

# CITY COUNCIL AGENDA

**OCTOBER 27, 2009**

## **SYNOPSIS**

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](http://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, 2<sup>nd</sup> 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](mailto: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  
**Absent Council Members: Chirco. (Excused)**  
  
**1:30 p.m.** - Regular Session, Council Chambers, City Hall  
**Absent Council Members: None.**
- **Invocation (District 9)**  
The Dartmouth Middle School Band, directed by Sam Neipp, performed an original composition for the Invocation.
- **Pledge of Allegiance**  
Mayor Reed led the Pledge of Allegiance accompanied by third-grade students from the San Jose Christian School.
- **Orders of the Day**  
The Orders of the Day and the Amended Agenda were approved, with Items 3.3 and 3.7 deferred to 11/03/09.
- **Closed Session Report**  
None.

# 1. CEREMONIAL ITEMS

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- 1.1 Presentation of a proclamation recognizing the month of October as “Breast Cancer Awareness Month” in the City of San José. (Chirco/Kalra)  
**Mayor Reed, Vice Mayor Chirco and Council Member Kalra proclaimed the month of October as “Breast Cancer Awareness Month” in the City of San José, and Vice Mayor Chirco was presented with a special award of recognition for her strength, courage and resolve during her battle with breast cancer.**
- 1.2 Presentation of a commendation to the Capital Improvement Program Action Team for its leadership role in making the City’s Decade of Investment a success.  
**Mayor Reed, Chief Deputy City Manager Ed Shikada, City Manager Debra Figone and Director of Public Works Katy Allen recognized and commended the Capital Improvement Program Action Team for its leadership role in making the City’s Decade of Investment a success.**
- 1.3 Presentation of a commendation to Jan Marini Skin Research for small business success. (Economic Development/Kalra)  
**Mayor Reed and Council Member Kalra recognized and commended Jan Marini Skin Research for small business success.**
- 1.4 Presentation of a proclamation declaring the month of October 2009 as “Crime Prevention Month” in the City of San José. (Constant)  
(Rules Committee referral 10/21/09)  
**Mayor Reed Council Member Constant and Chief of Police Robert L. Davis recognized and proclaimed the month of October 2009 as “Crime Prevention Month” in the City of San José.**
- 1.5 Presentation of a proclamation declaring October 24<sup>th</sup>, 2009 as “World Polio Day” in the City of San José. (Herrera/Pyle)  
(Rules Committee referral 10/21/09)  
**Mayor Reed and Council Members Herrera and Pyle recognized and proclaimed October 24<sup>th</sup>, 2009 as “World Polio Day” in the City of San José and commended the Rotary Club for their outstanding work.**

# 2. CONSENT CALENDAR

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- 2.1 **Approval of Minutes.**  
None.
- 2.2 **Final adoption of ordinances.**  
None.
- 2.3 **Mayor and Council Excused Absence Requests.**  
None.

## 2. CONSENT CALENDAR

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### 2.4 City Memberships in Airports Council.

#### Recommendation:

- (a) Adopt a resolution:
- (1) Approving the continued full voting membership of the City of San José in Airports Council International – North America (ACI-NA).
  - (2) Designating the City Manager as the City’s authorized representative to the ACI-NA.
  - (3) Authorizing the City Manager to cast votes in support of or opposition to proposed federal legislation to be taken by the ACI-NA on behalf of its members that the Manager determines to be (a) consistent with the City’s official position; or (b) consistent with the most recently adopted City Legislative Principles, when applicable.
  - (4) In instances when the City has no official position or applicable guiding legislative principle, the Manager is authorized to take an “interim” legislative position provided that: 1) the ACI-NA is informed before the vote is cast that the City’s final legislative position will need to be approved by the City Council; and 2) the Manager report out to Council for review on any legislation where an interim vote is cast.
  - (5) Approving payment of annual membership dues as a condition of ACI-NA membership, subject to Council appropriation of funds.

