

CITY COUNCIL AGENDA

JUNE 3, 2003

SYNOPSIS

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

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

RON GONZALES MAYOR

KEN YEAGER
TERRY O. GREGORY
DAVID D. CORTESE
JUDY CHIRCO
PAT DANDO, VICE MAYOR

DISTRICT 6
DISTRICT 7
DISTRICT 8
DISTRICT 9
DISTRICT 10

Welcome to the San José City Council meeting!

This Agenda contains both a Consent Calendar section for routine business items that require Council approval, and general business items arranged to correspond with San José's City Service Areas (CSAs). City Service Areas represent the policy-making level for strategic planning, policy setting, and investment decisions in the critical functions the City provides to the community. They are:

- ***Strategic Support Services*** — The internal functions that enable the CSAs to provide direct services to the community in an effective and efficient manner.
- ***Economic and Neighborhood Development*** — Manage the growth and change of the community in order to create and preserve healthy neighborhoods and ensure a diverse range of employment and housing opportunities.
- ***Recreation and Cultural Services*** — Serve, foster, and strengthen community by providing access to lifelong learning and opportunities to enjoy life.
- ***Transportation Services*** — A safe and efficient transportation system that contributes to the livability and economic health of the City.
- ***Environment and Utility Services*** — Manage environmental services and utility systems to ensure a sustainable environment for the community.
- ***Aviation Services*** — Provide for the air transportation needs of the community and the region at levels that are acceptable to the community.
- ***Public Safety Services*** — Commitment to excellence in public safety by investing in neighborhood partnerships as well as prevention, enforcement, and emergency preparedness services.

Items listed in Section 10 require approval of both the City Council and the San José Redevelopment Agency Board.

You may speak to the City Council about any item that is on the agenda, and you may also speak on items that are not on the agenda during Open Forum. If you wish to speak to the City Council, please refer to the following guidelines:

1. **Fill out a Yellow Speaker's Card and submit it to the City Clerk seated at the front table. Do this before the meeting or before the item is heard.** This will ensure that your name is called for the item/s that you wish to address, and it will help ensure the meeting runs smoothly for all participants.
2. When the Council reaches your item on the agenda, Mayor Ron Gonzales will open the public hearing and call your name. Please address the Council from the podium, which is located to the left of the City Clerk's table.
3. Each speaker generally has two minutes to speak per item. The amount of time allotted to speakers may vary at the Mayor's discretion, depending on the number of speakers or the length of the agenda.
4. To assist you in tracking your speaking time, there are three lights located to the far right of the podium. The green light turns on when you begin speaking; the yellow light turns on when you have 30 seconds left; and the red light turns on when your speaking time is up.

Please be advised that, by law, the City Council is unable to discuss or take action on issues presented during Open Forum. According to State Law (the Brown Act) items must first be noticed on the agenda before any discussion or action.

The San José City Council meets every Tuesday at 1:30 p.m. and every first and third Tuesday at 7 p.m., unless otherwise noted. If you have any questions, please direct them to the City Clerk's staff seated at the tables just below the dais. Thank you for taking the time to attend today's meeting. We look forward to seeing you at future meetings.

Agendas and Staff Reports for City Council items may be viewed on the Internet at www.ci.san-jose.ca.us/cty_clk/agenda.htm

To arrange an accommodation under the Americans with Disabilities Act to participate in this public meeting, please call 1 (408) 277-4424 or 1 (408) 998-5299 (TTY) at least two business days before the meeting.

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

- **Call to Order and Roll Call**
9:30 a.m. - Closed Session, Room 600, City Hall
Absent Council Members – None.

1:30 p.m. - Regular Session, Council Chambers, City Hall
Absent Council Members – None.

7:00 p.m. - Public Hearings, Council Chambers, City Hall
Absent Council Members – None.

- **Invocation (District 6)**
The Women’s Rainbow Choir sang Stone Circles.

- **Pledge of Allegiance**
Mayor Gonzales led the Pledge of Allegiance.

- **Orders of the Day**
The Orders of the Day were approved.

