committee referral 11/2/09 – Item 6.1(d)(5)]

8. PUBLIC SAFETY SERVICES

9. JOINT COUNCIL/REDEVELOPMENT AGENCY

- **Open Forum**

Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council or Redevelopment Agency Board.

- Council will recess until 7:00 p.m.

10. GENERAL PLAN PUBLIC HEARINGS

No General Plan Public Hearing at this time.

11. PUBLIC HEARINGS ON CONSENT CALENDAR

(To be heard by the City Council at 7:00 p.m.)

Notice to the public: There will be no separate discussion of Public Hearings Consent Calendar (Item 11.1) as they are considered to be routine by the City Council and will be adopted by one motion. If a member of the City Council, staff, or public requests discussion on a particular item, that item will be removed from the Public Hearings Consent Calendar (Item 11.1) and considered separately.

11.1 Public Hearings on Consent Calendar.

Recommendation:

- * (a) [Consideration of a Director-Initiated Planned Development rezoning to establish](#) development standards to facilitate site and architectural upgrades for 58 existing residential apartment buildings (236 individual apartment units) on a 11.75 gross acre site located in the area generally bounded by both side of Underwood Drive, Temple Drive, Barker Drive, and Keltner Avenue north of Williams Road. SNI: Blackford. CEQA: Exempt. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (5-0-2). [PDC09-017](#) – District 1 [Ordinance](#)

- * (b) [Consideration of an ordinance rezoning the real property located at the northeast](#) corner between Willow Street and Delmas Avenue (661 Willow Street) from the CP Commercial Pedestrian Zoning District to the CN Commercial Neighborhood Zoning District on a 0.22 gross acre site (Bernardo De La O, Owner). SNI: Greater Gardner. CEQA: Resolution No. 65459. Director of Planning, Building and Code Enforcement recommends approval. No Planning Commission action required. [C08-044](#) – District 6 [Ordinance](#)

END OF PUBLIC HEARINGS ON CONSENT CALENDAR

11. PUBLIC HEARINGS

11.2 [Rezoning real property located at/on the west side of North 10th Street.](#)

[Attachment – Staff Report](#)

[Attachment – PDC 10th and Mission](#)

- * **Recommendation:** Consideration of an [ordinance](#) rezoning the real property located at/on the west side of North 10th Street, between Vestal Street and East Mission Street (825 N 10th Street) from LI Light Industrial Zoning District to A(PD) Planned Development Zoning District to allow up to 166 single-family attached residences on a 3.28 gross acre site (825 N. Tenth Street, LLC Don Kvingedal, Owner; Hudson Industrial Equities, Inc, Developer). CEQA: Mitigated Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (5-0-2).
[PDC06-069](#) – District 3

11.3 [Rezoning real property located on the north side of Ford Road.](#)

[Attachment – Staff Report](#)

[Attachment – Planned Development Zoning Map for Ford/Monterey](#)

- * **Recommendation:** Consideration of an [ordinance](#) rezoning the real property located on the north side of Ford Road, approximately 550 feet easterly of Monterey Road from R-1-1 Residence Zoning District to A(PD) Planned Development Zoning District to allow up to 95 affordable multi-family attached residences on a 3.06 gross acre site (Owner, State of California; Developer, Eden Housing). CEQA: Mitigated Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (5-0-2).
[PDC09-022](#) – District 2

11.4 **Ordinance amending Title 20 of the San José Municipal Code relating to the Recordation of Land Use Permits.**

Recommendation: Consideration of an ordinance amending Sections 20.100.290 and 20.100.300 of Chapter 100 of Title 20 of the San José Municipal Code relating to recordation of Land Use Permits, and Section 20.120.150 of Chapter 120 of Title 20 of the San José Municipal Code relating to alternative means of compliance with General Development Plans. CEQA: Not a Project.

Citywide

- * **RENUMBERED TO ITEM 4.11**
RECOMMEND CONTINUANCE TO 12/1/09 IN THE AFTERNOON PER ADMINISTRATION

- Notice of City Engineer’s Pending Decision on Final Maps
- Notice of City Engineer’s Award of Construction Projects

- **Open Forum**
Members of the Public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the City Council or Redevelopment Agency Board.
- **Adjournment**

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

1:30 P.M.

TUESDAY, NOVEMBER 17, 2009

CHAMBERS

- 1. Call to Order**
- 2. Actions Related to the Brookwood Family Apartments.**

Recommendation:

- (a) Adopt a resolution of the City Council:
 - (1) Authorizing the issuance of tax-exempt multifamily housing revenue bonds designated as "City of San José Multifamily Housing Revenue Bonds (Brookwood Terrace Family Apartments), Series 2009B" in the principal amount not to exceed \$13,600,000 (the "Bonds");
 - (2) Approving a loan of Bond proceeds to Brookwood Terrace Family Apartments, L.P., a California limited partnership, for financing a portion of the costs of constructing the Brookwood Terrace Family Apartments (the "Project") located at 1338-1350 E. San Antonio Street in San José;
 - (3) Approving in substantially final form the Bonds, Trust Indenture, Financing Agreement, Regulatory Agreement, Declaration of Restrictive Covenants, the Intercreditor Agreement, Bond Purchase Agreement and Official Statement;
 - (4) Authorizing the City Manager, Assistant Finance Director, Director of Housing or their designees to execute and, as appropriate, to negotiate, execute and deliver these bond documents and other related bond documents as necessary.
 - (5) Authorizing the Director of Housing, to negotiate and execute an agreement with The City of San José Financing Authority related to the Ground Lease revenues of the Project and ultimate disposition of the Project Improvements and the Site.