#### **Resolution No. 75142 adopted.**

- (b) Adopt a resolution:
- (1) Approving full voting membership of the City of San José in the California Airports Council (CAC).
  - (2) Designating the City Manager as the City’s authorized representative to the CAC.
  - (3) Authorizing the City Manager to cast votes in support of or opposition to proposed federal or state legislation to be taken by the CAC on behalf of its members that the Manager determines to be (a) consistent with the City’s official position; or (b) consistent with the most recently adopted City Legislative Principles, when applicable.
  - (4) In instances when the City has no official position or applicable guiding legislative principle, the Manager is authorized to take an “interim” legislative position provided that: 1) the CAC is informed before the vote is cast that the City’s final legislative position will need to be approved by the City Council; and 2) the Manager report out to Council for review on any legislation where an interim vote is cast.
  - (5) Designating the Assistant Director of Aviation as the City’s alternate representative to ensure the City is always represented at membership meetings and able to cast a vote.
  - (6) Approving payment of annual membership dues and the City’s share of any other assessed costs, as established by the CAC as a condition of membership, subject to Council appropriation of funds.

CEQA: Not a Project. (Airport)

#### **Resolution No. 75143 adopted.**

## 2. CONSENT CALENDAR

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### 2.4 Construction Agreement with Westrust San José.

**Recommendation:** Adopt a resolution amending the previous Council authorization granted to the Director of Public Works to negotiate and execute a Construction Agreement with Westrust San José, LLC for certain public improvements at the northeast corner of Monterey Road and Curtner Avenue to increase the amount of reimbursement to the Developer by \$146,722, from \$979,616 to an amount not to exceed \$1,126,338. CEQA: Resolution No. 72771. The subject roadway improvements were addressed in the Final EIR prepared for the General Electric Facility Planned Development Rezoning, File No. PDC04-029. Council District 7. (Public Works)

**Resolution No. 75144 adopted.**

### 2.5 Easement on City-Owned Property to Santa Clara Valley Water District.

**Recommendation:** Adopt a resolution approving the transfer of an easement granting ingress and egress rights over City property to the Coyote Creek levee, and authorizing the City Manager to execute all documents necessary to transfer easement rights on City-owned property on Corie Court to the Santa Clara Valley Water District (District). CEQA: Not a Project. (General Services)

**Dropped per Administration.**

### 2.6 Actions Related to Historic Landmark Initiations.

**Recommendation:**

- (a) Adopt a resolution to:
  - (1) Initiate proceedings to consider the Frank and Nellie Wolfe House #9, located at 643 S. Sixth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-182 – District 3

**Resolution No. 75145 adopted.**

*(Item Continued on the next page)*

## 2. CONSENT CALENDAR

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### 2.7 Actions Related to Historic Landmark Initiations (Cont'd.)

- (b) Adopt a resolution to:
- (1) Initiate proceedings to consider the Latta House, located at 445 N. Third Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: 13<sup>th</sup> Street.

HL09-183 – District 3

**Resolution No.75146 adopted.**

- (c) Adopt a resolution to:
- (1) Initiate proceedings to consider the Field-Gross House, located at 167 S. Fourteenth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-184 – District 3

**Resolution No. 75147 adopted.**

- (d) Adopt a resolution to:
- (1) Initiate proceedings to consider the Petree House, located at 102 S. Twelfth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-185 – District 3

**Resolution No. 75148 adopted.**

*(Item Continued on the next page)*

## 2. CONSENT CALENDAR

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### 2.7 Actions Related to Historic Landmark Initiations (Cont'd.)

- (e) Adopt a resolution to:
- (1) Initiate proceedings to consider the Riggs House, located at 577 S. Twelfth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-186 – District 3

**Resolution No. 75149 adopted.**

- (f) Adopt a resolution to:
- (1) Initiate proceedings to consider the Former Second Presbyterian Manse, located at 655 S. Sixth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-187 – District 3

**Resolution No. 75150 adopted.**

#### **Recommendation:**

- (g) Adopt a resolution to:
- (1) Initiate proceedings to consider the Cox House, located at 198 S. Twelfth Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: University.

HL09-188 – District 3

**Resolution No. 75151 adopted.**

## 2. CONSENT CALENDAR

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### 2.7 Actions Related to Historic Landmark Initiations (Cont'd.)