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

THE SAN JOSÉ PARKING AUTHORITY WILL MEET FOLLOWING THE AFTERNOON CITY COUNCIL SESSION.

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

1 CEREMONIAL ITEMS

- 1.1 Presentation of a proclamation declaring the week of June 7-14, 2003, as National NeighborWorks® Week. (Housing)

Mayor Gonzales, joined at the podium by Housing Director Leslye Corsiglia presented a proclamation declaring the week of June 7-14, 2003, as National NeighborWorks Week, and accepting the proclamation was Ed Mancrief with Neighborhood Housing Services Silicon Valley, a non-profit organization, whose mission is as a City partner to improve the living environment of low income families in the City of San José and an active player in the City's SNI effort providing programs and services that promote and support responsible home ownership as a means of revitalizing neighborhoods and creating a sense of community pride.

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.

Recommendation: Approval of City Council Minutes for:

- (a) Regular meeting of October 1, 2002

Approved.

2.2 Final adoption of ordinances.

Recommendation: Final adoption of ordinances:

- (a) ORD. NO. 26896 – Amends Chapter 20.10 of Title 20 of the San José Municipal Code by adding a new Section 20.10.100 authorizing the establishment of cost recovery fees for planning services and processes.

RENUMBERED TO 4.5(b)

- (b) ORD. NO. 26897 – Adopts salaries for the Mayor and Council Members recommended by the Council Salary Setting Commission pursuant to City Charter Section 407 and defers implementation of the salary increase.

Ordinance No. 26897 adopted.

Council deferred implementation of the car allowance increase recommended by the Salary Setting Commission to May 2004.

2.2 Final adoption of ordinances. (Cont'd)

- (c) ORD. NO. 26899 – Rezones certain real property situated on the north side of Quimby Road, approximately 300 feet easterly of Mission Greens Drive. PDC 03-010

Ordinance No. 26899 adopted.

- (d) ORD. NO. 26900 – Rezones certain real property situated on the south side of Story Lane at the terminus of Schramm Way. PDC 02-020

Ordinance No. 26900 adopted.

2.3 Approval of open purchase orders for the purchase of supplies, materials, equipment, and services.

Recommendation: Approval of award of open purchase orders for supplies, materials, equipment, and services for FY 2002-2003 #33, and authorization for the Director of General Services to execute the purchase orders. CEQA: Exempt, PP03-04-139. (General Services)

Approved.

2.4 Approval to award a sole source purchase of portable radios for the Police Department.

Recommendation: Approval of a sole source purchase of 230 Motorola XTS3000 portable radios from Motorola C & E, Inc., (San Mateo, CA), for a total cost not to exceed \$436,218.00, including tax and delivery, and authorization for the Director of General Services to execute the purchase order. CEQA: Not a Project. (General Services)

Approved.

2.5 Approval of fiscal actions related to the Guadalupe River Trail Bridge at Almaden Lake Project.

Recommendation: Adoption of the following appropriation ordinance amendments in the City-Wide Construction and Conveyance Tax Fund:

- (a) Establish the Guadalupe River Trail Bridge at Almaden Lake Project for \$25,000.
(b) Decrease the Ending Fund Balance by \$25,000.

CEQA: Mitigated Negative Declaration, PP03-04-110. Council Districts 9 and 10. (Parks, Recreation and Neighborhood Services/City Manager's Office)

Ordinance No. 26908 adopted.

2.6 Approval of various actions related to the reorganization of Amos No. 33.

Recommendation: Adoption of a resolution initiating proceedings and setting June 17, 2003 at 1:30 p.m. for Council consideration on the reorganization of territory designated as Amos No. 33, which involves the annexation to the City of San José of approximately 2.5 acres, located on the north side of Quimby Road, approximately 300 feet easterly of Mission Greens Drive, and the detachment of the same from Central Fire Protection, Santa Clara Valley County Water, and Santa Clara County Library Services. CEQA: Mitigated Negative Declaration, PDC03-010. Council District 8. (Planning, Building and Code Enforcement)

Resolution No. 71585 adopted.