(Item continued on the next page)

**JOINT CITY OF SAN JOSÉ
CITY COUNCIL/FINANCING AUTHORITY
AGENDA (CONT'D.)**

1:30 P.M.

TUESDAY, NOVEMBER 17, 2009

CHAMBERS

2. Actions Related to the Brookwood Family Apartments. (Cont'd.)

Recommendation:

- (b) Adopt a resolution of the City of San José Financing Authority Board:
- (1) Authorizing the Executive Director of The City of San José Financing Authority, or designee, to acquire the Project site (the "Site") from the Borrower and negotiate and execute a Ground Lease of the Site back to the Borrower for a term of up to 75 years with an annual rent of \$1.00 for the first 55 years, to be increased at the time of repayment of the City's construction/permanent loan.
 - (2) Authorizing the Executive Director of The City of San José Financing Authority to negotiate and execute an agreement with the City of San José related to the Ground Lease revenues from the Project and the ultimate disposition of the Project Improvements and the Site.

CEQA: Mitigated Negative Declaration, File No. PDC08-038. Council District 3. SNI: Five Wounds/Brookwood Terrace. (Finance/Housing)

* (Deferred from 11/10/09 – SJFA Item #2)

3. Actions Related to the Orvieto Family Apartments.

Recommendation:

- (a) Adopt a resolution of the City Council:
- (1) Authorizing the issuance of tax-exempt multifamily housing revenue bonds designated as "City of San José Multifamily Housing Revenue Bonds (Orvieto Family Apartments), Series 2009C" in the principal amount not to exceed \$14,200,000 (the "Bonds");
 - (2) Approving a loan of Bond proceeds to Orvieto Family Apartments, L.P., a California limited partnership, for financing a portion of the costs of constructing the Orvieto Family Apartments (the "Project") located at 80 Montecito Vista Drive in San José;

(Item continued on the next page)

**JOINT CITY OF SAN JOSÉ
CITY COUNCIL/FINANCING AUTHORITY
AGENDA (CONT'D.)**

1:30 P.M.

TUESDAY, NOVEMBER 17, 2009

CHAMBERS

3. Actions Related to the Orvioto Family Apartments. (Cont'd.)

Recommendation:

- (a) Adopt a resolution of the City Council: (Cont'd.)
 - (3) Approving in substantially final form the Bonds, Trust Indenture, Financing Agreement, Regulatory Agreement, Declaration of Restrictive Covenants, the Intercreditor Agreement, Bond Purchase Agreement, and Official Statement; and
 - (4) Authorizing the City Manager, Assistant Finance Director, Director of Housing or their designees to execute and, as appropriate, to negotiate, execute and deliver these bond documents and other related bond documents as necessary.
 - (5) Authorizing the Director of Housing, to negotiate and execute an agreement with The City of San José Financing Authority related to the Ground Lease revenues of the Project and ultimate disposition of the Project Improvements and the Site.
- (b) Adopt a resolution of the City of San José Financing Authority Board:
 - (1) Authorizing the Executive Director of The City of San José Financing Authority, or designee, to acquire the Project site (the "Site") from the Borrower and negotiate and execute a Ground Lease of the Site back to the Borrower for a term of up to 75 years with an annual rent of \$1.00 for the first 55 years, to be increased at the time of repayment of the City's construction/permanent loan.
 - (2) Authorizing the Executive Director of The City of San José Financing Authority to negotiate and execute an agreement with the City of San José related to the Ground Lease revenues from the Project and the ultimate disposition of the Project Improvements and the Site.

CEQA: Exempt. Council District 7. (Finance/Housing)

* (Deferred from 11/10/09 – SJFA Item #3)

4. Adjourn the San José Financing Authority.

CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, Redevelopment Agency Board, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D.)**

3. Addressing the Council, Redevelopment Agency Board, Committee, Board or Commission:
- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - b) Meeting attendees are usually given two (2) minutes to speak on any agenda item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
 - c) Speakers should discuss topics related to City business on the agenda.
 - d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
 - f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.

REDEVELOPMENT AGENCY AGENDA

NOVEMBER 17, 2009

- **See item 9 on the City Council's Agenda, which will be heard and action taken only during the Council meeting that begins at 1:30 p.m. today, for any Redevelopment-related actions on that agenda.**
- **There will be no Agency meeting separate from the Closed Session or joint session with the City Council on November 17, 2009.**

PETE CONSTANT
ASH KALRA
SAM LICCARDO
KANSEN CHU
NORA CAMPOS

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

CHUCK REED – CHAIR

PIERLUIGI OLIVERIO
MADISON P. NGUYEN
ROSE HERRERA
JUDY CHIRCO
NANCY PYLE

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10