- (h) Adopt a resolution to:
- (1) Initiate proceedings to consider the Purdy House, located at 438 N. Second Street, as a City Landmark of special historic, architectural, cultural, aesthetic or engineering interest or value of a historic nature.
  - (2) Set a public hearing on Tuesday, December 1, 2009 at 1:30 p.m. for Council consideration of City landmark designation of the structures.
  - (3) Refer the matter back to the Historic Landmarks Commission for its consideration at a public hearing, followed by a report and recommendation back to City Council.

CEQA: Not a Project. SNI: 13<sup>th</sup> Street.

HL09-189 – District 3

(Planning, Building and Code Enforcement)

**Resolution No. 75152 adopted.**

### 2.8 Agreement with Our City Forest.

**Recommendation:**

- (a) Approval of an Annual Operating Grant Agreement with Our City Forest for 2009-2010, in an amount not to exceed \$275,000; and
- (b) Approval of a Matching Grant Agreement with Our City Forest in an amount not to exceed \$120,000 for Our City Forest to apply towards its local match required for the AmeriCorps Grant.

CEQA: Exempt, File No. PP04-313. (Transportation)

**Approved.**

### 2.9 Council Member Chu's Travel to San Antonio, Texas.

**Recommendation:** Approve travel by Council Member Chu to San Antonio, Texas on November 10-14, 2009 to attend National League of Cities Congress of Cities and Exposition. Source of Funds: Mayor/Council Travel Fund. (Chu)

(Rules Committee referral 10/14/09)

**Approved.**

### 2.10 Council Member Chu's Travel to Anaheim, CA.

**Recommendation:** Approve travel by Council Member Chu to Anaheim, CA on November 19-20, 2009 to attend League of Cities Board Meeting. Source of Funds: Mayor/Council Travel Fund. (Chu)

(Rules Committee referral 10/14/09)

**Approved.**

## **2. CONSENT CALENDAR**

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### **2.11 Mobilehome Advisory Commission Appointment.**

**Recommendation:** As recommended by the Rules and Open Government Committee on October 14, 2009, approve the appointment of Donna Cox to the Mobilehome Advisory Commission as a Resident representative for an unexpired term ending December 31, 2011. (Chu)

[Rules Committee referral 10/14/09 – Item G(1)]

**Approved.**

### **2.12 Federal Alternative Fuel Excise Tax Credit Provisions in H.R. 1835 and S. 1408.**

**Recommendation:** As referred by the Rules and Open Government Committee on October 21, 2009, consider a position for the legislative objective of extending the federal alternative fuels excise tax credit in H.R. 1835 and S. 1408. (Airport)

[Rules Committee referral 10/21/09 – Item D(2)(a)]

**Position of Support Adopted.**

### **2.13 2009 National League of Cities Voting Delegate at the Annual Business Meeting.**

**Recommendation:** As referred by the Rules and Open Government Committee on October 21, 2009, consider the approval of the proposed designation of Council Member Kansen Chu as the voting delegate at the November 14, 2009 Annual Business Meeting for the National League of Cities (NLC). (City Manager's Office)

[Rules Committee referral 10/21/09 – Item H(1)]

**Approved.**

## **3. STRATEGIC SUPPORT SERVICES**

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

The City Manager provided an update on the impact to the City's budget due to the economic downturn.

### **3.2 Report of the Rules and Open Government Committee – October 7, 2009**

Mayor Reed, Chair

**Accepted.**

### **3.3 Report of the Public Safety, Finance & Strategic Support Committee – October 15, 2009**

Council Member Nguyen, Chair

**Deferred to 11/3/09 per Orders of the Day.**

### **3. STRATEGIC SUPPORT SERVICES**

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#### **3.4 Settlement with Licking Enterprises, Inc. / Purchase of Property at 1157 East Taylor Street.**

**Recommendation:**

- (a) Approve a settlement and authorize the City Attorney to execute a Settlement Agreement and Release to settle the case of Licking v. City of San Jose. Settlement includes \$2,096,000 for purchase of property for the Route 101/Mabury interchange, a leaseback of the property to the sellers for a nominal amount and payment for loss of goodwill to be determined by binding arbitration from the Building and Structure Construction Tax Fund or other legally available funds.

**Approved.**

- (b) Adopt the following Appropriation Ordinance amendments in the Building and Structure Construction Tax Fund (429):
- (1) Establish an appropriation to the Department of Transportation for the Route 101/Mabury Acquisition Project in the amount of \$2,096,000; and
  - (2) Decrease the Ending Fund Balance by \$2,096,000.