2.7 Approval to extend the agreement term for Plan Check Consultants.

Recommendation: Adoption of a resolution authorizing the City Manager to execute amendments to the following Plan Check Consultant Contracts, to extend the term of the agreements from July 1, 2003 to June 30, 2004, and to amend the maximum compensation of all agreements such that the cumulative total will not exceed \$390,000:

- (a) The Phillips Group;
- (b) Kutzmann & Associates;
- (c) Linhart, Petersen, Powers Associates;
- (d) R.K. Associates; and
- (e) Esgil Corporation.

CEQA: Not a Project. (Planning, Building and Code Enforcement)

Resolution No. 71586 adopted.

2.8 Approval of a Contract Change Order for the Hellyer-Piercy Project Improvement District (99-218SJ).

Recommendation: Approval of Contract Change Order No. 19 with Graniterock Company dba Pavex Construction Division for the Improvement District 99-218SJ (Hellyer-Piercy) Contract #1 Project, in the amount of \$117,600, for a total contract amount of \$16,649,037.44, and providing for an additional 14 working day time extension. Council District 2. (Public Works)

Deferred to 6/10/03.

2.9 Approval to award a contract for the Traffic Signal Installation at Fourth Street and Mission Street Project.

Recommendation:

- (a) Report on bids and award of contract for the Traffic Signal Installation at Fourth Street and Mission Street Project to the low bidder, Brown & Fesler, Inc., in the amount of \$231,580, and approval of a contingency in the amount of \$23,100.

Approved.

(Item continued on next page.)

2.9 (Cont'd)

(b) Adoption of the following appropriation ordinance amendments in the Building and Structure Construction Tax Fund:

(1) Increase the appropriation to the Department of Transportation for the Traffic Signals Project by \$231,580.

(2) Decrease the Ending Fund Balance by \$231,580.

CEQA: Exempt, PP01-11-193. Council District 3. (Public Works)

Ordinance No. 26909 adopted.

Council directed Staff to review appropriate tools for addressing traffic calming issues at that location.

2.10 Approval of an agreement for geotechnical services for various library projects.

Recommendation: Approval of a second amendment to the agreement with Parikh Consultants, Inc. for geotechnical services for various library projects, increasing the compensation by \$100,000, for a total agreement amount not to exceed \$200,000.

CEQA: Not a Project. (Public Works)

Approved.

2.11 Approval to award a contract for the Biebrach Park Play Area Renovation and Restroom Replacement Rebid Project.

Recommendation: Report on bids and award of contract for the Biebrach Park Play Area Renovation and Restroom Replacement Rebid Project to the low bidder, JFC Construction, Inc., in the amount of \$403,743, and approval of a contingency in the amount of \$40,000. CEQA: Exempt, PP02-09-259. Council District 3. SNI: Gardner. (Public Works)

Approved.

2.12 Acceptance of the Office of the City Auditor's *Report on Sales and Business Tax Audit Results for the Quarter Ended March 31, 2003.*

Recommendation: Acceptance of the Office of the City Auditor's *Report on Sales and Business Tax Audit Results for the Quarter Ended March 31, 2003.* (City Auditor) (Rules Committee referral 5/28/03)

Approved.

2.13 Acceptance of the Office of the City Auditor's monthly *Report of Activities and Findings through May 15, 2003.*

Recommendation: Acceptance of the Office of the City Auditor's monthly *Report of Activities and Findings through May 15, 2003.* (City Auditor) (Rules Committee referral 5/28/03)

Approved.

3 STRATEGIC SUPPORT SERVICES

3.1 Report of the Study Session

Mayor Gonzales, Chair

None.

3.2 Report of the Rules In Lieu Committee

Vice Mayor Dando, Chair

Meeting of May 21, 2003

- (a) Redevelopment Agency items reported out at Redevelopment Agency meeting
- (b) City Council
 - (1) Review June 3, 2003 Draft Agenda
The Committee recommended approval of the June 3, 2003 City Council agenda.
 - (2) Add New Items to May 27, 2003 Amended Agenda
The Committee recommended five additions to the May 27, 2003 City Council agenda.
 - (3) List of Reports Outstanding
The Committee noted and filed the City Manger's report listing one Staff report outstanding for the May 20, 2003 Council agenda.
- (c) Legislative Update
 - (1) State
There was no report.
 - (2) Federal
There was no report.
- (d) Meeting Schedules
There were none.
- (e) The Public Record
There was no Public Record.
- (f) Boards, Commissions and Committees
There were none.
- (g) Council Referrals for Assignment to Administration or Council Appointee
There were none.
- (h) Administrative Reviews and Approval
There were none.
- (i) Oral communications
None were present.

**3.2 Report of the Rules In Lieu Committee – May 21, 2003 (Cont’d)
Vice Mayor Dando, Chair**

- (j) Adjournment
The meeting adjourned at 11:10 A.M.

The In Lieu Rules Committee report and actions of May 21, 2003 were accepted.

Meeting of May 28, 2003 (Partial)

- (c) Legislative Update
(1) State
(a) SB 916 (Perata), Toll Bridge Revenues
The Committee recommended that Council oppose Senate Bill 916 (Perata) unless amended to remove the requirement calling for another study of the Altamont Pass as a high-speed rail route.

The Partial Rules Committee report and actions of May 28, 2003 were accepted.

**3.3 Report of the Making Government Work Better Committee
Council Member Campos, Chair
None.**

3.4 Approval of San José Schools and the City of San José Joint Legislative Statement (Resolution).

Recommendation: Adoption of San José Schools and the City of San José Joint Legislative Statement (Resolution). (Chirco/Gregory)
(Rules Committee referral 5/28/03)
Resolution No. 71587 adopted.

4 ECONOMIC & NEIGHBORHOOD DEVELOPMENT

**4.1 Report of the Building Strong Neighborhoods Committee – May 19, 2003
Council Member Chavez, Chair**

- (a) Community Preservation Ordinance Review
The Committee accepted the Community Preservation Ordinance Review Report, with direction to Staff to provide an update on “Community Preservation Ordinance” at the upcoming meeting. This presentation is to include:
- **Tri-County Apartment Association participation**
 - **Top 100**
 - **Education time frame**
 - **Volunteer Program Update**
 - **Mobile home Update**
 - **Council District Information on 70 multi-housing properties**

**4.1 Report of the Building Strong Neighborhoods Committee – May 19, 2003 (Cont'd)
Council Member Chavez, Chair**

- (b) Review of Anti-Graffiti & Pick Up San José Efforts
The Committee accepted the Anti-Graffiti & Pick Up San Jose report.
- (c) Input on PRNS Reorganization
PRNS Staff will return with updated information to the Committee.
- (d) Oral petitions
None.
- (e) Adjournment
The meeting adjourned at 3:12 p.m.

The Building Strong Neighborhoods Committee report and actions of May 19, 2003 were accepted.

**4.2 Report of the Driving a Strong Economy Committee
Council Member Williams, Chair**

None.

4.3 Public Hearing on the designation of 128 Pierce Avenue as a landmark.

Recommendation: PUBLIC HEARING on the designation of 128 Pierce Avenue as a landmark of special historic, architectural, cultural, aesthetic, or engineering interest or value of a historic nature. CEQA: Exempt, PP03-03-074. SNI: Market/Almaden.

(Planning, Building, and Code Enforcement)

HL 03-147 – District 3

(Continued from 5/6/03 – Item 4.5)

Continued to 6/10/03.

4.4 Approval of the Gateway East Strong Neighborhoods Initiative, Neighborhood Improvement Plan.

Recommendation: Approval of the Gateway East Strong Neighborhoods Initiative, Neighborhood Improvement Plan. CEQA: Resolution No. 65459, PP03-05-168.

Council District 5. SNI: Gateway East. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (7-0-0). (Planning, Building and Code Enforcement)

TO BE HEARD IN THE EVENING

Approved.

Staff directed to provide a map identifying storm and sanitary sewer lines needing repair.