CEQA: Resolution No. 74195.1. (City Attorney's Office/City Manager's Office)

**Ordinance No. 28658 adopted.**

#### **3.5 Annual Summary of Upcoming Labor Negotiations.**

**Recommendation:** Accept staff report and public input on Annual Summary of Upcoming Labor Negotiations. CEQA: Not a Project. (City Manager's Office)

**Accepted.**

#### **3.6 Report of the Rules and Open Government Committee – September 30, 2009 Mayor Reed, Chair**

**Accepted.**

#### **3.7 Report of the Public Safety, Finance & Strategic Support Committee Special Meeting – October 14, 2009, Council Member Nguyen, Chair**

**Deferred to 11/3/09 per Orders of the Day.**

#### **3.8 Audit of Animal Care and Services.**

**Recommendation:** As recommended by the Public Safety, Finance and Strategic Support Committee on October 15, 2009, accept the audit of Animal Care and Services. (City Auditor's Office)

[Public Safety, Finance and Strategic Support Committee referral 10/15/09 – Item D(4)]

**Accepted.**

## **4. COMMUNITY & ECONOMIC DEVELOPMENT**

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### **4.1 Report of the Community & Economic Development Committee**

**Council Member Pyle, Chair.**

**No Report.**

### **4.2 Actions related to the Multi-Family Housing at Belovida at Newbury Park.**

**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 to 11/3/09 per Administration**

### **4.3 Coordinated Marketing Effort.**

**Recommendation:** As recommended by the Community and Economic Development Committee on September 28, 2009, accept staff’s verbal progress update report on the Mayors’ Budget Message directive to review marketing budgets and identify opportunities to improve collaboration and use resources most effectively on the effort to communicate key San José messages through the national /international media.

(Economic Development/Redevelopment Agency/Mayor)

[Community and Economic Development Committee referral 9/28/09 – Item D(4)]

(Deferred from 10/20/09 – Item 4.3)

**Accepted.**

## **5. NEIGHBORHOOD SERVICES**

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- 5.1 Report of the Neighborhood Services and Education Committee  
Council Member Campos, Chair  
No Report.**

## **6. TRANSPORTATION & AVIATION SERVICES**

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- 6.1 Report of the Transportation and Environment Committee  
Council Member Liccardo, Chair  
No Report.**

- 6.2 Master Agreement with URS Corporation.**

**Recommendation:** Adopt a resolution authorizing the City Manager to negotiate and execute a second amendment to the URS Corporation Master Agreement for continuing program support services on Airport capital improvement projects, increasing compensation by \$3,500,000, for a total amount not to exceed \$18,500,000. CEQA: Resolution Nos. 67380 and 71451, File No. PP 09-162. (Airport)

**Resolution No. 75153 adopted.**

- 6.3 Remove and Replace Asphalt Concrete Pavement Project 2009.**

**Recommendation:** Report on bids and award of a construction contract for the Remove and Replace Asphalt Concrete Pavement 2009 Project to the low bidder, MCK Services, Inc., in the amount of \$2,283,920, and approval of a five percent (5%) contingency in the amount of \$114,200. CEQA: Exempt, File No. PP04-039. (Transportation)

**Accepted.**

## **7. ENVIRONMENTAL & UTILITY SERVICES**

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## **8. PUBLIC SAFETY SERVICES**

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## **9. JOINT COUNCIL/REDEVELOPMENT AGENCY**

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- Notice of City Engineer's Pending Decision on Final Maps  
None.
- Notice of City Engineer's Award of Construction Projects  
None.
- Open Forum  
**(1) Ross Signorino spoke about the recent and tragic death of Alyson Snow, a victim of a street-racing crash. (2) Kathy Brandhorst expressed personal viewpoints. (3) Matt Lucero advocated the establishment of medical marijuana dispensaries in San Jose. (4) Geoffrey Mangers commented on a lawsuit he filed against the County.**
- Adjournment  
**The Council of the City of San José was adjourned at 4:32 p.m. in memory of San Jose Police Officer Desmond Casey, to honor the 10-year anniversary of his death. He died in the line of duty while piloting Air One.**