4.5 Public Hearing and adoption of an ordinance authorizing cost recovery fees for planning services and processes.

Recommendation:

(a) PUBLIC HEARING on an ordinance amending Chapter 20.10 of Title 20 of the San José Municipal Code by adding a new Section 20.10.100 authorizing the establishment of cost recovery fees for planning services and processes. CEQA: Not a Project. (Planning, Building, and Code Enforcement)

The Public Hearing was held.

(b) Final adoption of ORD. NO. 26896 – Amends Chapter 20.10 of Title 20 of the San José Municipal Code by adding a new Section 20.10.100 authorizing the establishment of cost recovery fees for planning services and processes. CEQA: Not a Project.

RENUMBERED FROM 2.2(a)

Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (7-0-0).

Ordinance No. 26896 adopted.

5 RECREATION & CULTURAL SERVICES

**5.1 Report of the All Children Achieve Committee
Council Member Yeager, Chair**

None.

6 TRANSPORTATION SERVICES

**6.1 Report of the Building Better Transportation Committee
Council Member Cortese, Chair**

None.

6.2 Approval of various actions related to the Oakland Road Widening Project.

Recommendation: Adoption of a resolution authorizing the City Manager to negotiate and execute the following agreements to support implementation of the Oakland Road Widening Project:

(a) An agreement with Union Pacific Railroad for the upgrade of the at-grade railroad crossing on Oakland Road at Wayne Avenue in the amount of \$416,983.

(b) An agreement with Union Pacific Railroad for the upgrade of the at-grade railroad crossing on Oakland Road at Faulstich Court in the amount of \$244,142.

CEQA: Exempt, PP02-12-386. Council District 4. (Transportation)

Resolution No. 71588 adopted.

7 ENVIRONMENTAL & UTILITY SERVICES

8 AVIATION SERVICES

9 PUBLIC SAFETY SERVICES

10 JOINT COUNCIL/REDEVELOPMENT AGENCY

- Closed Session Report

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

<u>Tract</u>	<u>Location</u>	<u>Council District</u>	<u>Developer</u>	<u>Lots/ Units</u>	<u>Type</u>	<u>Proposed Decision</u>
9434	West side of Avalani Ave at westerly terminus of Luby Dr.	5	Lam Investments, LLC.	5	SFD	Approve
9470	NE/C of 8 th St. and Mission St.	3	Regis Homes of Northern California	66 units	Multi-Family	Approve

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

None.

Open Forum

11 PUBLIC HEARINGS

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

11.1 Public Hearing on the annexation of Franklin No. 49.

Recommendation: PUBLIC HEARING and adoption of a resolution authorizing the reorganization of territory designated as Franklin No. 49, which involves the annexation to the City of San José of 3.8 gross acres of land, located at the southeast corner of Monterey Road and Fehren Drive, and the detachment of the same from the appropriate special districts including Santa Clara County Lighting Service Area, Central Fire Protection District, and County Service Area-1 (County Library Service Area). CEQA: Exempt, Franklin No. 49. Council District 7. (Planning, Building and Code Enforcement)

(Continued from 5/6/03 – Item 11.1 and 5/20/03 – Item 11.1)

Resolution No. 71589 adopted.

11.2 Public Hearing on appeal of the Planning Commission’s decision to approve a Conditional Use Permit.

Recommendation: PUBLIC HEARING ON APPEAL of the Planning Commission’s decision to approve a Conditional Use Permit for a project located on the northeast corner of West San Carlos Street and Meridian Avenue on a 1.08 gross acre site in the CG General Commercial Zoning District, to allow twenty-four hour operation of a retail store and drive-through pharmacy and associated modifications to the site (Walgreens). (Alfred and Madelyn Benzo, Owner/Developer). CEQA: Exempt. Director of Planning, Building and Code Enforcement recommends to uphold the appeal of the Planning Commission’s decision to approve, with conditions requiring a masonry wall.

CPA 95-037-01 - District 6

(Continued from 5/6/03 – Item 11.5 and 5/20/03 – Item 11.2)

Resolution No. 71590 adopted.

11.3 Public Hearing and approval of an ordinance modifying Downtown Zoning Regulations.

Recommendation: PUBLIC HEARING on approval of an ordinance amending Chapter 20.70 of Title 20 of the San José Municipal Code by modifying the provisions of the Downtown Zoning Regulations. CEQA: Resolution No. 65459, PP03-05-169.

(Planning, Building, and Code Enforcement)

Continued to 8/19/03.

11 PUBLIC HEARINGS

11.4 Public Hearing on planned development rezoning of the property located at 890 South Winchester Boulevard.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the southeast corner of South Winchester Boulevard and Neal Avenue (890 S. Winchester Blvd.), from CN Neighborhood Commercial District to A(PD) Planned Development Zoning District, to allow single-family attached residential uses (21 townhomes) on a 1.1 gross acre site. (Delta I LLC, Owner/Developer). CEQA: Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (6-0-1).

PDC 02-071- District 6

(Continued from 1/21/03 – Item 11.2 et al., and 5/20/03 – Item 11.3)

Continued to 8/5/03.

11.5 Public Hearing on planned development rezoning of the property located at 412 South Cypress Avenue.

Recommendation: PUBLIC HEARING ON PLANNED DEVELOPMENT REZONING of the property located at the east side of South Cypress Avenue, approximately 100 feet northerly of Judro Way (412 South Cypress Avenue), from A(PD) Planned Development Zoning District to A(PD) Planned Development Zoning District, to allow up to six (6) single-family attached and detached residences on a 0.4 acre site. (E & H Family Limited Partnership, Owner/Developer). CEQA: Negative Declaration. Director of Planning, Building and Code Enforcement and Planning Commission recommend approval (7-0-0).

PDC 03-019 - District 1

Ordinance No. 26910 passed for publication.

11.6 Public Hearing on conforming planned development rezoning of the property located at McKean Road and Bailey Avenue.

Recommendation: PUBLIC HEARING ON CONFORMING PLANNED DEVELOPMENT REZONING of the property located at the east side of McKean Road, approximately 5,500 feet south of Bailey Avenue, from R-1-1 Residence District to A(PD) Planned Development Zoning District, to allow up to 2 single-family detached residences on a 88.98 gross acre site. (North First Street Properties, Owner). CEQA: Mitigated Negative Declaration.

PDC 02-107 - District 10

Continued to 6/17/03.

11 PUBLIC HEARINGS

11.7 Public Hearing on conforming rezoning of the property located at 131 E. Taylor Street.

Recommendation: PUBLIC HEARING ON CONFORMING REZONING of the property located at the north side of East Taylor Street, approximately 120 feet northeasterly of 3rd Street (131 E. Taylor St.), from R-M Multiple Residence District and CN Commercial Neighborhood District to CO Commercial Office District, to allow commercial use on a 0.26 gross acre site. (Hiura Dorothy M Trustee), Owner). CEQA: Use of San José 2020 General Plan EIR Resolution No. 65459. Director of Planning, Building and Code Enforcement recommends approval. No Planning Commission action required.

C 03-014 - District 3

Ordinance No. 26911 passed for publication.

- **Open Forum**
Danny Garza commended the helpfulness of the Planning Department.
- **Adjournment**

Adjourn to Monday, June 9, 2003, 7:00 p.m. Council Chambers, for a Public Hearing on the Final Proposed Budget Modifications.

The meeting is adjourned in memory of Mr. Bernard F. Quement who with his wife helped start the ALS Research Foundation in San Francisco, which has been in existence for the past 30 years.

The Council of the City of San José adjourned at 7:29 p.m.

**CITY OF SAN JOSÉ PARKING AUTHORITY
AGENDA**

1:30 P.M.

TUESDAY, JUNE 3, 2003

CHAMBERS

1 CALL TO ORDER AND ROLL CALL

1:30 p.m. - Regular Session, Council Chambers, City Hall
Absent Council Members – None.

2 APPROVAL OF MINUTES

- a. Minutes of June 4, 2002
Approved.

3 OLD BUSINESS

4 NEW BUSINESS

5 ADJOURNMENT
